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of the
House of Delegates
of
Maryland

2014 Regular Session

Volume III

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2014 HOUSE JOURNAL

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Annapolis, Maryland
Legislative Day: March 9, 2014
Calendar Day: Wednesday, March 12, 2014

The House met at 10:24 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Jay Walker of Prince George's County.

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 386)

The Journal of March 8, 2014 was read and approved.

EXCUSES:

Del. Bobo – grandson's death
Del. Frank – medical
Del. Griffith – late – medical
Del. Harper – medical
Del. Sophocleus – illness

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 547 – ~~Senator Ferguson~~ Senators Ferguson, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Mathias, Middleton, Pugh, and Ramirez

AN ACT concerning

Economic Development – Baltimore Region – Baltimore Metropolitan Council and Advisory Board and Baltimore Region Transportation Board

FOR the purpose of ~~clarifying the purpose~~ altering the purposes of the Baltimore Metropolitan Council; altering the membership of the Council; ~~altering the membership of~~ requiring the Council to make a certain annual report; repealing provisions of law that establish the Baltimore Metropolitan Council Advisory Board; establishing the Baltimore Region Transportation Board; providing for the purpose and composition of the ~~Transportation Board; specifying that all members of the Transportation Board are voting members;~~ and generally

relating to the Baltimore Metropolitan Council and Advisory Board and the Baltimore Region Transportation Board.

BY repealing and reenacting, without amendments,
Article – Economic Development
Section 13–301, 13–304, 13–305, 13–306, and 13–308
Annotated Code of Maryland
(2008 Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 13–302, 13–303, ~~13–307, and 13–309~~ and 13–307
Annotated Code of Maryland
(2008 Volume and 2013 Supplement)

BY repealing
Article – Economic Development
Section 13–309
Annotated Code of Maryland
(2008 Volume and 2013 Supplement)

BY adding to
Article – Economic Development
Section ~~13–310~~ 13–309
Annotated Code of Maryland
(2008 Volume and 2013 Supplement)

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

Senate Bill 611 – Calvert County Senators

AN ACT concerning

Calvert County – Alcoholic Beverages – Special Event (Charity) Beer, Wine and Liquor License

FOR the purpose of establishing in Calvert County a special event (charity) beer, wine and liquor (on-sale) license; specifying the type of organization or group of individuals to which the Board of License Commissioners may issue the license, subject to certain limitations; specifying that the license authorizes a holder to hold and sell alcoholic beverages at a certain event; requiring a holder to have a person certified by an alcohol awareness program on the premises of a certain special event; requiring a holder to ~~certify to the Board that the license holder has transferred~~ transfer all of the proceeds from the sale of alcoholic beverages at a certain special event to a certain account; specifying a license 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 875 – Senators Klausmeier and Feldman

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.

Senate Bill 1044 – ~~Senator Middleton~~ Senators Middleton and Benson

AN ACT concerning

**Public Service Commission – Competitive Retail Electricity and Gas Supply –
Consumer Protection – Report**

FOR the purpose of requiring the Public Service Commission to submit a certain report to the General Assembly on or before a certain date on the status of the Commission's efforts to provide appropriate protections for consumers in connection with competitive retail electricity supply and retail gas supply and recommendations regarding ratepayer protections; specifying the contents of the report; providing for the termination of this Act; and generally relating to consumer protection in connection with competitive retail electricity and gas supply.

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

THE COMMITTEE ON ECONOMIC MATTERS REPORT #10

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 187 – Delegates Braveboy, B. Robinson, Glenn, Anderson, Barkley, Barnes, Bobo, Branch, Burns, Cane, Cardin, Carr, Carter, Clippinger, Conaway, Cullison, Dumais, Frick, Frush, Gaines, Gilchrist, Gutierrez, Hammen, Harper, Haynes, Healey, Hixson, Holmes, Howard, Hubbard, Hucker, Ivey, Jones, Kaiser, A. Kelly, Kramer, Lafferty, Lee, Love, Luedtke, McHale, McIntosh, A. Miller, Mitchell, Mizeur, Morhaim, Murphy, Nathan–Pulliam, Niemann, Oaks, Olszewski, Pena–Melnik, Proctor, S. Robinson, Rosenberg, Simmons, Stein, Stukes, Summers, Swain, Tarrant, F. Turner, V. Turner, Valderrama, Valentino–Smith, Vallario, Vaughn, Waldstreicher, Walker, A. Washington, M. Washington, and Zucker

AN ACT concerning

Labor and Employment – Maryland Wage and Hour Law – Payment of Wages

HB0187/393994/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 187

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, and Fraser–Hidalgo”; in line 3, strike “the amount of”; strike beginning with “requiring” in line 4 down through “year;” in line 7 and substitute “authorizing certain amusement and recreational establishments to pay certain employees a certain wage under certain circumstances;”; in line 9, strike “the exemption” and substitute “certain exemptions”; in line 10, strike “for certain employers”; in the same line, after the semicolon insert “altering the exemption from a certain provision of law related to the payment of overtime wages for certain amusement and recreational establishments;”; strike beginning with “altering” in line 10 down through “by” in line 11 and substitute “prohibiting the tip credit amount”; in line 11, strike “as a tip credit amount” and substitute “may include”; in line 12, 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 12 down through “employees;” in line 15; in line 18, after “employee;” insert “authorizing a court, under certain circumstances, to determine that liquidated damages should not be awarded or to award a lesser amount than required under a certain provision of this Act;”; and in line 19, after “costs;” 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 “3–415” and substitute “3–415(b)”; in the same line, strike “3–420;” and after line 5, insert:

“BY repealing and reenacting, without amendments,

Article – Labor and Employment

Section 3–415(a)

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 10, strike “(a)”; in line 23, strike the brackets; in the same line, strike “(8)” and substitute “(7)”; in the same line, strike “motion picture or”; in line 24, strike “(7)” and substitute “(8)”; in line 26, strike “OR”; in lines 27 and 29, in each instance, strike the bracket; and in line 27, strike “(10)” and substitute “(9)”.

On page 3, in line 1, strike “(8)” and substitute “(10)”; in lines 4 and 8, in each instance, strike the bracket; in line 4, strike “or”; in line 5, strike “(12)” and substitute “(11)”; in line 8, strike the period and substitute a semicolon; strike line 9 in its entirety; and in lines 10, 12, and 13, strike “(1)”, “(2)”, and “(3)”, respectively, and substitute “(12)”, “(13)”, and “(14)”, respectively.

AMENDMENT NO. 3

On page 4, in line 16, strike “(1)”; in lines 17, 19, and 25, strike “(I)”, “(II)”, and “(III)”, respectively, and substitute “(1)”, “(2)”, and “(3)”, respectively; strike beginning with the colon in line 19 down through “1.” in line 20; strike beginning with “OR” in line 20 down through “SUBSECTION;” in line 24 and substitute “AND”; in line 25, strike “FOR THE 12-MONTH PERIOD”; and strike beginning with the colon in line 25 down through “1.” in line 26.

On pages 4 through 6, strike beginning with “; OR” in line 26 on page 4 down through “CENTS” in line 9 on page 6.

AMENDMENT NO. 4

On page 4, in line 1, after “in” insert “SUBSECTION (D) OF THIS SECTION AND”.

On page 6, after line 9, 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 THAT DO NOT EXCEED 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.”.

On page 7, in line 2, strike “in excess of” and substitute “THAT DO NOT EXCEED”.

AMENDMENT NO. 5

On page 7, strike in their entirety lines 3 through 20, inclusive.

On page 8, strike in their entirety lines 8 through 30, inclusive.

AMENDMENT NO. 6

On page 8, in line 6, strike “30%”; in the same line, strike the second “of”; and in line 7, after “employee” insert “LESS \$3.63”.

AMENDMENT NO. 7

On page 9, in lines 6 and 24, in each instance, strike “TWO TIMES”; in line 19, after “(d)” insert “(1)”; in lines 22 and 27, strike “(1)” and “(3)”, respectively, and substitute “(I)” and “(III)”, respectively; in line 24, strike “(2)” and substitute “(II) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,”; and after line 27, insert:

“(2) IF AN EMPLOYER SHOWS TO THE SATISFACTION OF THE COURT THAT THE EMPLOYER ACTED IN GOOD FAITH AND REASONABLY BELIEVED THAT THE WAGES PAID TO THE EMPLOYEE WERE NOT LESS THAN THE WAGE REQUIRED UNDER THIS SUBTITLE, THE COURT MAY:

(I) DETERMINE THAT LIQUIDATED DAMAGES SHOULD NOT BE AWARDED; OR

(II) AWARD, AS LIQUIDATED DAMAGES, ANY AMOUNT LESS THAN THE AMOUNT SPECIFIED IN PARAGRAPH (1)(II) OF THIS SUBSECTION.”.

AMENDMENT NO. 8

On page 4, in line 17, strike “**JULY 1, 2014**” and substitute “**JANUARY 1, 2015**”; in line 19, strike “**JULY 1, 2015**” and substitute “**JANUARY 1, 2016,**”; and in line 25, strike “**JULY 1, 2016**” and substitute “**JANUARY 1, 2017,**”.

On page 9, in line 29, strike “June 1, 2014” and substitute “January 1, 2015”.

The preceding 8 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #11

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 137 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Beauty Salon License
MC 9–14**

HB0137/753193/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 137
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2, 4, and 12, in each instance, after “County” insert “and St. Mary’s County”; in line 5, after “that” insert “, in Montgomery County,”; in line 6,

after “permit;” insert “requiring that, in St. Mary’s County, a recipient of the license be a holder of a beauty salon permit and an operator of a beauty salon in a certain jurisdiction;”; in the same line, after “glass” insert “for consumption by a certain customer”; and in line 15, after “8–216.5” insert “and 8–219.1”.

AMENDMENT NO. 2

On page 2, in line 8, after “**PROVIDE**” insert “**NO MORE THAN 5 OUNCES OF**”; in the same line, strike “**AND**” and substitute “**OR**”; in the same line, after “**CONSUMPTION**” insert “**BY A BEAUTY SALON CUSTOMER;**”; strike line 9 in its entirety; in line 10, strike “**A**” and substitute “**WHEN THE CUSTOMER IS PROVIDED A**”; in line 11, strike “**IS PROVIDED**”; in line 12, strike “**A**” and substitute “**WHILE THE CUSTOMER IS ATTENDING A**”; in the same line, strike “**IS HELD**” and substitute “**AT THE BEAUTY SALON**”; in the same line, strike “**A PERMIT FROM**”; in line 13, strike “**IS**” and substitute “**HAS**”; in the same line, after “**ISSUED**” insert “**A PERMIT**”; and in line 19, strike “**MIDNIGHT.**” and substitute “**9:00 P.M.**”.

AMENDMENT NO. 3

On page 2, after line 23, insert:

“8–219.1.

(A) THIS SECTION APPLIES ONLY IN ST. MARY’S COUNTY.

(B) THE BOARD OF LICENSE COMMISSIONERS FOR ST. MARY’S COUNTY MAY ISSUE A SPECIAL BEAUTY SALON BEER AND WINE LICENSE TO A PERSON WHO:

(1) HOLDS A BEAUTY SALON PERMIT UNDER § 5–501 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE; AND

(2) OPERATES A BEAUTY SALON IN LEONARDTOWN.

(C) A BEAUTY SALON LICENSE AUTHORIZES THE LICENSE HOLDER TO PROVIDE NO MORE THAN 5 OUNCES OF BEER OR WINE BY THE GLASS FOR ON–PREMISES CONSUMPTION BY A BEAUTY SALON CUSTOMER:

(1) WHEN THE CUSTOMER IS PROVIDED A COSMETOLOGY SERVICE UNDER § 5-101(L) OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE; OR

(2) WHILE THE CUSTOMER IS ATTENDING A FUNDRAISING EVENT AT THE BEAUTY SALON FOR WHICH THE COUNTY SHERIFF HAS ISSUED A PERMIT.

(D) A BEAUTY SALON LICENSE MAY NOT BE TRANSFERRED TO ANOTHER LOCATION.

(E) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, A HOLDER OF THE LICENSE MAY PROVIDE BEER AND WINE FOR ON-PREMISES CONSUMPTION DURING NORMAL BUSINESS HOURS BUT NOT LATER THAN 9:00 P.M.

(F) THE ANNUAL LICENSE FEE IS \$100.

(G) AN ESTABLISHMENT FOR WHICH A BEAUTY SALON LICENSE IS ISSUED IS SUBJECT TO THE ALCOHOL AWARENESS TRAINING REQUIREMENTS UNDER § 13-101 OF THIS ARTICLE.”.

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 189 – Delegates Serafini, Dwyer, George, Glass, and Schuh

AN ACT concerning

**Maryland Occupational Safety and Health Act – Chemical Information List –
Submission to Department of the Environment – Repeal**

HB0189/313798/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 189

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 3 in its entirety and substitute “Submission, Maintenance, and Accessibility”; strike beginning with “repealing” in line 6 down through “Department” in line 7 and substitute “requiring certain employers that cease to operate as a business or to take certain actions related to hazardous chemicals to submit a certain chemical information list to the Department; requiring the Department to keep the chemical information list for a certain period of time; requiring an employer or, under certain circumstances, the Department, to provide access to information on a certain chemical information list to certain individuals under certain circumstances; recodifying and revising certain provisions of law concerning access to certain chemical information lists”; and after line 17, insert:

“BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 5–405 and 5–407

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 3, insert:

“5–405.

(a) This section does not apply to a consumer product or foodstuff that is:

(1) packaged for distribution to and intended for use by the general public; and

(2) handled unopened or stored unopened in a retail establishment, including its storeroom or warehouse.

(b) (1) To comply with the requirements of 29 C.F.R. 1910.1200(e)(1)(i) for a list of hazardous chemicals, each employer shall compile and maintain a chemical information list for each hazardous chemical that is formulated, handled,

manufactured, packaged, processed, reacted, repackaged, stored, or transferred in the workplace of the employer.

(2) Within 30 days after a hazardous chemical is introduced into the workplace of an employer, the employer shall add the hazardous chemical to the chemical information list. The employer need not place the hazardous chemical alphabetically on the chemical information list until the employer next revises the list as required under paragraph (3) of this subsection.

(3) Every 2 years, an employer shall revise the chemical information list.

(c) For each hazardous chemical on a chemical information list, the list shall:

(1) contain its chemical and common names; and

(2) identify each work area where the hazardous chemical is found.

(d) Each compilation of a chemical information list and each revision under subsection (b) of this section shall list the hazardous chemicals on the list in alphabetical order according to common name.

(e) (1) Each employer shall keep, for at least 40 years, each chemical information list that the employer compiles or revises.

(2) (I) IF AN EMPLOYER'S BUSINESS CEASES TO OPERATE OR FORMULATE, HANDLE, MANUFACTURE, PACKAGE, PROCESS, REACT, REPACKAGE, STORE, OR TRANSFER HAZARDOUS CHEMICALS IN A WORKPLACE REGULATED UNDER THIS SUBTITLE, THE EMPLOYER PROMPTLY SHALL SUBMIT THE MOST RECENT CHEMICAL INFORMATION LIST TO THE DEPARTMENT OF THE ENVIRONMENT.

(II) THE DEPARTMENT OF THE ENVIRONMENT SHALL KEEP, FOR AT LEAST 40 YEARS, THE CHEMICAL INFORMATION LIST THAT THE EMPLOYER PROVIDES UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH."

On page 3, after line 5, insert:

“5-407.

(a) (1) An employee or designated representative may ask an employer for:

(i) access to a chemical information list maintained by the employer; and

(ii) a copy of the chemical information list or any material safety data sheet in the workplace of the employee.

(2) An employer shall comply with a request under this subsection:

(i) for access, in the workplace of the employee, within 1 working day after a request; and

(ii) for a copy, within 5 days after a request.

(3) To comply with a request for a copy, an employer shall provide, without charge to the employee or designated representative, the copy or the mechanical means to produce the copy. If, during a calendar year, more than 1 copy is requested for an employee the employer may assess a reasonable charge for each additional copy.

(4) An employer shall make the material safety data sheet readily accessible in accordance with 29 C.F.R. 1910.1200(g)(8).

(5) If an employer fails to comply with this subsection, an employee who requests the information may refuse to work with the hazardous chemical for which the chemical information list or material safety data sheet was requested.

(b) [A person described in Title 6, Subtitle 5 of the Environment Article has access to a chemical information list or material safety data sheet in accordance with that subtitle.]

ON RECEIPT OF A WRITTEN REQUEST, AN EMPLOYER OR, IF THE EMPLOYER’S BUSINESS HAS CEASED OPERATING AS DESCRIBED IN § 5-405(E)(2) OF THIS SUBTITLE, THE DEPARTMENT OF THE ENVIRONMENT

SHALL PROVIDE ACCESS TO INFORMATION ON A CHEMICAL INFORMATION LIST TO:

(1) AN INDIVIDUAL WHO PROVIDES FIRE, AMBULANCE, OR RESCUE SERVICE FOR THE APPROPRIATE GEOGRAPHIC AREA;

(2) A NURSE, PHYSICIAN, OR PHYSICIAN’S ASSISTANT WHO IS PROVIDING EMERGENCY MEDICAL TREATMENT;

(3) THE COMMISSIONER;

(4) A FORMER EMPLOYEE;

(5) AN INDEPENDENT CONTRACTOR OR EMPLOYER;

(6) ANY ENVIRONMENTAL, CIVIC, OR CONSUMER ORGANIZATION IN THE STATE; AND

(7) ANY INDIVIDUAL WHO LIVES:

(I) IN A LOCAL COMMUNITY WHERE A BUSINESS STORES, PRODUCES, OR LOCATES HAZARDOUS OR TOXIC CHEMICALS; OR

(II) IN THE NEAREST LOCAL COMMUNITY TO A BUSINESS THAT STORES, PRODUCES, OR LOCATES HAZARDOUS OR TOXIC CHEMICALS.”.

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 219 – Delegates Jameson, Love, and Minnick

AN ACT concerning

**Workers' Compensation – Workers' Compensation Commission – Issuance of
Subpoenas**

HB0219/943494/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 219

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 4 and 5, strike “authorize the issuance of” and substitute “issue”; and in line 5, after “circumstances;” insert “authorizing the Commission to assess certain costs and fees against a certain party under certain circumstances; making a stylistic change;”.

AMENDMENT NO. 2

On page 1, in line 18, strike “pertinent” and substitute “**RELEVANT**”; in lines 19, 20, and 21, in each instance, strike the bracket; strike beginning with “**CLAIM**” in line 19 down through “**PENDING**” in line 20; in line 21, strike “**AUTHORIZE THE ISSUANCE OF A SUBPOENA**”; and strike line 23 in its entirety.

On page 2, in lines 1 and 2, strike “**(2)**” and “**(3)**”, respectively, and substitute “**(1)**” and “**(2)**”, respectively; in line 2, after “party” insert “**, AS AUTHORIZED UNDER § 9-719 OF THIS TITLE**”; after line 2, insert:

“(C) ON A REQUEST OF A PARTY TO A CLAIM ON WHICH ISSUES ARE CURRENTLY PENDING, THE COMMISSION SHALL ISSUE A SUBPOENA FOR RELEVANT DOCUMENTATION TO BE PRODUCED AT THE OFFICE OF THE REQUESTING PARTY AND DISTRIBUTED TO ALL PARTIES TO THE CLAIM IN ACCORDANCE WITH REGULATIONS ADOPTED BY THE COMMISSION.”

“(D) IF THE COMMISSION, AFTER AN EVIDENTIARY HEARING, DETERMINES THAT A SUBPOENA WAS REQUESTED IN BAD FAITH, THE COMMISSION MAY ASSESS AGAINST THE REQUESTING PARTY THE WHOLE COST OF THE PROCEEDING, INCLUDING REASONABLE ATTORNEY’S FEES.”;

in line 3, strike “(c)” and substitute “**(E)**”; and in line 7, strike “October” and substitute “July”.

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 603 – Delegates Jameson, Bates, Guzzone, Hixson, Impallaria, W. Miller, Schulz, and Vaughn

AN ACT concerning

Limited Lines Insurance Licenses – Self-Service Storage Agents

HB0603/843897/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 603

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Agents” and substitute “Producers”; in lines 4, 9, 11, 12, 14, 18, and 20, in each instance, strike “agent” and substitute “producer”; in lines 4 and 6, in each instance, strike “or operator”; in line 5, strike “who meets” and substitute “and certain individuals who meet”; in line 6, after the semicolon, insert “prohibiting an owner from offering or selling certain insurance unless the owner holds a certain license and makes a certain designation;”; in line 17, strike “and”; in the same line, strike the semicolon and substitute “, and the producer advises an occupant of certain information and requires an occupant to take certain actions under certain circumstances;”; in lines 18 and 20, in each instance, strike “agents” and substitute “authorized representatives”; in line 19, after “matters” insert “under certain circumstances”; in the same line, after the semicolon insert “establishing a certain responsibility of and requiring certain actions by designated responsible producers;”; in line 21, after “acts;” insert “authorizing the Commissioner to suspend, revoke, or renew a certain license under certain circumstances; 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; authorizing the Commissioner to adopt certain regulations;”; in line 23,

strike “agents” and substitute “producers”; in line 26, strike “10–810” and substitute “10–812”; and in line 27, strike “Agents” and substitute “Producers”.

AMENDMENT NO. 2

On page 2, in line 4, strike “**AGENTS**” and substitute “**PRODUCERS**”; after line 7, insert:

“(B) “AUTHORIZED REPRESENTATIVE” MEANS AN INDEPENDENT CONTRACTOR OF AN OWNER OF A SELF–SERVICE STORAGE FACILITY.

“(C) “BUSINESS ENTITY” HAS THE MEANING STATED IN § 5–511 OF THIS ARTICLE.

“(D) “DESIGNATED RESPONSIBLE PRODUCER” MEANS AN INDIVIDUAL WHO:

(1) HOLDS A LIMITED LINES LICENSE UNDER THIS SUBTITLE; AND

(2) IS DESIGNATED BY THE OWNER AS RESPONSIBLE FOR THE OWNER’S COMPLIANCE WITH INSURANCE LAWS, RULES, AND REGULATIONS OF THE STATE.”;

in lines 8, 11, 13, and 24, in each instance, strike “(B)”, “(C)”, “(D)”, and “(F)”, respectively, and substitute “(E)”, “(F)”, “(G)”, and “(H)”, respectively; strike in their entirety lines 21 through 23, inclusive; and after line 27, insert:

“(I) “SELF–SERVICE STORAGE PRODUCER” MEANS:

(1) AN OWNER OF A SELF–STORAGE FACILITY WHO HOLDS A LIMITED LINES LICENSE UNDER THIS SUBTITLE; OR

(2) A DESIGNATED RESPONSIBLE PRODUCER.”.

On page 3, in lines 2, 5, 21, 25, 27, and 30, in each instance, strike “AGENT” and substitute “**PRODUCER**”; in lines 2 and 14, in each instance, strike “OR OPERATOR”; in line 2, after “TO” insert “:

(1)”;

in line 4, after “SUBTITLE” insert “; AND

(2) AN INDIVIDUAL WHO:

(I) IS DESIGNATED BY THE OWNER AS RESPONSIBLE FOR THE OWNER’S COMPLIANCE WITH INSURANCE LAWS, RULES, AND REGULATIONS OF THE STATE; AND

(II) MEETS THE REQUIREMENTS OF THIS SUBTITLE”;

after line 13, insert:

“(C) AN OWNER OF A SELF-SERVICE STORAGE FACILITY MAY NOT OFFER OR SELL INSURANCE UNDER THIS SUBTITLE UNLESS THE OWNER, AS A BUSINESS ENTITY:

(1) HOLDS A LIMITED LINES LICENSE UNDER THIS SUBTITLE; AND

(2) HAS A DESIGNATED RESPONSIBLE PRODUCER.”;

in line 14, strike “(C)” and substitute “(D)”; and in line 18, strike “OR A SURPLUS LINES INSURER” and substitute “PROVIDED THAT THE OWNER DOES NOT ENGAGE IN THE SALE, SOLICITATION, OR NEGOTIATION OF INSURANCE ADVERTISED IN THE BROCHURES AND PROMOTIONAL MATERIALS”.

AMENDMENT NO. 3

On page 4, in lines 1, 4, 8, 12, 16, 18, and 26, in each instance, strike “AGENT” and substitute “PRODUCER”; in line 23, after “BENEFITS,” insert “DEDUCTIBLES,”; in line 26, strike “DUPLICATE” and substitute “PROVIDE COVERAGE THAT IS COMPARABLE TO”; after line 29, insert:

“(III) STATE WHETHER THE PURCHASE OF COVERAGE UNDER A POLICY OFFERED UNDER THIS SUBTITLE WOULD MAKE THE COVERAGE PRIMARY TO ANY OTHER COVERAGE, INCLUDING DUPLICATE COVERAGE;”;

and in line 30, strike “(III)” and substitute “(IV)”.

On pages 4 and 5, strike beginning with “IF” in line 30 on page 4 down through “2.” in line 3 on page 5 and substitute “THE PURCHASE OF INSURANCE COVERAGE IS NOT REQUIRED AS A CONDITION OF RENTAL AT A SELF-SERVICE STORAGE FACILITY IF THE OCCUPANT”.

On page 5, in line 4, strike “AND”; in line 5, strike “(IV)” and substitute “(V)”; in the same line, after the semicolon insert “AND”

(VI) INCLUDE CONTACT INFORMATION FOR FILING A COMPLAINT WITH THE COMMISSIONER;”;

in line 10, strike “AND”; strike beginning with the colon in line 11 down through “(I)” in line 12; and strike beginning with “OR” in line 13 down through “INSURER” in line 14 and substitute “AND”

(5) AS A CONDITION OF THE SALE OF INSURANCE, THE SELF-SERVICE STORAGE PRODUCER:

(I) REQUIRES THE OCCUPANT TO EXECUTE A DOCUMENT ACKNOWLEDGING THE AMOUNT OF COVERAGE UNDER THE POLICY PURCHASED; AND

(II) IF THE OCCUPANT HAS CONTENTS IN THE LEASED SPACE OF A VALUE GREATER THAN THE COVERAGE UNDER THE POLICY:

1. ADVISES THE OCCUPANT IN WRITING TO CONTACT A PROPERTY AND CASUALTY INSURANCE PRODUCER LICENSED UNDER SUBTITLE 1 OF THIS TITLE TO OBTAIN ADDITIONAL COVERAGE TO REFLECT THE VALUE OF THE CONTENTS IN THE LEASED SPACE; AND

2. REQUIRES THE OCCUPANT TO ACKNOWLEDGE RECEIPT OF THE NOTICE UNDER ITEM 1 OF THIS ITEM”.

On page 5, in line 16, strike the first “AGENT” and substitute “AUTHORIZED REPRESENTATIVE”; in the same line, strike “STORAGE AGENT” and substitute “STORAGE PRODUCER”; in lines 18, 21, 22, 25, and 27, in each instance, strike “AGENT” and substitute “PRODUCER”; in line 19, after “SUBTITLE” insert “IF THE EMPLOYEE OR AUTHORIZED REPRESENTATIVE RECEIVES THE TRAINING UNDER § 10-808 OF THIS SUBTITLE”; in line 20, strike “AGENT” and substitute “AUTHORIZED REPRESENTATIVE”; after line 23, insert:

“(C) THE DESIGNATED RESPONSIBLE PRODUCER:

(1) IS RESPONSIBLE FOR THE ACTS OF THE EMPLOYEES OR AUTHORIZED REPRESENTATIVES OF THE OWNER WHO OFFER OR SELL LIMITED LINES INSURANCE, AS AUTHORIZED UNDER THIS SUBTITLE, ON BEHALF OF THE OWNER;

(2) SHALL USE REASONABLE MEANS TO ENSURE COMPLIANCE BY THE EMPLOYEES OR AUTHORIZED REPRESENTATIVES WITH THIS SUBTITLE;

(3) SHALL MAINTAIN A REGISTER, ON A FORM THE COMMISSIONER REQUIRES, OF EACH EMPLOYEE OR AUTHORIZED REPRESENTATIVE OF THE OWNER WHO OFFERS LIMITED LINES INSURANCE ON BEHALF OF THE OWNER; AND

(4) SHALL SUBMIT THE REGISTER FOR INSPECTION BY THE COMMISSIONER WITHIN 30 DAYS AFTER RECEIVING A REQUEST BY THE COMMISSIONER FOR INSPECTION.”;

in line 26, strike “AGENTS” and substitute “AUTHORIZED REPRESENTATIVES”; and after line 29, insert:

“(1) INCLUDE GENERAL INFORMATION ABOUT HOMEOWNERS, RENTERS, BUSINESS, AND SIMILAR INSURANCE THAT AN OCCUPANT MAY HAVE THAT MAY PROVIDE COVERAGE FOR PROPERTY LOCATED IN A SELF-STORAGE FACILITY;

(2) INCLUDE INFORMATION ABOUT THE MATERIAL TERMS OF INSURANCE COVERAGE OFFERED TO OCCUPANTS UNDER THIS SUBTITLE, INCLUDING THE PRICE, BENEFITS, DEDUCTIBLES, EXCLUSIONS, AND CONDITIONS OF THE INSURANCE;”.

On page 6, in lines 1 and 3, strike “(1)” and “(2)”, respectively, and substitute “(3)” and “(4)”, respectively; in line 3, after “INCLUDE” insert “ANY OTHER”; strike beginning with “ABOUT” in line 3 down through “SUBTITLE” in line 4 and substitute “THE COMMISSIONER MAY REQUIRE”; in line 6, strike “AGENT” and substitute “PRODUCER”; in the same line, strike “AGENTS” and substitute “AUTHORIZED REPRESENTATIVES”; after line 13, insert:

“(A) THE COMMISSIONER MAY SUSPEND, REVOKE, OR REFUSE TO RENEW A LIMITED LINES LICENSE ISSUED UNDER THIS SUBTITLE AFTER NOTICE AND OPPORTUNITY FOR A HEARING UNDER TITLE 2, SUBTITLE 2 OF THIS ARTICLE IF THE SELF-SERVICE STORAGE PRODUCER OR AN EMPLOYEE OR AUTHORIZED REPRESENTATIVE OF THE SELF-SERVICE STORAGE PRODUCER WHO OFFERS OR SELLS LIMITED LINES INSURANCE ON BEHALF OF THE SELF-SERVICE STORAGE PRODUCER HAS:

(1) WILLFULLY VIOLATED THIS ARTICLE OR ANOTHER LAW OF THE STATE THAT RELATES TO INSURANCE;

(2) OPERATED WITHOUT A LIMITED LINES LICENSE AS REQUIRED UNDER THIS SUBTITLE;

(3) FAILED TO PROVIDE THE DISCLOSURES REQUIRED UNDER § 10-806 OF THIS SUBTITLE;

(4) OFFERED OR SOLD UNAPPROVED INSURANCE PRODUCTS;

(5) FAILED TO TRAIN EMPLOYEES OR AUTHORIZED REPRESENTATIVES AS REQUIRED UNDER § 10-808 OF THIS SUBTITLE; OR

(6) MISREPRESENTED PERTINENT FACTS OR POLICY PROVISIONS CONCERNING A POLICY FOR A SELF-SERVICE STORAGE FACILITY.

(B) INSTEAD OF, OR IN ADDITION TO, SUSPENDING OR REVOKING A LIMITED LINES LICENSE ISSUED UNDER THIS SUBTITLE, THE COMMISSIONER MAY:

(1) IMPOSE ON THE SELF-SERVICE STORAGE PRODUCER A PENALTY OF NOT MORE THAN \$2,500 FOR EACH VIOLATION OF THIS SUBTITLE; AND

(2) REQUIRE THAT RESTITUTION BE MADE TO ANY PERSON WHO HAS SUFFERED FINANCIAL INJURY BECAUSE OF A VIOLATION OF THIS SUBTITLE.

10-811.”;

in line 16, strike “AGENT” and substitute “PRODUCER”; strike beginning with “A” in line 18 down through “IS” in line 20 and substitute “THE PAYMENT OF COMPENSATION BY THE SELF-SERVICE STORAGE PRODUCER TO AN EMPLOYEE OR AUTHORIZED REPRESENTATIVE WHO OFFERS OR SELLS LIMITED LINES INSURANCE THAT IS INCIDENTAL TO THE EMPLOYEE’S OR AUTHORIZED REPRESENTATIVE’S OVERALL COMPENSATION AND”; after line 20, insert:

“10-812.

THE COMMISSIONER MAY ADOPT REGULATIONS TO CARRY OUT THIS SUBTITLE, INCLUDING REGULATIONS CONCERNING:

(1) THE FORM AND CONTENT OF REQUIRED DISCLOSURES TO CUSTOMERS;

(2) THE TRAINING REQUIREMENTS FOR EMPLOYEES OR AUTHORIZED REPRESENTATIVES WHO OFFER OR SELL LIMITED LINES INSURANCE UNDER THIS SUBTITLE; AND

(3) THE QUALIFICATIONS OF THE INDIVIDUALS WHO PROVIDE THE TRAINING REQUIRED UNDER § 10-808 OF THIS SUBTITLE.

SECTION 2. AND BE IT FURTHER ENACTED, That the Maryland Insurance Commissioner:

(1) shall keep track of complaints from consumers regarding the offering and sale of self-service storage insurance by self-service storage producers and employees and authorized representatives who offer and sell self-service storage insurance on behalf of an owner of a self-service storage facility, including:

(i) the number of complaints;

(ii) a summary of the allegations contained in the complaints;

and

(iii) the disposition of the complaints;

(2) based on the complaints under paragraph (1) of this section and any other information the Commissioner determines necessary, shall determine whether and how self-service storage producers and employees and authorized representatives who offer and sell self-service storage insurance on behalf of an owner of a self-service storage facility should be compensated for offering and selling self-service storage insurance; and

(3) on or before January 1, 2017, shall report the Commissioner's findings and recommendations, in accordance with § 2-1246 of the State Government Article, to the Senate Finance Committee and the House Economic Matters Committee.”;

and in line 21, strike “2.” and substitute “3.”.

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 with amendments:

House Bill 801 – Delegates Lee, Carr, Conway, Cullison, Glenn, Gutierrez, Hough, Howard, A. Kelly, Krebs, McComas, Rudolph, Sophocleus, Stocksdales, Szeliga, and Valentino-Smith

AN ACT concerning

**Commission on Maryland Cybersecurity Innovation and Excellence –
Membership and Termination Date**

HB0801/283093/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 801

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “Membership” insert “, Duties,”; strike beginning with “requiring” in line 5 down through “year;” in line 7 and substitute “requiring that, to the extent practicable, certain members of the Commission reasonably reflect the geographic, racial, ethnic, cultural, and gender diversity of the State; altering which members cochair the Commission; requiring the Commission to 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 date by the which the Commission must submit a certain report to the Governor and the General Assembly;”; and in line 7, strike “repealing” and substitute “altering”.

AMENDMENT NO. 2

On page 2, in line 5, in each instance, strike the bracket; in the same line, strike “**TWO MEMBERS**”; in line 7, strike “one member” and substitute “**THREE MEMBERS**”; in line 20, strike “and”; after line 20, insert:

“(IX) THE CHAIR OF THE MARYLAND HEALTH CARE COMMISSION, OR THE CHAIR’S DESIGNEE; AND”;

and in line 21, strike “(ix)” and substitute “**(X)**”.

On page 3, after line 3, insert:

“(2) TO THE EXTENT PRACTICABLE, THE MEMBERS APPOINTED BY THE GOVERNOR SHALL REASONABLY REFLECT THE GEOGRAPHIC, RACIAL, ETHNIC, CULTURAL, AND GENDER DIVERSITY OF THE STATE.”;

in line 4, strike “(2)” and substitute “**(3)**”; in line 17, strike “members appointed by the”; and in line 18, strike “cochair” and substitute “**APPOINT THE COCHAIRS OF**”.

AMENDMENT NO. 3

On page 5, in line 8, after “activities” insert “;**AND**”

(6) WORK, IN COLLABORATION WITH THE MARYLAND HEALTH CARE COMMISSION AND OTHER STAKEHOLDERS, TO DEVELOP STRATEGIES TO ENABLE ORGANIZATIONS THAT ADOPT TELEMEDICINE TO PRACTICE SAFE SECURITY TECHNIQUES TO MINIMIZE SUCCESSFUL CYBER ATTACKS”.

AMENDMENT NO. 4

On page 5, in lines 9, 10, 13, 15, 18, 20, 23, and 25, in each instance, strike the bracket; in line 9, strike “**JANUARY 1 OF EACH YEAR**”; in line 10, strike “A”; in line 13, strike “2014” and substitute “**2015**”; in lines 18 and 23, in each instance, strike “3” and substitute “**4**”; and in lines 19 and 24, in each instance, strike “2014” and substitute “**2015**”.

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 924 – Delegates Arora, Barkley, Barnes, Braveboy, Glenn, Hucker, and Kramer

AN ACT concerning

**Consumer Protection – Monitoring Consumer Behavior and Shopping Habits
– Required Notice**

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 977 – Prince George’s County Delegation and Montgomery County Delegation

AN ACT concerning

**Maryland–National Capital Park and Planning Commission Park Police –
Workers’ Compensation – Lyme Disease Presumption – Repeal of
Termination Date
PG/MC 110–14**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 1022 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Board of License Commissioners – Membership
PG 309–14**

HB1022/423896/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1022

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute “Howard County and Prince George’s County – Alcoholic Beverages – Membership and Compensation of Boards”; in line 11, after “party;” insert “providing that the compensation for the Howard County Appointed Alcoholic Beverage Hearing Board shall be the amount set by the Howard County Council;”; in line 15, after “County” insert “and the Howard County Appointed Alcoholic Beverage Hearing Board”; and in line 18, after “15–101(r)” insert “and 15–107.1(f)”.

AMENDMENT NO. 2

On page 3, after line 5, insert:

“15-107.1.

(f) (1) The compensation of the Hearing Board members for the performance of their duties shall be[:

(i) For the chairperson, \$55 per meeting attended, not to exceed \$1,300 in a fiscal year regardless of the number of meetings attended; and

(ii) For other Hearing Board members, \$50 per meeting attended, not to exceed \$1,200 in a fiscal year regardless of the number of meetings attended] THE AMOUNT SET BY THE HOWARD COUNTY COUNCIL; and

(2) The compensation of the Liquor Board members for the performance of their duties shall be:

(i) For the chairperson, \$55 per meeting attended, not to exceed \$1,300 in a fiscal year regardless of the number of meetings attended; and

(ii) For other Liquor Board members, \$50 per meeting attended, not to exceed \$1,200 in a fiscal year regardless of the number of meetings attended.”;

in line 6, after “That” insert “, under Article 2B, § 15-101(r) as enacted by this Act.”; and in line 11, strike “commissioners” and substitute “Prince George’s County Board of License Commissioners”.

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 1082 – Delegates Jameson, Love, Minnick, and Schuh

AN ACT concerning

Title Insurers – Statutory or Unearned Premium Reserve for Escrow Losses

HB1082/923392/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1082

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Reserve for Escrow Losses” and substitute “Reserves”; strike beginning with “altering” in line 6 down through “insurer;” in line 25 and substitute “altering a certain provision of law relating to a certain certification a title insurer is required to file with its annual report;”; in line 25, strike “stylistic and conforming changes” and substitute “a clarifying change; repealing certain obsolete provisions of law”; and strike beginning with “providing” in line 27 down through “Act;” in line 28.

On page 2, strike in their entirety lines 5 through 25, inclusive.

AMENDMENT NO. 2

On page 3, in line 4, strike “(1)”; in lines 8 and 11, strike “(i)” and “(ii)”, respectively, and substitute “(1)” and “(2)”, respectively; in line 9, after “for” insert “THE RETAINED LIABILITY FOR”; and in lines 14, 16, 18, 20, 22, and 24, strike “1.”, “2.”, “3.”, “4.”, “5.”, and “6.”, respectively, and substitute “(I)”, “(II)”, “(III)”, “(IV)”, “(V)”, and “(VI)”, respectively.

On pages 3 and 4, strike in their entirety the lines beginning with line 26 on page 3 through line 2 on page 4, inclusive.

On page 4, in line 5, after the first “the” insert “CASUALTY ACTUARIAL SOCIETY, OR A MEMBER IN GOOD STANDING OF THE”; and in the same line, after “Actuaries” insert “WHO HAS BEEN APPROVED AS QUALIFIED FOR SIGNING CASUALTY LOSS RESERVE OPINIONS BY THE CASUALTY PRACTICE COUNCIL OF THE AMERICAN ACADEMY OF ACTUARIES.”.

On pages 4 through 7, strike in their entirety the lines beginning with line 17 on page 4 through line 24 on page 7, inclusive.

On page 7, in lines 25 and 30, strike “3.” and “5.”, respectively, and substitute “2.” and “3.”, respectively; in line 25, strike “Section 1 of”; strike in their entirety lines 28 and 29; and in lines 30 and 31, strike “, except as provided in Section 4 of this 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 Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

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

AN ACT concerning

Cigarettes – County Retail License Holder – Prohibited Sales

HB1159/303493/2

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1159

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and O’Donnell” and substitute “O’Donnell, Aumann, Barkley, Braveboy, Burns, Clagett, Davis, Glenn, Hucker, Impallaria, Jameson, Love, McHale, Minnick, W. Miller, Mitchell, Olszewski, Rudolph, Schuh, Schulz, Stifler, and Vaughn”; and in line 9, after “Act;” insert “authorizing certain employees of the Field Enforcement Bureau of the Comptroller’s Office to enforce certain provisions of this Act;”.

AMENDMENT NO. 2

On page 2, in line 11, before “A” insert “(A)”; and after line 15, insert:

“(B) AUTHORIZED EMPLOYEES OF THE FIELD ENFORCEMENT BUREAU OF THE COMPTROLLER’S OFFICE MAY ENFORCE THE PROVISIONS OF SUBSECTION (A) 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 Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 1207 – Delegate Simmons

AN ACT concerning

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

HB1207/183293/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 1207

(First Reading File Bill)

On page 2, in line 28, strike “SPECIFIED” and substitute “RELEVANT”.

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 1243 – Delegate Hucker

AN ACT concerning

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

HB1243/443890/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1243

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with the second “a” in line 4 down through “resident” in line 5 and substitute “an entity formed, organized, or existing under the laws”; strike beginning with “requiring” in line 6 down through “date” in line 9 and substitute “requiring a person required to submit a filing in accordance with a certain exemption to pay a certain fee for each filing”; and in line 19, after “Section” insert “11-506 and”.

AMENDMENT NO. 2

On page 4, after line 3, insert:

“11-506.

(a) Except as provided in § 11-510.1 of this subtitle, a person filing an application to register securities shall pay a fee of 0.1 percent of the maximum aggregate offering price at which the securities are to be offered in this State, but the fee may not be less than \$500 or more than \$1,500.

(b) (1) [A] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A person required to submit a filing in accordance with an exemption granted under this title shall pay a fee of \$400 for each filing.

(2) A PERSON REQUIRED TO SUBMIT A FILING IN ACCORDANCE WITH THE EXEMPTION GRANTED UNDER § 11-601(16) OF THIS TITLE SHALL PAY A FEE OF \$100 FOR EACH FILING.

[(2)] (3) A person required to submit a notice of the offer or sale of federal covered securities under § 11-503.1(c) of this subtitle shall pay a fee of \$100 for each filing.

(c) The Commissioner shall retain the fee, if:

(1) An application to register securities is withdrawn before the effective date;

(2) A notice of the offer or sale of a federal covered security is withdrawn; or

(3) A preeffective stop order is entered under §§ 11-511 through 11-513 of this subtitle.”.

AMENDMENT NO. 3

On pages 4 and 5, strike in their entirety the lines beginning with line 16 on page 4 through line 11 on page 5, inclusive, and substitute:

“(16) TO THE EXTENT THE COMMISSIONER BY RULE OR ORDER MAY PERMIT, ANY SECURITY ISSUED BY AN ENTITY FORMED, ORGANIZED, OR EXISTING UNDER THE LAWS OF THE STATE IF:

(I) THE OFFERING OF THE SECURITY IS CONDUCTED IN ACCORDANCE WITH § 3(A)(11) OF THE SECURITIES ACT OF 1933 AND RULE 147 ADOPTED UNDER THE SECURITIES ACT OF 1933;

(II) THE OFFER AND SALE OF THE SECURITY ARE MADE ONLY TO RESIDENTS OF THE STATE;

(III) THE AGGREGATE PRICE OF SECURITIES IN AN OFFERING UNDER THIS ITEM DOES NOT EXCEED \$100,000;

(IV) THE TOTAL CONSIDERATION PAID BY ANY PURCHASER OF SECURITIES IN AN OFFERING UNDER THIS ITEM DOES NOT EXCEED \$100;

(V) NO COMMISSION OR OTHER REMUNERATION IS PAID IN CONNECTION WITH AN OFFERING OF SECURITIES UNDER THIS ITEM TO ANY PERSON WHO IS NOT REGISTERED AS REQUIRED UNDER THIS TITLE;

(VI) NEITHER THE ISSUER NOR ANY OF ITS RELATED PERSONS IS SUBJECT TO A DISQUALIFICATION AS DEFINED BY THE COMMISSIONER BY RULE OR ORDER; AND

(VII) THE SECURITY IS SOLD IN AN OFFERING CONDUCTED IN COMPLIANCE WITH ANY CONDITIONS ESTABLISHED BY RULE OR ORDER OF THE COMMISSIONER, WHICH MAY INCLUDE:

1. RESTRICTIONS ON THE NATURE OF THE ISSUER;
2. LIMITATIONS ON THE NUMBER AND MANNER OF OFFERINGS;
3. REQUIRED DISCLOSURES TO INVESTORS, INCLUDING RISK FACTORS RELATED TO THE ISSUER AND THE OFFERING; AND
4. REQUIRED FILING WITH THE COMMISSIONER OF NOTICES AND OTHER MATERIALS RELATED TO THE OFFERING; AND”.

AMENDMENT NO. 4

On page 5, strike in their entirety lines 18 through 23, inclusive; and in line 24, strike “3.” and substitute “2.”.

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 HEALTH AND GOVERNMENT OPERATIONS
REPORT #6**

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 270 – The Speaker (By Request – Department of Legislative Services – Code Revision)

AN ACT concerning

General Provisions Article

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 272 – Delegates Reznik, Costa, Donoghue, and Krebs

AN ACT concerning

Health Occupations – Licensed Podiatrists – Scope of Practice

HB0272/216782/2

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 272

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Krebs” and substitute “Krebs, and Bromwell”; in line 2, after “Practice” insert “and Hospital Privileges”; in line 4, after “podiatrists,” insert “requiring qualifications that a hospital or related institution sets for granting certain privileges for certain services to include consideration of certain training, education, and experience;”; after line 5, insert:

“BY repealing and reenacting, with amendments,

Article – Health – General

Section 19–351(b)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)”;

and after line 10, insert:

“BY repealing and reenacting, without amendments,

Article – Health Occupations

Section 16–103

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 12, insert:

“Article – Health – General19–351.

(b) (1) A hospital or related institution that provides services that licensed podiatrists are authorized to perform under Title 16 of the Health Occupations Article, other than incidental care, shall include, in its bylaws, rules, or regulations, provisions for use of facilities by and staff privileges for qualified podiatrists.

(2) The hospital or related institution may restrict use of facilities and staff privileges by podiatrists to those podiatrists who meet the qualifications that the hospital or related institution sets for granting those privileges.

(3) THE QUALIFICATIONS THAT THE HOSPITAL OR RELATED INSTITUTION SETS FOR GRANTING PRIVILEGES FOR SERVICES THAT LICENSED PODIATRISTS ARE AUTHORIZED TO PERFORM UNDER TITLE 16 OF THE HEALTH OCCUPATIONS ARTICLE SHALL INCLUDE CONSIDERATION OF THE TRAINING, EDUCATION, AND EXPERIENCE OF THE PODIATRIST.”.

On page 2, after line 7, insert:

“16–103.

(a) All osseous surgical procedures of the ankle, arthrodeses of 2 or more tarsal bones, and complete tarsal osteotomies that are performed by a licensed podiatrist shall be performed in a licensed hospital or ambulatory surgical center, subject to the provisions of § 19–351 of the Health – General Article.

(b) A licensed podiatrist who performs an osseous surgical procedure of the ankle, arthrodesis of 2 or more tarsal bones, or a complete tarsal osteotomy in a licensed ambulatory surgical center must:

(1) Have current surgical privileges at a licensed hospital for the same procedure; and

(2) Meet the requirements of the ambulatory surgical center.

(c) Nothing in this title shall prohibit a licensed hospital or ambulatory surgical center from establishing qualifications or delineating privileges for the performance of surgical procedures of the human foot or ankle, the anatomical structures that attach to the human foot, or the soft tissue below the mid-calf by a licensed podiatrist in the hospital or ambulatory surgical center.”.

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 304 – Delegate Reznik

AN ACT concerning

State Acupuncture Board and State Board of Dietetic Practice – Action and Penalties for Violations of Practice Acts

HB0304/996180/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 304 (First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “Acts” insert “and Supervisory Authority of Acupuncturists”; in line 12, after “law;” insert “authorizing a certain acupuncturist to provide supervision to an individual performing auricular detoxification, if the individual is licensed to practice clinical professional counseling;”; strike beginning with “requiring” in line 22 down through “Fund” in line 24 and substitute “correcting an obsolete cross-reference”; and strike beginning with the second “and” in line 25 down through “Act” in line 27.

On page 2, in line 10, after “Section” insert “1A-316(a)(1)(i).”; and in the same line, after “1A-403” insert a comma.

AMENDMENT NO. 2

On page 3, after line 6, insert:

“1A-316.

(a) An acupuncturist licensed by the Board may provide supervision to as many individuals performing auricular detoxification as permitted by Board regulations, if each individual:

(1) Is:

(i) An alcohol, substance abuse, or chemical dependency counselor who is:

1. Certified under Title 17, Subtitle 3 of this article to practice as a certified professional counselor–alcohol and drug, certified associate counselor–alcohol and drug, or certified supervised counselor–alcohol and drug; or

2. Licensed to practice clinical alcohol and drug counseling OR CLINICAL PROFESSIONAL COUNSELING under Title 17, Subtitle [3A] 3 of this article.”

AMENDMENT NO. 3

On page 3, in line 22, strike “(1)”; and strike in their entirety lines 25 and 26.

On page 4, in line 16, strike “(1)”; and strike in their entirety lines 19 and 20.

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 589 – Delegates Pena–Melnik, Costa, Cullison, Hubbard, Morhaim, Nathan–Pulliam, and V. Turner

AN ACT concerning

**Governor’s Office of Crime Control and Prevention – State Corrections
Population Forecast and Juvenile Population Statistics**

HB0589/536683/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 589

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “State Corrections” and substitute “Juvenile Charged as Adult”; in line 3, strike “and Juvenile Population Statistics”; strike beginning with “a” in line 5 down through “statistics” in line 6 and substitute “the Juvenile Charged as Adult Population Forecast”; in line 7, strike the second “the” and substitute “certain”; in line 9, after “Act;” insert “requiring certain State and local detention facilities to provide certain data to the Office; requiring the Office to develop a certain format that certain State and local detention facilities must use to report certain data; requiring certain data reported to the Office to include certain information;”; and strike beginning with “State” in line 9 down through “statistics” in line 10 and substitute “Juvenile Charged as Adult Population Forecast”.

AMENDMENT NO. 2

On page 1, in line 14, after “report” insert “the Juvenile Charged as Adult Population Forecast”; strike beginning with “on” in line 15 down through “year” in line 18; in line 19, strike “State corrections population”; in line 20, strike “prison,”; and in lines 20 and 21, strike “, and juvenile facility”.

AMENDMENT NO. 3

On page 2, after line 6, insert:

“(d) (1) Each State and local detention facility shall provide juvenile population data to the Governor’s Office of Crime Control and Prevention as requested by the Office to complete the annual report.

(2) The Governor’s Office of Crime Control and Prevention shall develop a standardized format that each State and local detention facility must use in reporting data to the Office.

(3) The data reported to the Governor’s Office of Crime Control and Prevention shall include the following information for each juvenile charged as an adult:

(i) the facility identification number for the detention facility where the juvenile was held;

(ii) the name of the juvenile;

(iii) the date of birth of the juvenile;

(iv) the age of the juvenile;

(v) the sex of the juvenile;

(vi) the race of the juvenile;

(vii) the ethnicity of the juvenile;

(viii) the date the juvenile was placed in the facility;

(ix) the date the juvenile was released from the facility;

(x) the total time the juvenile was held at the facility;

(xi) the offense for which the juvenile was being held at the facility;

(xii) the offense type for which the juvenile was being held at the facility;

(xiii) whether there was a federal hold on the juvenile;

(xiv) the case status for the juvenile;

(xv) the case number for the juvenile; and

(xvi) whether the juvenile court has waived its jurisdiction with respect to the juvenile.”;

in line 8, strike “4” and substitute “3”; and in line 9, strike “2018” and substitute “2017”.

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 629 – Chair, Health and Government Operations Committee (By Request – Departmental – General Services)

AN ACT concerning

Environmentally Preferable Procurement – Maryland Green Purchasing Committee

HB0629/736685/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 629
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after “term;” insert “altering a certain definition;”.

AMENDMENT NO. 2

On page 2, in line 16, after “THAT” insert “THROUGHOUT THE FULL LIFE CYCLE OF THE PRODUCT OR SERVICE”.

AMENDMENT NO. 3

On page 3, in line 32, after “on” insert “:

(I) THE FULL LIFE CYCLE OF THE PRODUCT OR SERVICE;

(II) RELEVANT INTERNATIONAL CONSENSUS STANDARDS;

AND

(III) RELEVANT FACTORS INCLUDING”;

and in line 33, after “maintenance,” insert “RECYCLING, ENERGY RECOVERY, CLIMATE CHANGE, FOSSIL FUEL, OZONE DEPLETION,”.

AMENDMENT NO. 4

On page 5, in line 10, strike the second “and”.

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 with amendments:

House Bill 668 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Income Tax Credit – Health Enterprise Zones – Modifications

HB0668/496989/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 668

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “year,” insert “requiring the Department of Health and Mental Hygiene, in consultation with the Community Health Resources Commission, to give special consideration to certain applicants when certifying applications for certain tax credits;”.

AMENDMENT NO. 2

On page 4, after line 27, insert:

“(F) WHEN CERTIFYING APPLICATIONS FOR TAX CREDITS PROVIDED UNDER SUBSECTION (D)(2) OF THIS SECTION, THE DEPARTMENT, IN CONSULTATION WITH THE COMMISSION, SHALL GIVE SPECIAL CONSIDERATION TO APPLICANTS THAT ARE COMMUNITY-BASED AND SERVE THE OVERALL

GOALS OF THE HEALTH ENTERPRISE ZONE THAT THE APPLICANT IS SEEKING TO SERVE.”;

in line 28, strike “(f)” and substitute “**(G)**”; and in line 30, strike “(g)” and substitute “**(H)**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Hixson moved to make the Bill a Special Order for Thursday.

The motion was adopted.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 779 – Delegate Hammen

AN ACT concerning

**Maryland Health Care Commission – Health Care Provider–Carrier
Workgroup**

HB0779/956484/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 779
(First Reading File Bill)

On page 2, in line 19, strike “AND”; in line 22, after “PLANS” insert “**;** **AND**

**(3) SUBJECT TO SUBSECTION (E)(1)(III) OF THIS SECTION,
CONSUMER ORGANIZATIONS”;**

in line 23, after “INVITE” insert “**THE FOLLOWING TO APPOINT MEMBERS TO THE
WORKGROUP:**

(I)”;

in the same line, strike “PROFESSIONAL” and substitute “PROFESSIONAL”; in lines 24 and 25, strike “AND CARRIERS” and substitute “;

(II) CARRIERS;

and in line 26, strike “TO APPOINT MEMBERS TO THE WORKGROUP” and substitute “;AND

(III) WHEN APPROPRIATE TO THE ISSUE UNDER DISCUSSION, CONSUMER ORGANIZATIONS”.

On page 3, in line 12, strike “AND”; and in line 15, after “COMMISSION” insert “;AND

(IV) CONSUMER ORGANIZATIONS”.

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 806 – Delegates Lee, Carr, Conway, Cullison, Glenn, Gutierrez, A. Kelly, McComas, McDonough, Rudolph, and Stukes

AN ACT concerning

Health Information Exchanges – Protected Health Information – Regulations

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 969 – The Speaker (By Request – Department of Legislative Services – Code Revision)

AN ACT concerning

General Provisions – Cross-References and Corrections

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 999 – The Speaker (By Request – Department of Legislative Services – Code Revision)

AN ACT concerning

Code Revision – Miscellaneous Provisions**HB0999/706386/1**

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 999
(First Reading File Bill)

On page 8, strike in their entirety lines 22 through 29, inclusive.

On page 13, strike in their entirety lines 9 and 10.

On page 20, strike in their entirety lines 1 through 6, inclusive.

On page 24, strike in their entirety lines 5 through 11, inclusive.

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 1029 – Delegate Murphy

AN ACT concerning

**Health Occupations – Dispensers of Devices and Equipment – Exclusion
From the Maryland Pharmacy Act**

HB1029/496282/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1029
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Murphy” and substitute “Delegates Murphy, Bromwell, Elliott, Kipke, Krebs, McDonough, Nathan–Pulliam, Ready, and V. Turner”; and in line 5, after “who” insert “only”.

AMENDMENT NO. 2

On page 1, in line 23, after “**WHO**” insert “**ONLY**”.

On page 2, in line 1, after “**(1)**” insert “**PRESCRIPTION DEVICES THAT DO NOT CONTAIN A PRESCRIPTION DRUG;**

(2)”;

and in lines 3 and 5, strike “**(2)**” and “**(3)**”, respectively, and substitute “**(3)**” and “**(4)**”, respectively.

AMENDMENT NO. 3

On page 2, in line 26, strike “October” and substitute “June”.

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 1086 – Delegates McMillan, Costa, Elliott, A. Kelly, Krebs, Murphy, Oaks, Pena–Melnyk, and Stocksdales

AN ACT concerning

State Aid – Business Transparency and Financial Disclosure Act**HB1086/876184/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1086

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 17, after “**OTHER**” insert “**BUSINESS**”; in line 21, after “**CORPORATION**” insert “**IN A CALENDAR YEAR**”; in line 23, after “**ABATEMENTS,**” insert “**AND**”; in line 24, strike the comma; and in the same line, after “**CREDITS**” insert “**, EXCLUDING SALES AND PROPERTY TAX EXEMPTIONS AND CREDITS**”.

AMENDMENT NO. 2

On page 4, strike in their entirety lines 11 and 12; and in lines 13, 16, and 23, strike “**(IV)**”, “**(V)**”, and “**(VI)**”, respectively, and substitute “**(III)**”, “**(IV)**”, and “**(V)**”, respectively.

AMENDMENT NO. 3

On page 5, in line 1, strike “**(VII)**” and substitute “**(VI)**”; and in line 4, strike “**(3)(V)**” and substitute “**(3)(IV)**”; strike in their entirety lines 10 through 14, inclusive; and in lines 15 and 17, strike “**(6)**” and “**(7)**”, respectively, and substitute “**(5)**” and “**(6)**”, 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 and Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 1238 – Delegates Costa and Hammen

AN ACT concerning

Developmental Disabilities Administration – Payment of Providers

HB1238/656489/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1238

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Hammen” and substitute “, Hammen, Pendergrass, Bromwell, Cullison, Donoghue, Elliott, Hubbard, A. Kelly, Kipke, Krebs, McDonough, Morhaim, Murphy, Nathan–Pulliam, Oaks, Ready, Reznik, Tarrant, and V. Turner”; and in line 9, after “system,” insert “establish a certain payment schedule.”.

AMENDMENT NO. 2

On page 6, in line 10, strike “AND” and substitute:

**“(6) ESTABLISH A PAYMENT SCHEDULE THAT ENSURES THE
TIMELY AND EFFICIENT REIMBURSEMENT OF PROVIDERS FOR SERVICES
PROVIDED; AND”;**

and in line 11, strike “(6)” and substitute “(7)”.

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

AN ACT concerning

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

HB1282/976785/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1282

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Szeliga” and substitute “Szeliga, A. Kelly, Krebs, Nathan–Pulliam, Ready, and Tarrant”; in line 2, strike “State and”; strike beginning with “establishing” in line 4 down through “establishing” in line 14 and substitute “authorizing the establishment of a”; in line 15, strike “teams in certain counties” and substitute “team in each county; authorizing the establishment of a certain multicounty local team”; in line 16, after the first “of” insert “certain”; in line 19, strike “the State Team or”; in lines 21 and 22 and 23, in each instance, strike “the State Team or of”; in line 26, strike “the State Team or by”; in line 27, strike “and substance abuse treatment records”; and in line 28, after “disclosure;” insert “establishing that certain substance abuse treatment records are subject to certain additional limitations on disclosure or redisclosure;”.

On page 2, in line 4, strike “the State Team or”; in line 6, after “defining” insert “a”; in the same line, strike “terms” and substitute “term”; and in line 20, strike “5–910” and substitute “5–906”.

AMENDMENT NO. 2

On page 2, in line 28, strike “(1)”; strike beginning with the first “THE” in line 28 down through “LOCAL” in line 30 and substitute “, “LOCAL”; and strike in their entirety lines 33 through 35, inclusive.

On page 3, strike in their entirety lines 1 through 4, inclusive; in line 5, strike “(C)” and substitute “(B)”; in line 18, strike “THE STATE DRUG OVERDOSE FATALITY REVIEW TEAM OR”; in line 25, after “DISCLOSURE” insert “OR REDISCLOSURE”; in line 26, strike “PRIMARILY”; strike beginning with “OR” in line 27 down through “FEDERAL” in line 28; in line 28, after “LAW” insert “OR 42 U.S.C. § 290DD–2 AND 42 C.F.R. PART 2”; and in line 31, strike “(A)”.

On pages 3 and 4, strike beginning with the first “THE” in line 31 on page 3 down through “LOCAL” in line 1 on page 4 and substitute “, “LOCAL”.

On pages 4 through 8, strike in their entirety the lines beginning with line 4 on page 4 through line 20 on page 8, inclusive.

On page 8, in line 21, strike “**5-905.**” and substitute “**5-902.**”; in line 22, strike “**EXCEPT AS PROVIDED IN**” and substitute “**SUBJECT TO**”; and in line 23, strike “**SHALL**” and substitute “**MAY**”.

On page 9, strike beginning with “**THE**” in line 11 down through “**(11)**” in line 23 and substitute “**THE DIRECTOR OF BEHAVIORAL HEALTH SERVICES IN THE COUNTY;**

(7) AN EMERGENCY MEDICAL SERVICES PROVIDER IN THE COUNTY;

(8) A REPRESENTATIVE OF A HOSPITAL;

(9) A HEALTH CARE PROFESSIONAL WHO SPECIALIZES IN THE PREVENTION, DIAGNOSIS, AND TREATMENT OF SUBSTANCE USE DISORDERS;

(10) A REPRESENTATIVE OF A LOCAL JAIL OR DETENTION CENTER;

(11) A REPRESENTATIVE FROM PAROLE, PROBATION, AND COMMUNITY CORRECTIONS;

(12) THE SECRETARY OF JUVENILE SERVICES;

(13)”;

and in line 26, strike “**(12)**” and substitute “**(14)**”.

On pages 9 and 10, strike beginning with “**(C)**” in line 29 on page 9 down through “**(D)**” in line 3 on page 10 and substitute “**(C)**”.

On page 10 in lines 16 and 19, and on page 11 in line 1, in each instance, strike “**STATE TEAM**” and substitute “**DEPARTMENT**”.

On page 10, in line 5, strike “**5-906.**” and substitute “**5-903.**”; and in lines 28 and 29, strike “**STATE TEAM;**” and substitute “**DEPARTMENT; AND**”.

On page 11, strike beginning with “**DEATHS;**” in line 10 down through “**FATALITY**” in line 14 and substitute “**DEATHS**”; in line 19, strike “**§ 5-907**” and substitute “**§ 5-904**”; in line 20, strike “**5-907.**” and substitute “**5-904.**”; and in line 21, before “**ON**” insert “**(A)**” .

On page 12, in line 5, strike “**BIRTH**” and substitute “**DEATH**”; after line 16, insert:

“(B) SUBSTANCE ABUSE TREATMENT RECORDS REQUESTED OR PROVIDED UNDER THIS SECTION ARE SUBJECT TO ANY ADDITIONAL LIMITATIONS ON DISCLOSURE OR REDISCLOSURE OF A MEDICAL RECORD DEVELOPED IN CONNECTION WITH THE PROVISION OF SUBSTANCE ABUSE TREATMENT SERVICES UNDER STATE LAW OR 42 U.S.C. § 290DD-2 AND 42 C.F.R. PART 2.”;

and in line 17, strike “**5-908.**” and substitute “**5-905.**”.

On page 12 in lines 18 and 23, and on page 14 in line 4, in each instance, strike “**THE STATE TEAM AND OF**”.

On page 12 in lines 20 and 25, and on page 14 in lines 8, 9, and 16, in each instance, strike “**STATE TEAM OR**”.

On page 13 in line 12, on page 14 in lines 15, 17, 21 and 22, and 30 and 31, and on page 15 in lines 6 and 7 and 8, in each instance, strike “**THE STATE TEAM OR**”.

On page 13, in line 19, strike “**5-909.**” and substitute “**5-906.**”; in line 21, strike “**THE STATE TEAM OR BY**”; in line 31, after “**DISCLOSURE**” insert “**OR REDISCLOSURE**”; in line 32, strike “**PRIMARILY**”; and in line 33, strike “**OR FEDERAL**”; and in the same line, after “**LAW**” insert “**OR 42 U.S.C. § 290DD-2 AND 42 C.F.R. PART 2**”.

On page 14, in line 7, strike “**THE STATE TEAM’S OR**”; in line 12, strike “**§ 5–908**” and substitute “**§ 5–905**”; and strike beginning with “**THE**” in line 24 down through “**OF**” in line 25.

On page 15, strike in their entirety lines 4 through 8, inclusive.

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 434 – Delegates Arora and Barve

AN ACT concerning

Personal Property Tax Returns – Electronic Filing

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0434/143825/1

BY: Delegate Szeliga

AMENDMENTS TO HOUSE BILL 434, AS AMENDED

AMENDMENT NO. 1

In the Committee on Ways and Means Amendments (HB0434/565664/1), in line 5 of Amendment No. 1, after “may” insert “not”; and in the same line, strike “each” and substitute “an”.

AMENDMENT NO. 2

In the Committee on Ways and Means Amendments, in line 3 of Amendment No. 2, after “MAY” insert “NOT”; and in the same line, strike “EACH” and substitute “AN”.

The preceding 2 amendments were read only.

Delegate Szeliga moved to make the Bill and Amendments a Special Order for Thursday.

The motion was adopted.

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

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT ADOPTED.

Read the second time and ordered prepared for Third Reading.

House Bill 1458 – Chair, Appropriations Committee (By Request – Departmental – Public Safety and Correctional Services)

AN ACT concerning

Correctional Services – Charges Recommending Discipline – Investigative Period

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Delegate Cluster moved to make the Bill a Special Order for Friday.

The motion was adopted.

House Bill 947 – Delegate Stein

AN ACT concerning

Public Safety – Building Codes – Balcony Inspections (Jonathan's Law)

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Delegate Szeliga moved to make the Bill a Special Order for Thursday.

The motion was adopted.

House Bill 961 – Delegates Hough and Cluster

AN ACT concerning

State Correctional Officers’ Bill of Rights – Hearing Board – Membership

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT ADOPTED.

Read the second time and ordered prepared for Third Reading.

House Bill 1140 – Delegate Luedtke

AN ACT concerning

Local Gaming – Charitable Casino Events

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Delegate Luedtke moved to make the Bill a Special Order for Friday.

The motion was adopted.

House Bill 1295 – Delegates Carter, Glenn, B. Robinson, and Stukes

AN ACT concerning

Juvenile Law – Transfer of Cases to Juvenile Court

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 133 Members present.

(See Roll Call No. 387)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #30**House Bill 904 – Delegates Valentino-Smith, Barnes, Gaines, and Ivey**

AN ACT concerning

Human Services Children, Youth, and Family Services – Local Management Boards – Study and State Spending – Information Collection and Report

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 388)

The Bill was then sent to the Senate.

House Bill 914 – Charles County Delegation

AN ACT concerning

Charles County – Orphans’ Court Judges – Salary

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 389)

The Bill was then sent to the Senate.

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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 390)

The Bill was then sent to the Senate.

House Bill 1073 – Delegates McMillan, Haddaway-Riccio, and Vitale

AN ACT concerning

Environment – Statute of Limitations – Administrative Penalties

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 391)

The Bill was then sent to the Senate.

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

AN ACT concerning

Correctional Services – Revocation of Parole – Repeal of Sunset

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 392)

The Bill was then sent to the Senate.

House Bill 1153 – Delegates Jacobs, Arentz, Otto, and Smigiel

AN ACT concerning

Commercial Fishing and Seafood Operations – Nuisance Actions – Exemption

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 1 (See Roll Call No. 393)

The Bill was then sent to the Senate.

House Bill 1174 – Delegate Dumais

AN ACT concerning

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 128 Negative – 5 (See Roll Call No. 394)

The Bill was then sent to the Senate.

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

AN ACT concerning

Environment – Cox Creek Citizens Oversight Committee – Composition

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 395)

The Bill was then sent to the Senate.

House Bill 1301 – Delegates Carter, Anderson, Branch, Conaway, Harper, Oaks, Stukes, and Summers

AN ACT concerning

Family Law – Child Support – Custody and Visitation Determinations

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 396)

The Bill was then sent to the Senate.

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 397)

The Bill was then sent to the Senate.

House Bill 1317 – Delegates Rosenberg, Bohanan, and A. Miller

AN ACT concerning

Higher Education – Maryland Technology Internship Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 7 (See Roll Call No. 398)

The Bill was then sent to the Senate.

**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

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 399)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #31

**House Bill 11 – Chair, Environmental Matters Committee (By Request –
Departmental – Environment)**

AN ACT concerning

Environment – Bay Restoration Fund – Authorized Uses

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 1 (See Roll Call No. 400)

The Bill was then sent to the Senate.

House Bill 120 – The Speaker (By Request – Maryland Judiciary)

AN ACT concerning

Judgeships – Circuit Courts and District Court

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 1 (See Roll Call No. 401)

The Bill was then sent to the Senate.

House Bill 264 – Delegate Luedtke

AN ACT concerning

Income Tax – Subtraction Modification – Student Loan Debt

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 402)

The Bill was then sent to the Senate.

House Bill 316 – Delegates Fraser-Hidalgo ~~and Valderrama~~, Valderrama, Kaiser, Barve, Cullison, B. Robinson, Glenn, DeBoy, Barkley, and Sophocleus

AN ACT concerning

State Board of Education – Training Video on Cardiopulmonary Resuscitation and Automated External Defibrillators

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 403)

The Bill was then sent to the Senate.

House Bill 427 – Delegates Hixson, Barve, Cullison, Gilchrist, Hucker, Kaiser, Lee, Luedtke, ~~and F. Turner~~ F. Turner, Cardin, Howard, McDonough, Nathan-Pulliam, and V. Turner

AN ACT concerning

Education – Maryland Sudden Cardiac Arrest ~~Prevention~~ Awareness Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 404)

The Bill was then sent to the Senate.

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 405)

The Bill was then sent to the Senate.

**House Bill 615 – Chair, Environmental Matters Committee (By Request –
Departmental – Natural Resources)**

AN ACT concerning

~~**Climate Risk Reduction Act**~~
Coast Smart Council

Read the third time and passed by yeas and nays as follows:

Affirmative – 95 Negative – 40 (See Roll Call No. 406)

The Bill was then sent to the Senate.

**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

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 407)

The Bill was then sent to the Senate.

House Bill 805 – Delegates Haddaway–Riccio and Eckardt

AN ACT concerning

**Talbot County – Child Support Enforcement Administration – Transfer of
Personnel**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 408)

The Bill was then sent to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 409)

The Bill was then sent to the Senate.

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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 410)

The Bill was then sent to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 411)

The Bill was then sent to the Senate.

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 412)

The Bill was then sent to the Senate.

House Bill 211 – Carroll County Delegation

AN ACT concerning

Carroll County – Orphans’ Court Judges – Salary

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 413)

The Bill was then sent to the Senate.

House Bill 212 – Delegates Afzali, Cardin, George, and Ivey

AN ACT concerning

Election Law – Statewide Voter Registration List – Removal of Deceased Voters

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 414)

The Bill was then sent to the Senate.

House Bill 275 – Delegates Reznik, Arora, Barkley, Kaiser, Luedtke, and Stocksdaile

AN ACT concerning

Criminal Law – Table Games and Video Lottery Terminals – Individual Under the Age of 21 Years

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 415)

The Bill was then sent to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 416)

The Bill was then sent to the Senate.

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**~~
**Physical Education and Athletic Programs for Students With Disabilities –
Funding**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 417)

The Bill was then sent to the Senate.

House Bill 967 – Delegate Niemann

AN ACT concerning

Crimes – Malicious Destruction of Property – Defenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 418)

The Bill was then sent to the Senate.

House Bill 1112 – Frederick County Delegation

AN ACT concerning

Frederick County – Orphans’ Court Judges – Salary

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 1 (See Roll Call No. 419)

The Bill was then sent to the Senate.

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

AN ACT concerning

**Recreational Striped Bass Fishery – Study on ~~Reporting Requirements~~
Harvest Data**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 420)

The Bill was then sent to the Senate.

House Bill 1206 – Delegates Carter, Oaks, and Rosenberg

AN ACT concerning

Baltimore City – Orphans’ Court Judges – Salary and Pension

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 421)

The Bill was then sent to the Senate.

House Bill 1244 – Delegates Waldstreicher and Valderrama

AN ACT concerning

**Criminal Procedure – Criminal Injuries Compensation Board – Child Abuse
Victims**

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 422)

The Bill was then sent to the Senate.

House Bill 1332 – Delegates Dumais, Barve, Busch, Hixson, Kaiser, Luedtke, McIntosh, A. Miller, Rosenberg, ~~and Walker~~ 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

AN ACT concerning

Task Force to Study Sports Injuries in High School Female Athletes

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 1 (See Roll Call No. 423)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #33

House Bill 73 – ~~Delegate Simmons~~ Delegates Simmons, Smigiel, Kramer, Barkley, Fraser–Hidalgo, S. Robinson, Stocksdales, Valderrama, and Glenn

EMERGENCY BILL

AN ACT concerning

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 424)

The Bill was then sent to the Senate.

House Bill 109 – Delegate Holmes

AN ACT concerning

Election Law – Polling Places – Accommodations for Disabled Voters

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 425)

The Bill was then sent to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 426)

The Bill was then sent to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 427)

The Bill was then sent to the Senate.

**House Bill 559 – Delegates B. Robinson, Cullison, Dwyer, Glenn, McComas,
A. Miller, Nathan–Pulliam, Rosenberg, and Stocksdales**

AN ACT concerning

State Government – Human Trafficking Address Confidentiality Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 428)

The Bill was then sent to the Senate.

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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 118 Negative – 16 (See Roll Call No. 429)

The Bill was then sent to the Senate.

**House Bill 929 – Delegates Malone ~~and McMillan~~, McMillan, Beidle, Cane,
Fraser-Hidalgo, Frush, Healey, Holmes, Lafferty, McIntosh, Niemann,
S. Robinson, Stein, Weir, ~~and Wilson~~ Wilson, and Conaway**

AN ACT concerning

~~**Motor Vehicles – Speed Monitoring Systems – Local Jurisdictions**~~

Speed Monitoring Systems Reform Act of 2014

Read the third time and passed by yeas and nays as follows:

Affirmative – 115 Negative – 20 (See Roll Call No. 430)

The Bill was then sent to the Senate.

**House Bill 1089 – ~~Chair~~, Anne Arundel County Delegation (By Request –
Orphans’ Court Judges)**

AN ACT concerning

Anne Arundel County – Orphans’ Court Judges – Salary ~~and Pension~~

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 3 (See Roll Call No. 431)

The Bill was then sent to the Senate.

INTRODUCTION OF BILLS

Delegate Jacobs 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. 432)

In compliance with the rules, the Bill was introduced.

Delegate Jacobs 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 – 134 Negative – 0 (See Roll Call No. 433)

House Bill 1551 – Delegates Jacobs, Arentz, Haddaway–Riccio, McDermott, Otto, and Weir

EMERGENCY BILL

AN ACT concerning

Natural Resources – Fresh Oyster Shells – Purchase by County Oyster Committees

FOR the purpose of requiring the Department of Natural Resources to authorize county oyster committees to purchase annually up to a certain number of bushels of fresh oyster shells that have not gone through a hatchery for production of spat on the fresh oyster shell for placement on a public oyster fishery bottom; making this Act an emergency measure; and generally relating to the purchase of fresh oyster shells.

BY adding to

Article – Natural Resources

Section 4–1019.3

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

Delegate Cane 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 – 0 (See Roll Call No. 434)

In compliance with the rules, the Bill was introduced.

Delegate Cane 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 – 3 (See Roll Call No. 435)

House Bill 1552 – Wicomico County Delegation

AN ACT concerning

Wicomico County – Orphans’ Court Judges – Salaries

FOR the purpose of altering the salary of each judge of the Orphans’ Court for Wicomico County; providing for the application of this Act; and generally relating to the compensation of judges of the Orphans’ Court for Wicomico County.

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

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

THE COMMITTEE ON APPROPRIATIONS REPORT #6

Delegate Conway, Chair, for the Committee on Appropriations reported favorably:

House Bill 821 – Chair, Appropriations Committee (By Request – Departmental – University System of Maryland)

AN ACT concerning

Academic Facilities Bonding Authority

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 1047 – Prince George’s County Delegation

AN ACT concerning

**Employees’ Pension System – Prince George’s County – Optional Membership
PG 418–14****HB1047/334464/1**

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1047

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “– Optional” and substitute “Officials –”; in line 11, after “individuals;” insert “providing that membership in the Employees’ Pension System is prohibited for certain individuals;”; in line 16, after “regulations;” insert “requiring the State Retirement Agency to provide a certain report on or before a certain date to the Joint Committee on Pensions;”; and in line 17, strike “optional”.

AMENDMENT NO. 2

On page 4, strike beginning with the colon in line 2 down through the comma in line 12; strike beginning with “OR” in line 18 down through “LATER” in line 19; and in line 28, after “(2)” insert “(I)”.

AMENDMENT NO. 3

On page 4, after line 30, insert:

“(4) MEMBERSHIP IN THE EMPLOYEES’ PENSION SYSTEM IS PROHIBITED FOR AN INDIVIDUAL WHO:

(I) BEGINS SERVING IN A POSITION LISTED IN PARAGRAPH (1) OF THIS SUBSECTION ON OR AFTER JULY 1, 2004, BUT BEFORE JULY 1, 2014;

(II) REMAINS IN A POSITION LISTED IN PARAGRAPH (1) OF THIS SUBSECTION ON OR AFTER JULY 1, 2014; AND

(III) IS NOT ENROLLED IN THE EMPLOYEES' PENSION SYSTEM."

On page 5, in lines 1 and 14, strike “(4)” and “(5)”, respectively, and substitute “(5)” and “(6)”, respectively; in line 1, after “UNDER” insert “PARAGRAPH (2)(II) OF”; in line 8, after “SYSTEM” insert “WHILE EMPLOYED IN ONE OF THE POSITIONS LISTED UNDER PARAGRAPH (1) OF THIS SUBSECTION”; and in line 9, after “UNDER” insert “PARAGRAPH (4) OF THIS SUBSECTION OR”.

AMENDMENT NO. 4

On page 5, after line 15, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) The State Retirement Agency shall:

(1) conduct a study regarding the membership of elected and appointed officials in the Employees' Pension System, including:

(i) the elected and appointed officials who are required to join the Employees' Pension System as a condition of employment under current law;

(ii) the elected and appointed officials who have optional membership in the Employees' Pension System under current law; and

(iii) the impact of the 10-year vesting period under the Reformed Contributory Pension Benefit on the elected and appointed officials who began serving on or after July 1, 2011; and

(2) make recommendations regarding suggested statutory changes relating to the membership of elected and appointed officials in the Employees' Pension System.

(b) On or before December 1, 2014, the State Retirement Agency shall report its findings and recommendations to the Joint Committee on Pensions.”;

and in line 16, strike “2.” and substitute “3.”.

The preceding 4 amendments were read only.

Delegate Jones moved to make the Bill and Amendments a Special Order for Thursday.

The motion was adopted.

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 1476 – Delegate Jones

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2008 – Baltimore County –
The Emmart–Pierpoint Safe House**

HB1476/154867/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1476

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “used;” insert “changing the name of a certain grantee;”.

AMENDMENT NO. 2

On page 1, strike beginning with “Board” in line 20 down through “The” 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.

QUORUM CALL

The presiding officer announced a quorum call, showing 137 Members present.

(See Roll Call No. 436)

ADJOURNMENT

At 12:03 P.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Legislative Day March 10, 2014, Calendar Day Thursday, March 13, 2014.

Annapolis, Maryland
Legislative Day: March 10, 2014
Calendar Day: Thursday, March 13, 2014

The House met at 10:18 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Pamela Beidle of Anne Arundel County.

QUORUM CALL

The presiding officer announced a quorum call, showing 114 Members present.

(See Roll Call No. 437)

The Journal of March 9, 2014 was read and approved.

EXCUSES

Del. Bobo – grandson's death

Del. Cardin – late – personal

Del. Donoghue – late – personal

Del. Frank – medical

Del. George – late – business

Del. Harper – medical

Del. Hucker – late – personal

Del. Ivey – personal

Del. Mizeur – left briefly – business

Del. Nathan-Pulliam – left early – doctor's appointment:

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 256 – Senator Colburn

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2013 – Talbot County – Easton
Head Start Center**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2013 to alter the matching fund requirements of a certain grant; making this Act an emergency measure; 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 ZA02(BV) and Item ZA03(BJ)

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

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

<u>NUMBER</u>	<u>SPONSOR</u>	<u>CONTENT</u>
HB 206	Talbot County Del.	Maryland Consolidated Capital Bond Loan of 2013 – Talbot County – Oxford Community Center
HB 238	Del. Cane	Maryland Consolidated Capital Bond Loan of 2013 – Talbot County – Easton Head Start Center

Read and ordered journalized.

THE COMMITTEE ON ENVIRONMENTAL MATTERS REPORT #9

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 182 – Carroll County Delegation

AN ACT concerning

Carroll County – Sheriff – Salary

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 318 – Garrett County Delegation

AN ACT concerning

Garrett County – Salary Study Commission – Member Replacement

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 390 – Dorchester County Delegation

AN ACT concerning

**Office of the State’s Attorney – Dorchester County – Authority to Appoint
Criminal Investigators**

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 485 – Frederick County Delegation

AN ACT concerning

Frederick County – Sheriff – Salary

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 939 – Caroline County Delegation

AN ACT concerning

Caroline County – Annual Financial Report – Filing Date

HB0939/330919/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 939

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “County” insert “and Talbot County”; and in lines 3 and 5, in each instance, strike “is” and substitute “and Talbot County are”.

AMENDMENT NO. 2

On page 2, in line 5, after the second comma, insert “**TALBOT COUNTY,**”.

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 973 – Prince George’s County Delegation and Montgomery County Delegation

AN ACT concerning

**Washington Suburban Sanitary Commission – Commission Infractions –
Watershed Regulations
PG/MC 102–14**

HB0973/520914/1

BY: Environmental Matters Committee

AMENDMENT TO HOUSE BILL 973

(First Reading File Bill)

On page 2, in lines 6 and 14, in each instance, strike “**\$250**” and substitute “**\$150**”; and in lines 8 and 15, in each instance, strike “**\$500**” and substitute “**\$300**”.

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 976 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – State’s Attorney – Salary
PG 310–14**

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 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

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 1381 – Delegates Sophocleus and George

AN ACT concerning

Anne Arundel County – Sheriff – Salary Increases

HB1381/210712/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1381

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegates Sophocleus and George” and substitute “Anne Arundel County Delegation”; and in line 4, strike “requiring that beginning with a certain calendar year” and substitute “repealing a certain requirement that”.

AMENDMENT NO. 2

On page 1, in line 22, strike “\$128,000” and substitute “\$128,657”; in the same line, after the semicolon insert “AND”; in line 23, strike “\$135,680” and substitute “\$133,000”; and in the same line, strike the semicolon and substitute “AND EACH SUBSEQUENT CALENDAR YEAR.”.

On page 2, strike in their entirety lines 1 through 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 McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 1390 – St. Mary’s County Delegation

AN ACT concerning

St. Mary’s County – Public Officials – Salaries

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 1393 – St. Mary’s County Delegation

AN ACT concerning

St. Mary’s County – John Hanson Briscoe Circuit Courthouse

HB1393/190113/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1393

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 4, in each instance, after “Courthouse” insert “for St. Mary’s County”.

AMENDMENT NO. 2

On page 2, in line 26, after “**COURTHOUSE**” insert “**FOR ST. MARY’S COUNTY**”.

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 1399 – Washington County Delegation

AN ACT concerning

Washington County – Sheriff and County Commissioners – Salaries**HB1399/670619/1**

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1399

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 4 and 7, in each instance, strike “in certain years”; in line 5, after “law,” insert “within a certain time frame and”; and in line 7, after the semicolon insert “altering the additional amount that the County Commissioner elected President of the Board shall receive each year; altering the amount that each County Commissioner may be reimbursed each year for certain expenses;”.

AMENDMENT NO. 2

On page 2, strike beginning with “IN” in line 19 down through “THEREAFTER” in line 20.

On page 3, in line 13, after the comma insert “WITHIN 60 DAYS AFTER RECEIVING THE RECOMMENDATIONS OF THE COMMISSION UNDER § 28–207(B) OF THIS SUBTITLE,”.

On page 4, in line 2, strike “\$3,000 per year” and substitute “AMOUNT PER YEAR THAT IS THE GREATER OF:

(1) \$3,000; OR

(2) THE AMOUNT SET BY THE COUNTY COMMISSIONERS UNDER TITLE 28, SUBTITLE 2 OF THE LOCAL GOVERNMENT ARTICLE OF THE ANNOTATED CODE OF MARYLAND”;

and strike beginning with “total” in line 3 down through “\$2,000” in line 4 and substitute “AMOUNT SET BY THE COUNTY COMMISSIONERS BY LOCAL LAW”.

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 ENVIRONMENTAL MATTERS REPORT #10

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 58 – Delegate Haddaway–Riccio

AN ACT concerning

**Talbot County – Chesapeake Bay Critical Area – Prosecution or Civil Suit for
Certain Violations**

HB0058/140311/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 58
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 4 and 5, strike “a certain offense” and substitute “certain offenses”; in lines 6 and 7, strike beginning with “the” in line 6 down through “or” in line 7; in line 8, after “violation;” insert “providing for the application of a certain exception in certain instances;”; in line 9, after “prosecutions” insert “and civil suits”; in line 11, strike “without” and substitute “with”; and in line 13, after “5–106(a)” insert “and 5–107”.

AMENDMENT NO. 2

On page 2, in line 1, strike “and” and substitute a comma; in line 2, after “Article,” insert “AND § 8–1815 OF THE NATURAL RESOURCES ARTICLE,”; in lines 19 and 20, strike beginning with “THE” in line 19 down through “OR” in line 20; and after line 21, insert:

“5–107.

Except as provided in § 5–106 of this subtitle, [and] § 1–303 of the Environment Article, AND § 8–1815 OF THE NATURAL RESOURCES ARTICLE, a prosecution or suit for a fine, penalty, or forfeiture shall be instituted within one year after the offense was committed.”

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 and Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 118 – Delegate Luedtke

AN ACT concerning

**Greenhouse Gas Emissions Reductions – Progress Report – Ocean
Acidification**

HB0118/520516/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 118

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in their entirety lines 2 and 3 and substitute “Task Force to Study the Impact of Ocean Acidification on State Waters”; strike beginning with “requiring” in line 4 down through “acidification” in line 9 and substitute “establishing the Task Force to Study the Impact of Ocean Acidification on State Waters; 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 analyze certain information and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study the Impact of Ocean Acidification on State Waters”; and strike in their entirety lines 10 through 14, inclusive.

AMENDMENT NO. 2

On pages 1 and 2, strike beginning with “That” in line 16 on page 1 down through “Department.” in line 29 on page 2 and substitute “That:

(a) There is a Task Force to Study the Impact of Ocean Acidification on State Waters.

(b) The Task Force consists of the following members:

(1) the Secretary of Natural Resources, or the Secretary’s designee;

(2) the Secretary of the Environment, or the Secretary’s designee; and

(3) the following members, appointed by the Governor:

(i) one representative of the State’s aquaculture industry;

- (ii) one representative of the Maryland Watermen's Association;
 - (iii) one representative of the National Aquarium, Baltimore;
 - (iv) one representative of the University of Maryland Center for Environmental Science; and
 - (v) one representative of the Chesapeake Bay Foundation.
- (c) The Governor shall designate the chair of the Task Force.
- (d) The Department of Natural Resources shall provide staff for the Task Force.
- (e) A member of the Task Force:
 - (1) may not receive compensation as a member of the Task Force; but
 - (2) is entitled to reimbursement for expenses under the Standard State Travel Regulations, as provided in the State budget.
- (f) The Task Force shall:
 - (1) analyze the best available science regarding ocean acidification and the potential effects of acidification on the ecology of State waters and on State fisheries; and
 - (2) make recommendations regarding potential strategies to mitigate the effects of acidification on State waters and on State fisheries.
- (g) On or before January 1, 2015, the Task Force shall report its findings and recommendations to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly.”.

On page 2, in line 31, strike “October 1, 2014” and substitute “July 1, 2014. It shall remain effective for a period of 1 year and, at the end of June 30, 2015, 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.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 180 – Dorchester County Delegation

AN ACT concerning

Dorchester County Sanitary Commission – Enforcement of Liens – Tax Sale Authorization

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 873 – Delegates Conway, Arentz, Cane, Eckardt, Otto, Proctor, Rudolph, and Smigiel

AN ACT concerning

Vehicle Laws – Divided Highways – Speed Limits and Crosswalks

HB0873/770110/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 873

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “requiring” and substitute “providing”; in line 4, strike “shall” and substitute “may”; and in line 5, strike “limits” and substitute “limit”.

AMENDMENT NO. 2

On page 2, in line 10, strike “SHALL” and substitute “MAY”; and strike beginning with “ON” in line 24 down through “(5)” in line 30.

AMENDMENT NO. 3

On page 3, in line 1, strike the first opening bracket; and in the same line, strike “] (6)”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate O'Donnell 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 1034 – Queen Anne's County Delegation

AN ACT concerning

Queen Anne's County – School Buses – Length of Operation

HB1034/540912/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1034

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Delegation” insert “and Kent County Delegation”; in line 2, before “Queen” insert “Kent County and”; and in lines 3 and 4, in each instance, after “in” insert “Kent County and”.

AMENDMENT NO. 2

On page 1, in line 20, after “Dorchester,” insert “**KENT,**”.

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 1043 – Prince George’s County Delegation

AN ACT concerning

Prince George’s County – Deferred Water and Sewer Charges Homeowner Disclosure Act of 2014 PG 413–14

HB1043/140412/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1043

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, strike “of” and substitute “for the initial”; in the same line, after “sale” insert “of residential real property”; in line 9, after “charges;” insert “prohibiting a person or entity establishing certain water and sewer costs for the initial sale of residential real property from amortizing certain costs for more than a certain period of time;”; strike beginning with “prohibiting” in line 10 down through “time” in line 12 and substitute “applying certain provisions of law to existing single family residential property in Prince George’s County”; strike beginning with “authorizing” in line 16 down through “property,” in line 18; in line 20, strike “a”; and in the same line, strike “date” and substitute “dates”.

On page 2, in line 8, strike “and 14–117.2”.

AMENDMENT NO. 2

On page 2, in line 29, after “(3)” insert “(I)”; and in the same line, after “THE” insert “INITIAL”.

On page 3, in lines 1, 3, 4, 6, 8, 10, 11, and 12, strike “(I)”, “(II)”, “(III)”, “(IV)”, “(V)”, “(VI)”, “(VII)”, and “(VIII)”, respectively, and substitute “1.”, “2.”, “3.”, “4.”, “5.”, “6.”, “7.”, and “8.”, respectively; in line 4, strike “YEARS” and substitute “PAYMENTS”; in line 8, after “PERSON” insert “OR ENTITY”; in line 11, after “THE” insert “ESTIMATED”; and in line 13, after “WITHOUT” insert “PREPAYMENT”.

AMENDMENT NO. 3

On page 3, after line 13, insert:

“(II) A PERSON OR ENTITY ESTABLISHING WATER AND SEWER COSTS FOR THE INITIAL SALE OF RESIDENTIAL REAL PROPERTY MAY NOT AMORTIZE COSTS THAT ARE PASSED ON TO A PURCHASER BY IMPOSING A DEFERRED WATER AND SEWER CHARGE FOR A PERIOD LONGER THAN 20 YEARS AFTER THE DATE OF THE INITIAL SALE.”.

AMENDMENT NO. 4

On page 4, in line 3, strike “AND” and substitute “OR”; in line 7, strike “SALES OF” and substitute “EXISTING”; in line 8, after “RESIDENTIAL” insert “REAL”; strike beginning with “IMPROVED” in line 8 down through “SALE” in line 13; in line 14, strike “(C)” and substitute “(B)”; in lines 14 and 21, in each instance, after “PERSON” insert “OR ENTITY”; in line 17, strike “YEARS” and substitute “PAYMENTS”; in line 26, after “THE” insert “ESTIMATED”; and in line 28, after “WITHOUT” insert “PREPAYMENT”.

On page 5, in line 1, strike “(D)” and substitute “(C)”.

AMENDMENT NO. 5

On page 5, strike in their entirety lines 3 through 10, inclusive; after line 23, insert:

“(c) If the establishment of a centralized clearinghouse for the registration of deferred water and sewer charges by private developers, including requiring recordation of deferred water and sewer charges in the county land records, is determined to be feasible, Prince George’s County shall study the feasibility of requiring a contract for the sale of residential real property, that is not the initial sale of the property, for which there are deferred private water and sewer assessments recorded by a covenant or declaration deferring costs for water and sewer improvements for which the purchaser may be liable, to include a disclosure of:

- (1) the existence of the assessments;
- (2) the amount of the annual assessment;

(3) the approximate number of payments remaining on the assessment;

(4) the amount remaining on the assessment, including interest;

(5) the name and address of the person or entity most recently responsible for collection of the assessment;

(6) the interest rate of the assessment;

(7) the estimated payoff amount of the assessment; and

(8) a statement that payoff of the assessment is allowed without prepayment penalty.”;

in line 24, strike “(c)” and substitute “(d) (1)”; in the same line, after “its” insert “preliminary”; and after line 26, insert:

“(2) On or before December 1, 2015, Prince George’s County shall report its final findings to the Prince George’s County Senators and the House Delegation, in accordance with § 2–1246 of the State Government 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 McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 1312 – Delegate Beidle

AN ACT concerning

Program Open Space Sites – Public Access

HB1312/470118/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1312

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike “prepare a certain public access plan” and substitute “consider the feasibility of providing certain public access”; in line 10, strike “local governing bodies” and substitute “subdivisions”; strike beginning with “prepare” in line 10 down through “plans” in line 11 and substitute “consider the feasibility of providing certain public access”; strike beginning with “and” in line 12 down through “land” in line 14; in line 21, after “(c),” insert “and”; and in lines 21 and 22, strike “and (b)(2), and 5–906(b)”.

AMENDMENT NO. 2

On page 2, in lines 11, 17, and 23, in each instance, strike “MAXIMUM”.

On page 3, in line 7, strike “TO THE MAXIMUM EXTENT FEASIBLE”; in lines 23 and 24, strike “TO THE MAXIMUM EXTENT FEASIBLE”; in line 21 after “(5)” insert “(I)”; in line 22, strike “PREPARE AND SUBMIT A PLAN” and substitute “CONSIDER WHETHER IT IS FEASIBLE”; and after line 24, insert:

“(II) WHEN CONSIDERING WHETHER IT IS FEASIBLE TO PROVIDE PUBLIC ACCESS TO A SITE UNDER THIS PARAGRAPH, THE DEPARTMENT MAY CONSIDER:

1. THE AVAILABILITY OF FUNDS AVAILABLE UNDER THIS PROGRAM OR FROM OTHER SOURCES TO PROVIDE PUBLIC ACCESS TO THE SITE;

2. PUBLIC SAFETY AND LIABILITY ISSUES IF PUBLIC ACCESS WERE PROVIDED TO THE SITE;

3. WHETHER THE SITE WAS ACQUIRED AS A PART OF A LARGER RECREATIONAL AND OPEN SPACE PROJECT THAT IS NOT YET COMPLETED AND READY FOR PUBLIC ACCESS; AND

4. THE EXISTENCE OF A CONTRACTUAL COMMITMENT ON THE SITE THAT WOULD LIMIT PUBLIC ACCESS FOR A PERIOD OF TIME, INCLUDING A HOME, AGRICULTURAL, OR HUNTING LEASE.”.

AMENDMENT NO. 3

On page 4, in line 32, strike “PARTICIPATING LOCAL GOVERNING BODY” and substitute “SUBDIVISION, FOR EACH PROPOSED PROJECT UNDER THIS SUBSECTION”; and strike the colon and substitute “CONSIDER WHETHER IT IS FEASIBLE TO PROVIDE PUBLIC ACCESS TO THE PROPOSED PROJECT.”.

On page 5, strike in their entirety lines 1 through 7, inclusive, and substitute:

“(IV) WHEN CONSIDERING WHETHER IT IS FEASIBLE TO PROVIDE PUBLIC ACCESS TO A PROPOSED PROJECT UNDER THIS PARAGRAPH, A SUBDIVISION MAY CONSIDER:

1. THE AVAILABILITY OF FUNDS AVAILABLE UNDER THIS PROGRAM OR FROM OTHER SOURCES TO PROVIDE PUBLIC ACCESS TO THE PROPOSED PROJECT;

2. PUBLIC SAFETY AND LIABILITY ISSUES IF PUBLIC ACCESS WERE PROVIDED TO THE SITE;

3. WHETHER THE SITE FOR THE PROPOSED PROJECT WAS ACQUIRED AS A PART OF A LARGER RECREATIONAL AND OPEN SPACE PROJECT THAT IS NOT YET COMPLETED AND READY FOR PUBLIC ACCESS; AND

4. THE EXISTENCE OF A CONTRACTUAL COMMITMENT ON THE SITE FOR A PROPOSED PROJECT THAT WOULD LIMIT PUBLIC ACCESS FOR A PERIOD OF TIME, INCLUDING A HOME, AGRICULTURAL, OR HUNTING LEASE.”;

and strike in their entirety lines 8 through 32, 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 McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

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

HB1345/720313/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1345

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “calendar” and substitute “fiscal”; and in line 6, strike “business”.

AMENDMENT NO. 2

On page 4, in line 17, strike “CALENDAR YEARS 2014” and substitute “FISCAL YEARS 2015”; in line 18, strike “INDIVIDUAL OR” and substitute “INDIVIDUAL,”; in the same line, after “ENTITY” insert “, OR A UNIT OF STATE OR LOCAL GOVERNMENT”; and in line 22, strike “CALENDAR” and substitute “FISCAL”.

AMENDMENT NO. 3

On page 5, in line 8, after “ENTITY” insert “OR UNIT OF STATE OR LOCAL GOVERNMENT”.

AMENDMENT NO. 4

On page 6, in line 17, strike “October 1, 2010” and substitute “JULY 1, 2014”.

AMENDMENT NO. 5

On page 7, in line 8, after “State;” insert “OR”; and strike beginning with the semicolon in line 11 down through “state” in line 12.

The preceding 5 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 873 – Delegates Conway, Arentz, Cane, Eckardt, Otto, Proctor, Rudolph, and Smigiel

AN ACT concerning

Vehicle Laws – Divided Highways – Speed Limits and Crosswalks

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Delegate O'Donnell moved to make the Bill a Special Order for Friday.

The motion was adopted.

THE COMMITTEE ON JUDICIARY REPORT #6

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 79 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Courts – Juveniles – Expungement of Records

HB0079/782814/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 79

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “records;” insert “authorizing the court to grant a certain petition for expungement without a hearing under certain circumstances;”; and in line 10, after “authorizing” insert “and requiring”;

AMENDMENT NO. 2

On page 2, strike beginning with “MEANS” in line 4 down through “BOTH” in line 6 and substitute “HAS THE MEANING STATED IN § 10–101 OF THE CRIMINAL PROCEDURE ARTICLE”; in line 7, strike “DELINQUENCY”; in the same line, strike “INCLUDES” and substitute “MEANS”; in line 8, strike the first comma and substitute “AND”; in the same line, strike “, AND STATE’S ATTORNEY’S RECORD” and substitute “CONCERNING A CHILD ALLEGED OR ADJUDICATED DELINQUENT OR IN NEED OF SUPERVISION OR WHO HAS RECEIVED A CITATION FOR A VIOLATION”; in lines 10 and 11, in each instance, strike “DELINQUENCY”; and in line 11, after “PETITION” insert “OR CITATION”.

AMENDMENT NO. 3

On page 2, in line 14, strike “DELINQUENCY”; after line 15, insert:

“(1) (I) THE STATE’S ATTORNEY ENTERS A NOLLE PROSEQUI;

(II) THE PETITION IS DISMISSED;

(III) THE COURT, IN AN ADJUDICATORY HEARING, DOES NOT FIND THAT THE ALLEGATIONS IN THE PETITION ARE TRUE;

(IV) THE ADJUDICATORY HEARING IS NOT HELD WITHIN TWO YEARS AFTER A PETITION IS FILED; OR

(V) THE COURT, IN A DISPOSITION HEARING, FINDS THAT THE PERSON DOES OR DOES NOT REQUIRE GUIDANCE, TREATMENT, OR REHABILITATION;”;

in lines 16, 19, 21, 23, 25, and 28, strike “(1)”, “(2)”, “(3)”, “(4)”, “(5)”, and “(6)”, respectively, and substitute “(2)”, “(3)”, “(4)”, “(5)”, “(6)”, and “(7)”, respectively; in line 18, strike “DELINQUENCY”; in line 19, after “HAS” insert “NOT”; in the same line strike “NOT”; and in line 29, after the semicolon insert:

“(8) THE PERSON HAS NOT BEEN ADJUDICATED DELINQUENT FOR AN OFFENSE INVOLVING THE USE OF A FIREARM, AS DEFINED IN § 5–101 OF THE PUBLIC SAFETY ARTICLE, IN THE COMMISSION OF A CRIME OF VIOLENCE, AS DEFINED IN § 14–101 OF THE CRIMINAL LAW ARTICLE;”.

AMENDMENT NO. 4

On page 3, in line 1, strike “(7)” and substitute “(9)”; in line 19, strike the first comma and substitute “**AND**”; strike beginning with the second comma in line 19 down through “**RECORDS**” in line 20; in line 20, strike “**PROCEEDINGS**” and substitute “**OR CHILD IN NEED OF SUPERVISION PETITION OR THE CITATION**”; in line 28, strike “**POLICE AND COURT**” and substitute “**JUVENILE**”; in line 32, strike “**RECORDS**” and substitute “;”;

(1) RECORDS”;

and in line 33, after “**ARTICLE**” insert “; **OR**

(2) RECORDS MAINTAINED BY A LAW ENFORCEMENT AGENCY FOR THE SOLE PURPOSE OF COLLECTING STATISTICAL INFORMATION CONCERNING JUVENILE DELINQUENCY AND THAT DO NOT CONTAIN ANY INFORMATION THAT WOULD REVEAL THE IDENTITY OF A PERSON”.

The preceding 4 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 93 – Delegate Murphy

AN ACT concerning

Criminal Law – Animal Cruelty – Payment of Costs

HB0093/902813/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 93

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Murphy” and substitute “Delegates Murphy and Waldstreicher”.

AMENDMENT NO. 2

On page 1, in line 5, after the second “costs” insert “, not exceeding a certain amount,”; in line 6, after “defendant” insert “, except under certain circumstances”; in the same line, after the semicolon insert “requiring a certain person who removes an animal under certain circumstances to notify the animal’s owner of the right of the owner to surrender ownership of the animal to the agency that removed the animal;”; in line 10, strike “10–604,”; in the same line, strike “and”; and in the same line, after “10–608” insert “, and 10–615”.

AMENDMENT NO. 3

On pages 1 and 2, strike in their entirety the lines beginning with line 16 on page 1 through line 18 on page 2, inclusive.

AMENDMENT NO. 4

On page 3, in lines 2 and 24, in each instance, after “COSTS” insert “, NOT EXCEEDING \$15,000,”.

On page 4, in line 29, after “COSTS” insert “, NOT EXCEEDING \$15,000,”.

AMENDMENT NO. 5

On page 3, in lines 4 and 25, in each instance, after “DEFENDANT” insert “, EXCEPT FOR COSTS INCURRED AFTER SURRENDER OF OWNERSHIP OF THE ANIMAL BY THE DEFENDANT UNDER § 10–615(D)(1) OF THIS SUBTITLE OR AFTER THE ANIMAL IS CONSIDERED A STRAY UNDER § 10–615(E)(1) OF THIS SUBTITLE”.

On page 5, in line 2, after “DEFENDANT” insert “, EXCEPT FOR COSTS INCURRED AFTER SURRENDER OF OWNERSHIP OF THE ANIMAL BY THE DEFENDANT UNDER § 10–615 OF THIS SUBTITLE OR AFTER THE ANIMAL IS CONSIDERED A STRAY UNDER § 10–615(E)(1) OF THIS SUBTITLE”.

AMENDMENT NO. 6

On page 5, after line 2, insert:

“10–615.

(a) If an owner or custodian of an animal is convicted of an act of animal cruelty, the court may order the removal of the animal or any other animal at the time of conviction for the protection of the animal.

(b) (1) An officer or authorized agent of a humane society, or a police officer or other public official required to protect animals may seize an animal if necessary to protect the animal from cruelty.

(2) (i) An animal that a medical and scientific research facility possesses may be removed under this subsection only after review by and a recommendation from the Department of Health and Mental Hygiene, Center for Veterinary Public Health.

(ii) The Department of Health and Mental Hygiene shall:

1. conduct an investigation within 24 hours after receiving a complaint; and

2. within 24 hours after completing the investigation, report to the State’s Attorney for the county in which the facility is situated.

(c) (1) If an animal is impounded, yarded, or confined without necessary food, water, or proper attention, is subject to cruelty, or is neglected, an officer or authorized agent of a humane society, a police officer, another public official required to protect animals, or any invited and accompanying veterinarian licensed in the State, may:

(i) enter the place where the animal is located and supply the animal with necessary food, water, and attention; or

(ii) remove the animal if removal is necessary for the health of the animal.

(2) A person who enters a place under paragraph (1) of this subsection is not liable because of the entry.

(d) (1) A person who removes an animal under subsection (c) of this section shall notify the animal's owner or custodian of:

(i) the removal; [and]

(ii) any administrative remedies that may be available to the owner or custodian; AND

(III) THE RIGHT OF THE OWNER TO SURRENDER OWNERSHIP OF THE ANIMAL TO THE AGENCY THAT REMOVED THE ANIMAL.

(2) If an administrative remedy is not available, the owner or custodian may file a petition for the return of the animal in the District Court of the county in which the removal occurred within 10 days after the removal.

(e) An animal is considered a stray if:

(1) an owner or custodian of the animal was notified under subsection (d) of this section and failed to file a petition within 10 days after removal; or

(2) the owner or custodian of the animal is unknown and cannot be ascertained by reasonable effort for 20 days to determine the owner or custodian.

(f) This section does not allow:

(1) entry into a private dwelling; or

(2) removal of a farm animal without the prior recommendation of a veterinarian licensed in the State.

(g) In Baltimore County, the Baltimore County Department of Health, Division of Animal Control or an organization that the Baltimore County government approves shall enforce this section.”.

The preceding 6 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 116 – Delegate Conaway

AN ACT concerning

Public Safety – Law Enforcement Officers – Video Cameras

HB0116/792311/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 116

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “requiring” and substitute “authorizing”; and strike beginning with “requiring” in line 4 down through “recording;” in line 6.

AMENDMENT NO. 2

On page 2, in line 5, strike “**SHALL**” and substitute “MAY”; and strike beginning with “**(I)**” in line 8 down through “**(3)**” in line 12.

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 181 – Carroll County Delegation

AN ACT concerning

**Courts and Judicial Proceedings – Circuit Court for Carroll County – Fees
for Appearance of Counsel**

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 286 – Delegates Valentino–Smith, Arora, Clippinger, Howard, Rosenberg, Swain, and Valderrama

AN ACT concerning

Criminal Law – Use of Handgun in Crime of Violence or Felony – Statute of Limitations

HB0286/642310/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 286

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “providing that a person who violates” and substitute “extending the statute of limitations for a violation of”; strike beginning with “is” in line 5 down through “misdemeanor” in line 6; in line 8, after “felony” insert “and statutes of limitations”; after line 8, insert:

“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)”;

and in line 9, strike “with” and substitute “without”.

AMENDMENT NO. 2

On page 1, after line 15, insert:

“Article – Courts and Judicial Proceedings

5–106.

(a) Except as provided by this section and § 1–303 of the Environment Article, a prosecution for a misdemeanor shall be instituted within 1 year after the offense was committed.

(DD) THE STATUTE OF LIMITATIONS FOR THE PROSECUTION OF AN OFFENSE UNDER § 4–204 OF THE CRIMINAL LAW ARTICLE RELATING TO THE USE OF A FIREARM IN THE COMMISSION OF A CRIME OF VIOLENCE OR FELONY IS THE SAME AS THE STATUTE OF LIMITATIONS FOR THE UNDERLYING CRIME.”.

On page 2, strike in their entirety lines 15 and 16.

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 294 – Delegates Carter, Anderson, Braveboy, Burns, Dwyer, Glass, Glenn, Jones, Nathan–Pulliam, Oaks, Pena–Melnik, B. Robinson, Smigiel, Swain, V. Turner, Valentino–Smith, and Walker

AN ACT concerning

**Law Enforcement Officers – Entrance–Level and Annual Training
Requirements
(Christopher’s Law)**

HB0294/262112/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 294
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Annual” and substitute “In-Service”; in line 5, strike “altering” and substitute “requiring the Police Training Commission to require that certain”; in lines 5 and 8, in each instance, strike “annual” and substitute “in-service”; and strike beginning with the third “and” in line 6 down through “to” in line 7.

AMENDMENT NO. 2

On pages 3 and 4, strike beginning with “CONSISTENT” in line 24 on page 3 down through “(V)” in line 1 on page 4.

On page 4, in lines 3 and 5, in each instance, strike the bracket; after line 5, insert:

“(16) TO REQUIRE, FOR ENTRANCE-LEVEL POLICE TRAINING AND, AS DETERMINED BY THE COMMISSION, FOR IN-SERVICE LEVEL TRAINING CONDUCTED BY THE STATE AND EACH COUNTY AND MUNICIPAL POLICE TRAINING SCHOOL, THAT THE CURRICULUM AND MINIMUM COURSES OF STUDY INCLUDE, CONSISTENT WITH ESTABLISHED LAW ENFORCEMENT STANDARDS AND FEDERAL AND STATE CONSTITUTIONAL PROVISIONS:

(I) TRAINING IN LIFESAVING TECHNIQUES, INCLUDING CARDIOPULMONARY RESUSCITATION (CPR);

(II) TRAINING IN THE PROPER LEVEL AND USE OF FORCE;

(III) TRAINING REGARDING SENSITIVITY TO CULTURAL AND GENDER DIVERSITY; AND

(IV) TRAINING REGARDING INDIVIDUALS WITH PHYSICAL, INTELLECTUAL, DEVELOPMENTAL, AND PSYCHIATRIC DISABILITIES;”;

and in lines 6 and 13, strike “(16)” and “(17)”, respectively, and substitute “**(17)**” and “**(18)**”, respectively.

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 345 – Delegates Rosenberg, Clippinger, Holmes, and Hough

AN ACT concerning

Courts – Certificate of Merit – Provider of Professional Services

HB0345/152613/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 345

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “altering” in line 3 down through “jurisdiction;” in line 11; in line 12, after “certificate” insert “of a qualified expert”; strike beginning with “, or” in line 13 down through “performed,” in line 14; in line 14, after the semicolon insert “making a certain clarifying change;”; in line 15, after “to” insert “a certain certificate of merit for”; after line 15, insert:

“BY repealing and reenacting, without amendments

Article – Courts and Judicial Proceedings

Section 3–2C–01

Annotated Code of Maryland

(2013 Replacement Volume and 2013 Supplement)”;

and in line 18, strike “3–2C–01 and”.

AMENDMENT NO. 2

On page 2, in line 4, strike “**PERSON OR**”; in the same line, strike the brackets; in line 5, strike “**WERE PERFORMED**”; in the same line, strike the brackets; in the same line, strike “**AN**”; in lines 6 and 7, in each instance, strike the bracket; and in line 7, strike “**A PROFESSIONAL**”.

AMENDMENT NO. 3

On page 2, in line 20, strike “**MARYLAND**”; and in lines 20 and 21, in each instance, strike the bracket.

AMENDMENT NO. 4

On page 3, in line 2, after “dismissed,” insert “ON A MOTION TO DISMISS”; strike beginning with “, **OR**” in line 6 down through “**PERFORMED**,” in line 7; and in line 8, after “care” insert “AND SUPERVISION”.

The preceding 4 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 397 – Delegates Simmons, Dumais, Carter, Anderson, Arora, Conaway, Glass, K. Kelly, McComas, McDermott, Rosenberg, Smigiel, Valderrama, Valentino-Smith, Vallario, Vitale, and Waldstreicher

AN ACT concerning

Peace Orders and Protective Orders – Consent Orders – Shielding

HB0397/362517/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 397

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Waldstreicher” and substitute “Waldstreicher, and Costa”.

AMENDMENT NO. 2

On page 1, in line 3, after “of” insert “authorizing a petitioner to file a written request to shield court records relating to a peace order or protective order proceeding under certain circumstances;”; strike beginning with “respondent” in line 3 down through “shield” in line 4 and substitute “petitioner or a respondent to file a written request to shield”; in line 5, strike “the” and substitute “a”; in the same line, after

“proceeding” insert “if the respondent consented to the entry of the peace order or protective order”; in the same line, after “circumstances;” insert “altering the circumstances under which a court is required to order the shielding of all court records relating to a peace order or protective order proceeding if a certain petition was denied or dismissed; authorizing a respondent to refile a written request to shield court records relating to a peace order or protective order proceeding under certain circumstances;”; in line 8, strike “consents” and substitute “consented”; in the same line, after the second “the” insert “peace order or protective”; and in the same line, after “order;” insert “authorizing the court, under certain circumstances, to deny a request to shield court records relating to a peace order or protective order proceeding for good cause; requiring the court, in ruling on a certain motion for access to a shielded record, to balance the person’s need for access with the petitioner’s right to privacy and the potential harm of certain adverse consequences to the petitioner that the disclosure may create; authorizing the Governor’s Office of Crime Control and Prevention, in consultation with the Maryland Judiciary, to adopt certain regulations; altering a certain definition; making certain clarifying and conforming changes;”.

AMENDMENT NO. 3

On page 2, in line 20, after “nonprofit” insert “OR GOVERNMENTAL”; strike beginning with “or” in line 21 down through “Resources” in line 22; and in line 22, after “have” insert “ONLINE”.

On page 4, after line 20, insert:

“(H) THE GOVERNOR’S OFFICE OF CRIME CONTROL AND PREVENTION, IN CONSULTATION WITH THE MARYLAND JUDICIARY, MAY ADOPT REGULATIONS GOVERNING ONLINE ACCESS TO SHIELDED RECORDS BY A VICTIM SERVICES PROVIDER.”

On page 5, in line 12, after “nonprofit” insert “OR GOVERNMENTAL”; strike beginning with “or” in line 13 down through “Resources” in line 14; and in line 14, after “have” insert “ONLINE”.

On page 7, after line 13, insert:

“(H) THE GOVERNOR’S OFFICE OF CRIME CONTROL AND PREVENTION, IN CONSULTATION WITH THE MARYLAND JUDICIARY, MAY ADOPT REGULATIONS

GOVERNING ONLINE ACCESS TO SHIELDED RECORDS BY A VICTIM SERVICES PROVIDER.”.

AMENDMENT NO. 4

On page 3, strike beginning with “If” in line 26 down through the first “shielding” in line 27 and substitute “ON ITS OWN MOTION OR ON THE OBJECTION OF THE OTHER PARTY”; and strike beginning with “to” in line 28 down through “records” in line 29 and substitute “UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH”.

On page 6, strike beginning with “If” in line 18 down through the first “shielding” in line 19 and substitute “ON ITS OWN MOTION OR ON THE OBJECTION OF THE OTHER PARTY”; and strike beginning with “to” in line 20 down through “records” in line 21 and substitute “UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH”.

AMENDMENT NO. 5

On page 2, strike beginning with the opening bracket in line 24 down through “ORDER” in line 32 and substitute:

“(1) SUBJECT TO SUBSECTION (C) OF THIS SECTION, IF A PETITION FILED UNDER THIS SUBTITLE WAS DENIED OR DISMISSED AT THE INTERIM, TEMPORARY, OR FINAL PEACE ORDER STAGE OF A PROCEEDING UNDER THIS SUBTITLE, THE PETITIONER OR THE RESPONDENT MAY FILE A WRITTEN REQUEST TO SHIELD ALL COURT RECORDS RELATING TO THE PROCEEDING IN ACCORDANCE WITH SUBSECTION (D) OF THIS SECTION.

“(2) SUBJECT TO SUBSECTION (C) OF THIS SECTION, IF THE RESPONDENT CONSENTED TO THE ENTRY OF A PEACE ORDER UNDER THIS SUBTITLE, THE PETITIONER OR THE RESPONDENT MAY FILE A WRITTEN REQUEST TO SHIELD ALL COURT RECORDS RELATING TO THE PROCEEDING IN ACCORDANCE WITH SUBSECTION (E) OF THIS SECTION”.

On page 3, in line 3, strike “respondent” and substitute “REQUESTING PARTY”; in line 4, strike “respondent’s” and substitute “PARTY’S”; in line 5, strike “On” and substitute “IF A PETITION WAS DENIED OR DISMISSED AT THE INTERIM, TEMPORARY, OR FINAL PEACE ORDER STAGE OF A PROCEEDING UNDER THIS

SUBTITLE, ON"; in the same line, after "a" insert "WRITTEN"; in line 7, strike "petitioner" and substitute "OTHER PARTY"; in line 8, strike "petitioner's" and substitute "OTHER PARTY'S"; in line 12, strike "1."; strike beginning with "OR" in line 13 down through "ORDER;" in line 15; in line 29, after the third "the" insert "PETITIONER OR THE"; in line 18, strike "and" and substitute:

"(III) THAT THE RESPONDENT HAS NOT BEEN FOUND GUILTY OF A CRIME ARISING FROM AN ACT DESCRIBED IN § 3-1503(A) OF THIS SUBTITLE AGAINST THE PETITIONER; AND";

in line 19, strike "(iii)" and substitute "(IV)"; in line 30, after the first "the" insert "PETITIONER OR THE"; and after line 33, insert:

"(E) (1) (I) IF THE RESPONDENT CONSENTED TO THE ENTRY OF A PEACE ORDER UNDER THIS SUBTITLE, THE PETITIONER OR THE RESPONDENT MAY FILE A WRITTEN REQUEST FOR SHIELDING AT ANY TIME AFTER THE PEACE ORDER EXPIRES.

(II) ON THE FILING OF A REQUEST FOR SHIELDING UNDER THIS PARAGRAPH, THE COURT SHALL SCHEDULE A HEARING ON THE REQUEST.

(III) THE COURT SHALL GIVE NOTICE OF THE HEARING TO THE OTHER PARTY OR THE OTHER PARTY'S COUNSEL OF RECORD.

(IV) EXCEPT AS PROVIDED IN SUBPARAGRAPHS (V) AND (VI) OF THIS PARAGRAPH, AFTER THE HEARING, THE COURT SHALL ORDER THE SHIELDING OF ALL COURT RECORDS RELATING TO THE PROCEEDING IF THE COURT FINDS:

1. FOR CASES IN WHICH THE RESPONDENT REQUESTS SHIELDING, THAT THE PETITIONER CONSENTS TO THE SHIELDING;

2. THAT THE RESPONDENT DID NOT VIOLATE THE PEACE ORDER DURING ITS TERM;

3. THAT A FINAL PEACE ORDER OR PROTECTIVE ORDER HAS NOT BEEN PREVIOUSLY ISSUED AGAINST THE RESPONDENT IN A PROCEEDING BETWEEN THE PETITIONER AND THE RESPONDENT;

4. THAT THE RESPONDENT HAS NOT BEEN FOUND GUILTY OF A CRIME ARISING FROM AN ACT DESCRIBED IN § 3-1503(A) OF THIS SUBTITLE AGAINST THE PETITIONER; AND

5. THAT NONE OF THE FOLLOWING ARE PENDING AT THE TIME OF THE HEARING:

A. AN INTERIM OR TEMPORARY PEACE ORDER OR PROTECTIVE ORDER ISSUED AGAINST THE RESPONDENT IN A PROCEEDING BETWEEN THE PETITIONER AND THE RESPONDENT; OR

B. A CRIMINAL CHARGE AGAINST THE RESPONDENT ARISING FROM AN ALLEGED ACT DESCRIBED IN § 3-1503(A) OF THIS SUBTITLE AGAINST THE PETITIONER.

(V) 1. ON ITS OWN MOTION OR ON THE OBJECTION OF THE OTHER PARTY, THE COURT MAY, FOR GOOD CAUSE, DENY THE REQUEST FOR SHIELDING.

2. IN DETERMINING WHETHER THERE IS GOOD CAUSE UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH, THE COURT SHALL BALANCE THE PRIVACY OF THE PETITIONER OR THE RESPONDENT AND POTENTIAL DANGER OF ADVERSE CONSEQUENCES TO THE PETITIONER OR THE RESPONDENT AGAINST THE POTENTIAL RISK OF FUTURE HARM AND DANGER TO THE PETITIONER AND THE COMMUNITY.

(VI) INFORMATION ABOUT THE PROCEEDING MAY NOT BE REMOVED FROM THE DOMESTIC VIOLENCE CENTRAL REPOSITORY.

(2) (I) IF THE RESPONDENT CONSENTED TO THE ENTRY OF A PEACE ORDER UNDER THIS SUBTITLE BUT THE PETITIONER DID NOT CONSENT TO SHIELDING AT THE HEARING UNDER PARAGRAPH (1) OF THIS SUBSECTION,

THE RESPONDENT MAY REFILE A WRITTEN REQUEST FOR SHIELDING AFTER 1 YEAR FROM THE DATE OF THE HEARING UNDER PARAGRAPH (1) OF THIS SUBSECTION.

(II) ON THE FILING OF A REQUEST FOR SHIELDING UNDER THIS PARAGRAPH, THE COURT SHALL SCHEDULE A HEARING ON THE REQUEST.

(III) THE COURT SHALL GIVE NOTICE OF THE HEARING TO THE OTHER PARTY OR THE OTHER PARTY'S COUNSEL OF RECORD.

(IV) EXCEPT AS PROVIDED IN SUBPARAGRAPHS (V) AND (VI) OF THIS PARAGRAPH, AFTER THE HEARING, THE COURT SHALL ORDER THE SHIELDING OF ALL COURT RECORDS RELATING TO THE PROCEEDING IF THE COURT FINDS:

1. A. THAT THE PETITIONER CONSENTS TO THE SHIELDING; OR

B. THAT THE PETITIONER DOES NOT CONSENT TO THE SHIELDING, BUT THAT IT IS UNLIKELY THAT THE RESPONDENT WILL COMMIT AN ACT SPECIFIED IN § 3-1503(A) OF THIS SUBTITLE AGAINST THE PETITIONER IN THE FUTURE;

2. THAT THE RESPONDENT DID NOT VIOLATE THE PEACE ORDER DURING ITS TERM;

3. THAT A FINAL PEACE ORDER OR PROTECTIVE ORDER HAS NOT BEEN PREVIOUSLY ISSUED AGAINST THE RESPONDENT IN A PROCEEDING BETWEEN THE PETITIONER AND THE RESPONDENT;

4. THAT THE RESPONDENT HAS NOT BEEN FOUND GUILTY OF A CRIME ARISING FROM AN ACT DESCRIBED IN § 3-1503(A) OF THIS SUBTITLE AGAINST THE PETITIONER; AND

5. THAT NONE OF THE FOLLOWING ARE PENDING AT THE TIME OF THE HEARING:

A. AN INTERIM OR TEMPORARY PEACE ORDER OR PROTECTIVE ORDER ISSUED AGAINST THE RESPONDENT IN A PROCEEDING BETWEEN THE PETITIONER AND THE RESPONDENT; OR

B. A CRIMINAL CHARGE AGAINST THE RESPONDENT ARISING FROM AN ALLEGED ACT DESCRIBED IN § 3-1503(A) OF THIS SUBTITLE AGAINST THE PETITIONER.

(V) 1. ON ITS OWN MOTION OR ON THE OBJECTION OF THE OTHER PARTY, THE COURT MAY, FOR GOOD CAUSE, DENY THE REQUEST FOR SHIELDING.

2. IN DETERMINING WHETHER THERE IS GOOD CAUSE UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH, THE COURT SHALL BALANCE THE PRIVACY OF THE PETITIONER OR THE RESPONDENT AND POTENTIAL DANGER OF ADVERSE CONSEQUENCES TO THE PETITIONER OR THE RESPONDENT AGAINST THE POTENTIAL RISK OF FUTURE HARM AND DANGER TO THE PETITIONER AND THE COMMUNITY.

(VI) INFORMATION ABOUT THE PROCEEDING MAY NOT BE REMOVED FROM THE DOMESTIC VIOLENCE CENTRAL REPOSITORY.”.

On page 4, in lines 1 and 18, strike “(e)” and “(f)”, respectively, and substitute “**(F)**” and “**(G)**”, respectively; in line 15, after the third “the” insert “**PETITIONER’S OR THE**”; in line 16, after the second “the” insert “**PETITIONER OR THE**”; in line 18, after “order” insert “**FOR SHIELDING**”; and in the same line, strike “subsection (d)(3) of”.

AMENDMENT NO. 6

On page 5, strike beginning with the opening bracket in line 16 down through “**ORDER**” in line 24 and substitute:

“(1) SUBJECT TO SUBSECTION (C) OF THIS SECTION, IF A PETITION FILED UNDER THIS SUBTITLE WAS DENIED OR DISMISSED AT THE INTERIM, TEMPORARY, OR FINAL PROTECTIVE ORDER STAGE OF A PROCEEDING UNDER THIS SUBTITLE, THE PETITIONER OR THE RESPONDENT MAY FILE A WRITTEN

REQUEST TO SHIELD ALL COURT RECORDS RELATING TO THE PROCEEDING IN ACCORDANCE WITH SUBSECTION (D) OF THIS SECTION.

(2) SUBJECT TO SUBSECTION (C) OF THIS SECTION, IF THE RESPONDENT CONSENTED TO THE ENTRY OF A PROTECTIVE ORDER UNDER THIS SUBTITLE, THE PETITIONER OR THE RESPONDENT MAY FILE A WRITTEN REQUEST TO SHIELD ALL COURT RECORDS RELATING TO THE PROCEEDING IN ACCORDANCE WITH SUBSECTION (E) OF THIS SECTION”;

in line 27, strike “respondent” and substitute “REQUESTING PARTY”; in line 28, strike “respondent’s” and substitute “PARTY’S”; in line 30, strike “On” and substitute “IF A PETITION WAS DENIED OR DISMISSED AT THE INTERIM, TEMPORARY, OR FINAL PROTECTIVE ORDER STAGE OF A PROCEEDING UNDER THIS SUBTITLE, ON”; in the same line, after “a” insert “WRITTEN”; in line 32, strike “petitioner” and substitute “OTHER PARTY”; and in line 33, strike “petitioner’s” and substitute “OTHER PARTY’S”.

On page 6, in line 4, strike “1.”; strike beginning with “OR” in line 5 down through “ORDER;” in line 7; in line 10, strike “and” and substitute:

“(III) THAT THE RESPONDENT HAS NOT BEEN FOUND GUILTY OF A CRIME ARISING FROM ABUSE AGAINST THE PETITIONER; AND”;

in line 11, strike “(iii)” and substitute “(IV)”; in line 21, after the third “the” insert “PETITIONER OR THE”; in line 22, after the first “the” insert “PETITIONER OR THE”; and after line 25, insert:

“(E) (1) (I) IF THE RESPONDENT CONSENTED TO THE ENTRY OF A PROTECTIVE ORDER UNDER THIS SUBTITLE, THE PETITIONER OR THE RESPONDENT MAY FILE A WRITTEN REQUEST FOR SHIELDING AT ANY TIME AFTER THE PROTECTIVE ORDER EXPIRES.

(II) ON THE FILING OF A REQUEST FOR SHIELDING UNDER THIS PARAGRAPH, THE COURT SHALL SCHEDULE A HEARING ON THE REQUEST.

(III) THE COURT SHALL GIVE NOTICE OF THE HEARING TO THE OTHER PARTY OR THE OTHER PARTY’S COUNSEL OF RECORD.

(IV) EXCEPT AS PROVIDED IN SUBPARAGRAPHS (V) AND (VI) OF THIS PARAGRAPH, AFTER THE HEARING, THE COURT SHALL ORDER THE SHIELDING OF ALL COURT RECORDS RELATING TO THE PROCEEDING IF THE COURT FINDS:

1. FOR CASES IN WHICH THE RESPONDENT REQUESTS SHIELDING, THAT THE PETITIONER CONSENTS TO THE SHIELDING;

2. THAT THE RESPONDENT DID NOT VIOLATE THE PROTECTIVE ORDER DURING ITS TERM;

3. THAT A FINAL PEACE ORDER OR PROTECTIVE ORDER HAS NOT BEEN PREVIOUSLY ISSUED AGAINST THE RESPONDENT IN A PROCEEDING BETWEEN THE PETITIONER AND THE RESPONDENT;

4. THAT THE RESPONDENT HAS NOT BEEN FOUND GUILTY OF A CRIME ARISING FROM ABUSE AGAINST THE PETITIONER; AND

5. THAT NONE OF THE FOLLOWING ARE PENDING AT THE TIME OF THE HEARING:

A. AN INTERIM OR TEMPORARY PEACE ORDER OR PROTECTIVE ORDER ISSUED AGAINST THE RESPONDENT IN A PROCEEDING BETWEEN THE PETITIONER AND THE RESPONDENT; OR

B. A CRIMINAL CHARGE AGAINST THE RESPONDENT ARISING FROM ALLEGED ABUSE AGAINST THE PETITIONER.

(V) 1. ON ITS OWN MOTION, OR ON THE OBJECTION OF THE OTHER PARTY, THE COURT MAY, FOR GOOD CAUSE, DENY THE REQUEST FOR SHIELDING.

2. IN DETERMINING WHETHER THERE IS GOOD CAUSE UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH, THE COURT SHALL BALANCE THE PRIVACY OF THE PETITIONER OR THE RESPONDENT AND

POTENTIAL DANGER OF ADVERSE CONSEQUENCES TO THE PETITIONER OR THE RESPONDENT AGAINST THE POTENTIAL RISK OF FUTURE HARM AND DANGER TO THE PETITIONER AND THE COMMUNITY.

(VI) INFORMATION ABOUT THE PROCEEDING MAY NOT BE REMOVED FROM THE DOMESTIC VIOLENCE CENTRAL REPOSITORY.

(2) (I) IF THE RESPONDENT CONSENTED TO THE ENTRY OF A PROTECTIVE ORDER UNDER THIS SUBTITLE, BUT THE PETITIONER DID NOT CONSENT TO SHIELDING AT THE HEARING UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE RESPONDENT MAY REFILE A WRITTEN REQUEST FOR SHIELDING AFTER 1 YEAR FROM THE DATE OF THE HEARING UNDER PARAGRAPH (1) OF THIS SUBSECTION.

(II) ON THE FILING OF A REQUEST FOR SHIELDING UNDER THIS PARAGRAPH, THE COURT SHALL SCHEDULE A HEARING ON THE REQUEST.

(III) THE COURT SHALL GIVE NOTICE OF THE HEARING TO THE OTHER PARTY OR THE OTHER PARTY'S COUNSEL OF RECORD.

(IV) EXCEPT AS PROVIDED IN SUBPARAGRAPHS (V) AND (VI) OF THIS PARAGRAPH, AFTER THE HEARING, THE COURT SHALL ORDER THE SHIELDING OF ALL COURT RECORDS RELATING TO THE PROCEEDING IF THE COURT FINDS:

1. A. THAT THE PETITIONER CONSENTS TO THE SHIELDING; OR

B. THAT THE PETITIONER DOES NOT CONSENT TO THE SHIELDING, BUT THAT IT IS UNLIKELY THAT THE RESPONDENT WILL COMMIT AN ACT OF ABUSE AGAINST THE PETITIONER IN THE FUTURE;

2. THAT THE RESPONDENT DID NOT VIOLATE THE PROTECTIVE ORDER DURING ITS TERM;

3. THAT A FINAL PEACE ORDER OR PROTECTIVE ORDER HAS NOT BEEN PREVIOUSLY ISSUED AGAINST THE RESPONDENT IN A PROCEEDING BETWEEN THE PETITIONER AND THE RESPONDENT;

4. THAT THE RESPONDENT HAS NOT BEEN FOUND GUILTY OF A CRIME ARISING FROM ABUSE AGAINST THE PETITIONER; AND

5. THAT NONE OF THE FOLLOWING ARE PENDING AT THE TIME OF THE HEARING:

A. AN INTERIM OR TEMPORARY PEACE ORDER OR PROTECTIVE ORDER ISSUED AGAINST THE RESPONDENT IN A PROCEEDING BETWEEN THE PETITIONER AND THE RESPONDENT; OR

B. A CRIMINAL CHARGE AGAINST THE RESPONDENT ARISING FROM ALLEGED ABUSE AGAINST THE PETITIONER.

(V) 1. ON ITS OWN MOTION OR ON THE OBJECTION OF THE OTHER PARTY, THE COURT MAY, FOR GOOD CAUSE, DENY THE REQUEST FOR SHIELDING.

2. IN DETERMINING WHETHER THERE IS GOOD CAUSE UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH, THE COURT SHALL BALANCE THE PRIVACY OF THE PETITIONER OR THE RESPONDENT AND POTENTIAL DANGER OF ADVERSE CONSEQUENCES TO THE PETITIONER OR THE RESPONDENT AGAINST THE POTENTIAL RISK OF FUTURE HARM AND DANGER TO THE PETITIONER AND THE COMMUNITY.

(VI) INFORMATION ABOUT THE PROCEEDING MAY NOT BE REMOVED FROM THE DOMESTIC VIOLENCE CENTRAL REPOSITORY.”.

On page 6, in line 26, strike “(e)” and substitute “(F)”.

On page 7, in line 8, after the third “the” insert “PETITIONER’S OR THE”; in line 9, after the second “the” insert “PETITIONER OR THE”; in line 11, strike “(f)” and

substitute “(G)”; in the same line, after “order” insert “FOR SHIELDING”; and in the same line, strike “subsection (d)(3) of”.

The preceding 6 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 410 – Delegates Anderson, Carter, Branch, Braveboy, Conaway, Davis, Gaines, Glenn, Harper, Haynes, Holmes, Ivey, Jones, Nathan–Pulliam, Oaks, Pena–Melnik, Proctor, B. Robinson, Stukes, Summers, Swain, Tarrant, V. Turner, Vaughn, A. Washington, M. Washington, and Wilson

AN ACT concerning

Criminal Procedure – Expungement – Misdemeanor Convictions

HB0410/312014/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 410

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Anderson,” insert “Rosenberg”; in line 2, strike “Misdemeanor Convictions” and substitute “Subsequent Conviction or Pending Criminal Proceeding”; and strike beginning with “authorizing” in line 3 down through “change” in line 8 and substitute “repealing a provision of law establishing that a person is not entitled to expungement if the person has been convicted of a crime other than a certain violation or is a defendant in a pending criminal proceeding under certain circumstances”.

AMENDMENT NO. 2

On page 3, in line 6, strike the brackets; and strike beginning with the semicolon in line 11 down through “**VIOLATION**” in line 14.

On page 4, strike in their entirety lines 24 through 28, inclusive; in line 29, strike the brackets; and in the same line, strike “(9)”.

On page 5, in line 8, before “(4)” insert “[“; in line 12, strike the brackets; and in line 18, after “proceeding.” insert “[”.

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 422 – Delegates Hixson, Barve, Cardin, Frush, Kach, Kramer, McMillan, Stukes, F. Turner, and A. Washington

AN ACT concerning

Dogs – Discrimination Based on Breed, Type, or Heritage – Prohibited

HB0422/172419/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 422
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 8 down through “heritage;” in line 12.

On pages 1 and 2, strike in their entirety the lines beginning with line 25 on page 1 through line 2 on page 2, inclusive.

AMENDMENT NO. 2

On pages 4 and 5, strike in their entirety the lines beginning with line 24 on page 4 through line 16 on page 5, inclusive.

On page 5, strike beginning with “retroactively” in line 18 down through “on” in line 21 and substitute “only prospectively and may not be applied or interpreted to”

have any effect on or application to any local law or ordinance prohibiting the owning, keeping, or harboring of a dog before”.

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 599 – Delegate Dumais

AN ACT concerning

Law Enforcement Officer Bill of Rights – Hearing Board – Exclusion of Evidence

HB0599/452913/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 599 (First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 7, in each instance, strike “Officer” and substitute “Officers”; strike beginning with “Hearing” in line 2 down through “Evidence” in line 3 and substitute “Show Cause Order – Appropriate Relief”; strike beginning with “requiring” in line 4 down through “by” in line 5 and substitute “requiring a certain court to grant appropriate relief on a finding that”; in line 6, strike “of a law enforcement officer” and substitute “obtained evidence in violation of a certain right or law”; strike in their entirety lines 8 through 12, inclusive; and in line 15, strike “3-107(f)” and substitute “3-105”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 21 on page 1 through line 17 on page 2, inclusive, and substitute:

“3-105.”

(a) A law enforcement officer who is denied a right granted by this subtitle may apply to the circuit court of the county where the law enforcement officer is regularly employed for an order that directs the law enforcement agency to show cause why the right should not be granted.

(b) The law enforcement officer may apply for the show cause order:

(1) either individually or through the law enforcement officer's certified or recognized employee organization; and

(2) at any time prior to the beginning of a hearing by the hearing board.

(C) ON A FINDING THAT A LAW ENFORCEMENT AGENCY OBTAINED EVIDENCE AGAINST A LAW ENFORCEMENT OFFICER IN VIOLATION OF A RIGHT GRANTED BY THIS SUBTITLE, THE COURT SHALL GRANT APPROPRIATE RELIEF."

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 656 – Delegates Ready, Anderson, Hough, McComas, and Mitchell

AN ACT concerning

Estates and Trusts – Personal Representatives and Guardians – Standards

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 665 – Delegates Kramer, Barkley, Fraser-Hidalgo, A. Miller, S. Robinson, Simmons, Stocksdales, and Valderrama

AN ACT concerning

Crimes Relating to Animals – Surgery on Dogs – Penalties**HB0665/532411/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 665

(First Reading File Bill)

AMENDMENT NO. 1On page 1, in line 4, after “anesthesia” insert “when appropriate”.AMENDMENT NO. 2On page 2, in line 2, after “ANESTHESIA” insert “WHEN APPROPRIATE”.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 667 – Delegates Kramer, Barkley, Fraser-Hidalgo, A. Miller, S. Robinson, Simmons, Stocksdales, and Valderrama

AN ACT concerning

Crimes Relating to Animals – Unauthorized Surgical Devocalization of Cat or Dog – Penalties**HB0667/202217/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 667

(First Reading File Bill)

AMENDMENT NO. 1On page 1, in line 4, strike “debarking or silencing” and substitute “devocalizing”; in line 5, strike “debark or silence” and substitute “devocalize”; and in line 6, after “circumstances,” insert “defining a certain term”.

AMENDMENT NO. 2

On page 1, after line 16, insert:

“(A) (1) “DEVOCALIZE” MEANS TO PERFORM A SURGICAL PROCEDURE INVOLVING CUTTING, NOTCHING, PUNCHING, ABRADING, LASERING, SUTURING, OR OTHERWISE PHYSICALLY ALTERING THE VOCAL APPARATUS OF A DOG OR CAT WITH THE INTENT OF ALTERING, REDUCING, OR ELIMINATING VOCAL SOUNDS PRODUCED BY THE ANIMAL.

(2) “DEVOCALIZE” INCLUDES DEBARKING, DEVOICING, SILENCING, VENTRICULOCORDECTOMY, VOCAL CORDECTOMY, BARK REDUCTION, AND BARK SOFTENING.”;

in lines 18 and 19, in each instance, strike “DEBARK OR SILENCE” and substitute “DEVOCALIZE”; in line 17, strike “(A)” and substitute “(B)”; in the same line, strike “(B)” and substitute “(C)”; and in line 19, strike “(B)” and substitute “(C)”.

On page 2, in line 16, strike “(C)” and substitute “(D)”.

AMENDMENT NO. 3

On page 2, in line 4, strike the first “AN” and substitute “A PHYSICAL”.

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 695 – Delegates McComas, Clippinger, Cluster, Dumais, Dwyer, Elliott, Glass, K. Kelly, Krebs, McDermott, Sophocleus, Stocksdales, Swain, Valentino-Smith, and Wood

AN ACT concerning

Crimes – Obstructing Justice – Tampering With or Fabricating Physical Evidence

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 697 – Delegates Valderrama, Arora, Clippinger, and Valentino-Smith

AN ACT concerning

Crimes – Threat of Mass Violence

HB0697/412011/1

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 697

(First Reading File Bill)

On page 1, in line 3, after “commit” insert a comma; in line 4, after “committed” insert a comma; and in line 5, strike “are certain probable consequences” and substitute “is a certain result”.

On page 2, strike beginning with “**THE**” in line 15 down through “**CONSEQUENCE**” in line 16 and substitute “**AS A RESULT**”; in line 17, strike “**CONSEQUENCE OCCURS, WOULD BE THAT**” and substitute “**THREAT IS CARRIED OUT**”; in line 18, strike “**COULD BE**” and substitute “**ARE**”; and in line 21, strike “**REQUIRED TO EVACUATE**” and substitute “**EVACUATED**”.

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 782 – Delegate Clippinger

AN ACT concerning

Criminal Law – Third Degree Sexual Offense – Burglary

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 807 – Delegates Lee, Clippinger, Cullison, DeBoy, Gutierrez, Healey, Howard, A. Kelly, McComas, McDonough, McMillan, B. Robinson, S. Robinson, and Stocksdales

AN ACT concerning

Criminal Law – Home Invasion and Armed Home Invasion

HB0807/912518/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 807

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Law” insert “– Burglary in the First Degree”; in the same line, strike “and Armed Home Invasion”; strike beginning with “prohibiting” in line 3 down through “definition;” in line 10 and substitute “increasing the maximum penalty of imprisonment for breaking and entering the dwelling of another with the intent to commit a crime of violence; designating a certain offense to be the felony of home invasion;”; in line 11, strike “the prohibition against home invasion” and substitute “home invasion”; strike in their entirety lines 12 through 17, inclusive; and in line 20, strike “14–101(a)” and substitute “6–202”.

AMENDMENT NO. 2

On pages 2 through 4, strike in their entirety the lines beginning with line 1 on page 2 through line 26 on page 4, inclusive, and substitute:

“6–202.

(a) A person may not break and enter the dwelling of another with the intent to commit theft [or a crime of violence].

(B) A PERSON MAY NOT BREAK AND ENTER THE DWELLING OF ANOTHER WITH THE INTENT TO COMMIT A CRIME OF VIOLENCE.

[(b)](C) A person who violates SUBSECTION (A) OF this section is guilty of the felony of burglary in the first degree and on conviction is subject to imprisonment not exceeding 20 years.

(D) A PERSON WHO VIOLATES SUBSECTION (B) OF THIS SECTION IS GUILTY OF THE FELONY OF HOME INVASION AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 25 YEARS.”.

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 857 – Delegates Smigiel, Dwyer, and Glass

AN ACT concerning

Courts – Attorneys – Subpoena Procedures and Forms for Circuit Courts

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 921 – Delegate Hough

AN ACT concerning

Criminal Procedure – Certificate of Completion

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 957 – Delegates Valentino–Smith, Clippinger, DeBoy, Frank, Hubbard, Kaiser, A. Kelly, McMillan, Niemann, B. Robinson, Stocksdales, Swain, and Valderrama

AN ACT concerning

Impaired Driving – Repeat Offenders – Penalties

HB0957/832618/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 957

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “altering” in line 4 down through “offenses;” in line 7; and in line 16, strike “, (j),”.

AMENDMENT NO. 2

On pages 3 through 5, strike in their entirety the lines beginning with line 23 on page 3 through line 5 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 962 – Delegates Hough, Arora, Boteler, Cluster, Costa, DeBoy, Fraser–Hidalgo, Holmes, Kipke, Kramer, McConkey, McDermott, W. Miller, and Simmons

AN ACT concerning

State Correctional Facilities – Correctional Officers – Polygraph Examination

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 985 – Delegate Anderson

AN ACT concerning

Office of the Public Defender – Eligibility for Services

HB0985/272315/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 985

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 3 down through “circumstances;” in line 5; in line 6, strike “beginning” and substitute “continuing”; in the same line, strike “until” and substitute “after a certain bail hearing unless”; in line 12, after “Regulation” insert “, with a certain exception”; and strike beginning with “making” in line 12 down through “change;” in line 13.

AMENDMENT NO. 2

On page 2, in line 20, strike the bracket and substitute “**(I)**”; in line 21, strike the bracket and substitute a period; in line 22, before “**THE**” insert “**(II)**”; in the same line, strike “**BEGIN**” and substitute “**CONTINUE**”; in the same line, strike “**UNTIL**” and substitute “**AFTER THE BAIL HEARING UNLESS**”; in line 24, strike the brackets; and strike beginning with “**AFTER**” in line 25 down through “**ELIGIBLE**” in line 26.

AMENDMENT NO. 3

On page 3, in line 4, after “eligibility” insert “**, UNLESS THE APPLICANT IS UNABLE TO DO SO BECAUSE OF A MENTAL DISABILITY**”.

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 1015 – Delegates Arora and Clippinger

AN ACT concerning

Drunk Driving – Transporting a Minor – Ignition Interlock System Program

HB1015/202712/1

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 1015

(First Reading File Bill)

On page 2, in line 6, strike “**21-902(A)(3)(B)(2)**” and substitute “**21-902(A)(3) OR (B)(2)**”.

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 with amendments:

House Bill 1137 – Delegate Dumais

AN ACT concerning

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

HB1137/582919/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1137

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “, Burglary,”; strike beginning with “establishing” in line 5 down through “offense,” in line 8; in line 13, strike “6-201(a)” and substitute

“6–203(a)”; in line 19, strike “, 6–201(d) through (h), 6–203,”; and in line 25, strike “, 6–201(d),”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 1 through 27, inclusive.

On page 4, strike in their entirety lines 3 through 13, 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 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

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 1200 – Delegates Pena–Melnik, 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

HB1200/322612/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1200

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 11 down through “manner;” in line 12.

AMENDMENT NO. 2

On page 2, in line 1, strike “**AUGUST 1, 2014**” and substitute “**JANUARY 1, 2015**”; and in line 10, strike “**DECEMBER 31, 2014**” and substitute “**FEBRUARY 1, 2015**”.

AMENDMENT NO. 3

On pages 5 and 6, strike in their entirety the lines beginning with line 26 on page 5 through line 8 on page 6, inclusive.

AMENDMENT NO. 4

On page 6, in line 10, strike “July” and substitute “October”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB1200/763123/1

BY: Delegate McDermott

AMENDMENTS TO HOUSE BILL 1200, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 12, after “terms;” insert “providing for a delayed effective date”.

AMENDMENT NO. 2

In the House Judiciary Committee Amendments (HB1200/322612/1), in line 1 of Amendment No. 4, strike “October” and substitute “January”.

On page 6 of the bill, in line 10, strike “2014” and substitute “2016”.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

**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**

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 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**

HB1212/412613/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1212

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after the first “that” insert “substantially”; in the same line, after the second “that” insert “directly”; and in line 13, after “Act;” insert “providing that a sentence imposed under this Act shall be separate from and concurrent with a sentence for a certain other crime:”.

AMENDMENT NO. 2

On page 4, in line 32, after the first “**THAT**” insert “**SUBSTANTIALLY**”; and in the same line, after the second “**THAT**” insert “**DIRECTLY**”.

AMENDMENT NO. 3

On page 5, in line 17, before “**A**” insert “**(A)**”; and in line 19, strike “**3 YEARS**” and substitute “**1 YEAR**”.

AMENDMENT NO. 4

On page 5, after line 19, insert:

“(B) A SENTENCE IMPOSED UNDER THIS SECTION SHALL BE SEPARATE FROM AND CONCURRENT WITH A SENTENCE FOR ANOTHER CRIME BASED IN WHOLE OR PART ON THE ACT ESTABLISHING THE VIOLATION OF § 21–1124.3 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 Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 1245 – Delegates Valentino–Smith and Vallario

AN ACT concerning

Crime Victim and Crime Victim’s Representative – Electronic Notification

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 1302 – Delegates Parrott, Cluster, Glass, Hough, and Serafini

AN ACT concerning

Agreements to Defend or Pay the Cost of Defense – Void

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #6

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 343 – Allegany County Delegation and Garrett County Delegation

AN ACT concerning

Allegany County and Garrett County – Boards of Education – Removal of Ex Officio Member

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 350 – Delegates Haddaway–Riccio and Eckardt

AN ACT concerning

Education – Talbot County Board of Education – Lease of Public School Facility

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 743 – Delegates Clagett, Barnes, Barve, Beidle, Bohanan, Branch, Braveboy, Bromwell, Busch, Cane, Carr, Carter, Conway, Cullison, Davis, DeBoy, Donoghue, Dumais, Frick, Gaines, Griffith, Guzzone, Hammen, Haynes, Healey, Hixson, Holmes, Hubbard, James, Jameson, Jones, Kaiser, A. Kelly, Lafferty, Luedtke, Malone, McHale, McIntosh, A. Miller, Oaks, Olszewski, Pena–Melnik, Pendergrass, Proctor, B. Robinson, Rudolph, Stein, Tarrant, F. Turner, V. Turner, Vallario, Waldstreicher, Walker, Weir, and Zucker

AN ACT concerning

Spending Transparency Act

Delegate Hixson moved to make the Bill and Report a Special Order for Friday.

The motion was adopted.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 812 – Delegates Lee, Beidle, Boteler, Burns, Carr, Cullison, DeBoy, Elliott, Gaines, Glenn, Gutierrez, Haynes, Healey, Hixson, Howard, A. Kelly, K. Kelly, A. Miller, Minnick, Pena–Melnik, B. Robinson, Stukes, F. Turner, Vaughn, and A. Washington

AN ACT concerning

Education – Middle Schools – Automated External Defibrillators

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 923 – Delegates Zucker, Hixson, Afzali, Arora, Barve, Bobo, Boteler, Branch, Cardin, Clippinger, Frick, George, Guzzone, Hammen, Harper, Howard, Ivey, Kach, Kaiser, Lafferty, Luedtke, McIntosh, A. Miller, Mitchell, Myers, Niemann, Olszewski, Pena–Melnik, Ready, Serafini, Stein, Stukes, Summers, F. Turner, Walker, A. Washington, and M. Washington

AN ACT concerning

Income Tax Subtraction Modification – Mortgage Forgiveness Debt Relief – Extension

HB0923/815660/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 923

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “debt;” insert “altering the amount of a certain subtraction modification;”.

AMENDMENT NO. 2

On page 2, in line 13, strike “\$1,000,000” and substitute “**\$100,000**”; and in line 14, strike “\$2,000,000” and substitute “**\$200,000**”.

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 1006 – Delegates Kaiser, Eckardt, Barkley, Burns, Carr, Cullison, Guzzone, Healey, Howard, Lafferty, Luedtke, A. Miller, Reznik, Sophocleus, F. Turner, Valderrama, Waldstreicher, and Zucker

AN ACT concerning

Task Force to Study the Impact of Expanding Credit and Noncredit Courses for Students With Intellectual and Developmental Disabilities – Extension

HB1006/765362/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1006

(First Reading File Bill)

On page 3, in line 22, strike “July” 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:

House Bill 1259 – Delegate A. Washington

AN ACT concerning

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

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 434 – Delegates Arora and Barve

AN ACT concerning

Personal Property Tax Returns – Electronic Filing

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED. FLOOR AMENDMENT BY DEL. SZELIGA PENDING.

FLOOR AMENDMENT

HB0434/143825/1

BY: Delegate Szeliga

AMENDMENTS TO HOUSE BILL 434, AS AMENDED

AMENDMENT NO. 1

In the Committee on Ways and Means Amendments (HB0434/565664/1), in line 5 of Amendment No. 1, after “may” insert “not”; and in the same line, strike “each” and substitute “an”.

AMENDMENT NO. 2

In the Committee on Ways and Means Amendments, in line 3 of Amendment No. 2, after “MAY” insert “NOT”; and in the same line, strike “EACH” and substitute “AN”.

The preceding 2 amendments were read only.

Delegate Zucker moved the previous question.

The motion was adopted.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 55 Negative – 76 (See Roll Call No. 438)

Delegate Parrott moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

House Bill 668 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Income Tax Credit – Health Enterprise Zones – Modifications

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

House Bill 947 – Delegate Stein

AN ACT concerning

**Public Safety – Building Codes – Balcony Inspections
(Jonathan's Law)**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0947/713627/1

BY: Delegate Szeliga

AMENDMENTS TO HOUSE BILL 947, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

Strike in their entirety the Environmental Matters Committee Amendments (HB0947/370119/1).

AMENDMENT NO. 2

On page 1 of the bill, strike in their entirety lines 2 and 3 and substitute "Task Force to Study Establishing a Balcony Inspection Program"; strike beginning with

“requiring” in line 4 down through “dwellings” in line 17 and substitute “establishing the Task Force to Study Establishing a Balcony Inspection 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 certain issues, conduct a cost-benefit analysis, and make certain recommendations regarding establishing a balcony inspection program; 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 Establishing a Balcony Inspection Program”; and strike in their entirety lines 18 through 22, inclusive.

AMENDMENT NO. 3

On page 1 of the bill, in line 24, strike “the Laws of Maryland read as follows”; and after line 24, insert:

“(a) There is a Task Force to Study Establishing a Balcony Inspection Program.

(b) The Task Force consists of the following members, appointed by the Governor:

- (1) one housing inspector from each county in the State;
- (2) one housing inspector from Baltimore City;
- (3) one representative of the Maryland Municipal League; and
- (4) one representative of the Maryland Association of Counties.

(c) The Governor shall designate the chair of the Task Force from among its members.

(d) The Department of Housing and Community Development shall provide staff for the Task Force.

(e) A member of the Task Force:

- (1) may not receive compensation as a member of the Task Force; but

(2) is entitled to reimbursement for expenses under the Standard State Travel Regulations, as provided in the State budget.

(f) The Task Force shall:

(1) study the potential cost to each political subdivision of implementing and maintaining a balcony inspection program;

(2) study the cost of balcony inspections for dwelling units or railings;

(3) conduct a cost–benefit analysis of establishing a balcony inspection program; and

(4) make recommendations on establishing and maintaining a balcony inspection program.

(g) On or before December 1, 2014, the Task Force shall submit a final report of its findings and recommendations to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2014. It shall remain effective for a period of 1 year and 1 month and, at the end of June 30, 2015, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.

AMENDMENT NO. 4

On pages 1 through 6 of the bill, strike in their entirety the lines beginning with line 25 on page 1 through line 31 on page 6.

The preceding 4 amendments were read and rejected by a roll call vote as follows:

Affirmative – 42 Negative – 89 (See Roll Call No. 439)

Delegate McDermott moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

House Bill 1047 – Prince George’s County Delegation

AN ACT concerning

**Employees' Pension System – Prince George's County – Optional Membership
PG 418–14**

STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENTS NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

HB1047/334464/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1047

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “– Optional” and substitute “Officials –”; in line 11, after “individuals;” insert “providing that membership in the Employees' Pension System is prohibited for certain individuals;”; in line 16, after “regulations;” insert “requiring the State Retirement Agency to provide a certain report on or before a certain date to the Joint Committee on Pensions;”; and in line 17, strike “optional”.

AMENDMENT NO. 2

On page 4, strike beginning with the colon in line 2 down through the comma in line 12; strike beginning with “OR” in line 18 down through “LATER” in line 19; and in line 28, after “(2)” insert “(I)”.

AMENDMENT NO. 3

On page 4, after line 30, insert:

“(4) MEMBERSHIP IN THE EMPLOYEES' PENSION SYSTEM IS PROHIBITED FOR AN INDIVIDUAL WHO:

(I) BEGINS SERVING IN A POSITION LISTED IN PARAGRAPH (1) OF THIS SUBSECTION ON OR AFTER JULY 1, 2004, BUT BEFORE JULY 1, 2014;

(II) REMAINS IN A POSITION LISTED IN PARAGRAPH (1) OF THIS SUBSECTION ON OR AFTER JULY 1, 2014; AND

(III) IS NOT ENROLLED IN THE EMPLOYEES' PENSION SYSTEM."

On page 5, in lines 1 and 14, strike “(4)” and “(5)”, respectively, and substitute “(5)” and “(6)”, respectively; in line 1, after “UNDER” insert “PARAGRAPH (2)(II) OF”; in line 8, after “SYSTEM” insert “WHILE EMPLOYED IN ONE OF THE POSITIONS LISTED UNDER PARAGRAPH (1) OF THIS SUBSECTION”; and in line 9, after “UNDER” insert “PARAGRAPH (4) OF THIS SUBSECTION OR”.

AMENDMENT NO. 4

On page 5, after line 15, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) The State Retirement Agency shall:

(1) conduct a study regarding the membership of elected and appointed officials in the Employees' Pension System, including:

(i) the elected and appointed officials who are required to join the Employees' Pension System as a condition of employment under current law;

(ii) the elected and appointed officials who have optional membership in the Employees' Pension System under current law; and

(iii) the impact of the 10-year vesting period under the Reformed Contributory Pension Benefit on the elected and appointed officials who began serving on or after July 1, 2011; and

(2) make recommendations regarding suggested statutory changes relating to the membership of elected and appointed officials in the Employees' Pension System.

(b) On or before December 1, 2014, the State Retirement Agency shall report its findings and recommendations to the Joint Committee on Pensions.”;

and in line 16, strike “2.” and substitute “3.”.

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 ECONOMIC MATTERS REPORT #12

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 344 – Charles County Delegation

AN ACT concerning

Charles County – Sunday Car Sales – Blue Law Exemption

HB0344/723991/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 344

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Sales –” and substitute “Sales”; in the same line, after “Exemption” insert “– Enabling Authority”; in line 3, after “authorizing” insert “the Charles County Commissioners to adopt an ordinance authorizing”; and in line 5, after “to” insert “enabling authority for”.

AMENDMENT NO. 2

On page 2, in line 6, strike “**CHARLES,**”; in line 7, strike the second “and” and substitute a comma; in the same line, after “(h)” insert “**, AND (I)**”; and after line 21, insert:

“(I) IN CHARLES COUNTY, THE COUNTY COMMISSIONERS MAY ADOPT AN ORDINANCE AUTHORIZING A NEW OR USED CAR DEALER TO SELL, BARTER, DELIVER, GIVE AWAY, SHOW, OR OFFER FOR SALE A MOTOR VEHICLE OR CERTIFICATE OF TITLE FOR A MOTOR VEHICLE ON SUNDAY.”

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 1051 – Delegates Cluster, Aumann, Boteler, Bromwell, DeBoy, Frank, Impallaria, Kach, Lafferty, Malone, McDonough, Minnick, Morhaim, Stein, Szeliga, and Weir

AN ACT concerning

Workers' Compensation – Baltimore County Deputy Sheriff

HB1051/973894/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 1051

(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegates Cluster, Aumann, Boteler, Bromwell, DeBoy, Frank, Impallaria, Kach, Lafferty, Malone, McDonough, Minnick, Morhaim, Stein, Szeliga, and Weir” and substitute “Baltimore County Delegation”.

The preceding amendment was 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. 440)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #34

House Bill 304 – Delegate Reznik

AN ACT concerning

State Acupuncture Board and State Board of Dietetic Practice – Action and Penalties for Violations of Practice Acts and Supervisory Authority of Acupuncturists

Read the third time and passed by yeas and nays as follows:

Affirmative – 120 Negative – 10 (See Roll Call No. 441)

The Bill was then sent to the Senate.

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 442)

The Bill was then sent to the Senate.

House Bill 779 – Delegate Hammen

AN ACT concerning

Maryland Health Care Commission – Health Care Provider–Carrier Workgroup

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 1 (See Roll Call No. 443)

The Bill was then sent to the Senate.

House Bill 801 – Delegates Lee, Carr, Conway, Cullison, Glenn, Gutierrez, Hough, Howard, A. Kelly, Krebs, McComas, Rudolph, Sophocleus, Stocksdales, Szeliga, and Valentino-Smith

AN ACT concerning

**Commission on Maryland Cybersecurity Innovation and Excellence –
Membership, Duties, and Termination Date**

Read the third time and passed by yeas and nays as follows:

Affirmative – 127 Negative – 4 (See Roll Call No. 444)

The Bill was then sent to the Senate.

**House Bill 806 – Delegates Lee, Carr, Conway, Cullison, Glenn, Gutierrez,
A. Kelly, McComas, McDonough, Rudolph, and Stukes**

AN ACT concerning

Health Information Exchanges – Protected Health Information – Regulations

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 445)

The Bill was then sent to the Senate.

**House Bill 821 – Chair, Appropriations Committee (By Request –
Departmental – University System of Maryland)**

AN ACT concerning

Academic Facilities Bonding Authority

Read the third time and passed by yeas and nays as follows:

Affirmative – 124 Negative – 8 (See Roll Call No. 446)

The Bill was then sent to the Senate.

**House Bill 924 – Delegates Arora, Barkley, Barnes, Braveboy, Glenn, Hucker,
and Kramer**

AN ACT concerning

**Consumer Protection – Monitoring Consumer Behavior and Shopping Habits
– Required Notice**

Delegate Bates moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

House Bill 1295 – Delegates Carter, Glenn, B. Robinson, and Stukes

AN ACT concerning

Juvenile Law – Transfer of Cases to Juvenile Court

Read the third time and passed by yeas and nays as follows:

Affirmative – 72 Negative – 61 (See Roll Call No. 447)

The Bill was then sent to the Senate.

House Bill 1476 – Delegate Jones

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2008 – Baltimore County –
The Emmart–Pierpoint Safe House**

Read the third time and passed by yeas and nays as follows:

Affirmative – 127 Negative – 6 (See Roll Call No. 448)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #35

House Bill 189 – Delegates Serafini, Dwyer, George, Glass, and Schuh

AN ACT concerning

**Maryland Occupational Safety and Health Act – Chemical Information List –
~~Submission to Department of the Environment – Repeal Submission,~~
Maintenance, and Accessibility**

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 449)

The Bill was then sent to the Senate.

House Bill 219 – Delegates Jameson, Love, and Minnick

AN ACT concerning

Workers' Compensation – Workers' Compensation Commission – Issuance of Subpoenas

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 450)

The Bill was then sent to the Senate.

House Bill 272 – Delegates Reznik, Costa, Donoghue, ~~and Krebs~~ Krebs, and Bromwell

AN ACT concerning

Health Occupations – Licensed Podiatrists – Scope of Practice and Hospital Privileges

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 451)

The Bill was then sent to the Senate.

House Bill 961 – Delegates Hough and Cluster

AN ACT concerning

State Correctional Officers' Bill of Rights – Hearing Board – Membership

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 452)

The Bill was then sent to the Senate.

House Bill 969 – The Speaker (By Request – Department of Legislative Services – Code Revision)

AN ACT concerning

General Provisions – Cross-References and Corrections

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 453)

The Bill was then sent to the Senate.

House Bill 977 – Prince George’s County Delegation and Montgomery County Delegation

AN ACT concerning

**Maryland–National Capital Park and Planning Commission Park Police –
Workers’ Compensation – Lyme Disease Presumption – Repeal of
Termination Date
PG/MC 110–14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 125 Negative – 7 (See Roll Call No. 454)

The Bill was then sent to the Senate.

House Bill 999 – The Speaker (By Request – Department of Legislative Services – Code Revision)

AN ACT concerning

Code Revision – Miscellaneous Provisions

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 455)

The Bill was then sent to the Senate.

House Bill 1022 – Prince George’s County Delegation

AN ACT concerning

~~**Prince George’s County – Board of License Commissioners – Membership**~~
Howard County and Prince George’s County – Alcoholic Beverages –
Membership and Compensation of Boards
PG 309–14

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 456)

The Bill was then sent to the Senate.

House Bill 1029 – ~~Delegate Murphy~~ Delegates Murphy, Bromwell, Elliott, Kipke, Krebs, McDonough, Nathan-Pulliam, Ready, and V. Turner

AN ACT concerning

**Health Occupations – Dispensers of Devices and Equipment – Exclusion
From the Maryland Pharmacy Act**

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 457)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #36

**House Bill 629 – Chair, Health and Government Operations Committee (By
Request – Departmental – General Services)**

AN ACT concerning

**Environmentally Preferable Procurement – Maryland Green Purchasing
Committee**

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 458)

The Bill was then sent to the Senate.

House Bill 1082 – Delegates Jameson, Love, Minnick, and Schuh

AN ACT concerning

**Title Insurers – Statutory or Unearned Premium ~~Reserve for Escrow Losses~~
Reserves**

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 459)

The Bill was then sent to the Senate.

**House Bill 1086 – Delegates McMillan, Costa, Elliott, A. Kelly, Krebs, Murphy,
Oaks, Pena-Melnyk, and Stocksdaile**

AN ACT concerning

State Aid – Business Transparency and Financial Disclosure Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 460)

The Bill was then sent to the Senate.

House Bill 1159 – Delegates Vitale, Eckardt, Haddaway–Riccio, Hogan, ~~and O'Donnell~~ O'Donnell, Aumann, Barkley, Braveboy, Burns, Clagett, Davis, Glenn, Hucker, Impallaria, Jameson, Love, McHale, Minnick, W. Miller, Mitchell, Olszewski, Rudolph, Schuh, Schulz, Stifler, and Vaughn

AN ACT concerning

Cigarettes – County Retail License Holder – Prohibited Sales

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 461)

The Bill was then sent to the Senate.

House Bill 1207 – Delegate Simmons

AN ACT concerning

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 462)

The Bill was then sent to the Senate.

House Bill 1238 – Delegates Costa ~~and Hammen~~ Hammen, Pendergrass, Bromwell, Cullison, Donoghue, Elliott, Hubbard, A. Kelly, Kipke, Krebs, McDonough, Morhaim, Murphy, Nathan–Pulliam, Oaks, Ready, Reznik, Tarrant, and V. Turner

AN ACT concerning

Developmental Disabilities Administration – Payment of Providers

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 463)

The Bill was then sent to the Senate.

House Bill 1243 – Delegate Hucker

AN ACT concerning

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 96 Negative – 37 (See Roll Call No. 464)

The Bill was then sent to the Senate.

**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, Stocksedale, ~~and~~
~~Szeliga~~ Szeliga, A. Kelly, Krebs, Nathan-Pulliam, Ready, and Tarrant**

AN ACT concerning

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 465)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #37

House Bill 137 – Montgomery County Delegation

AN ACT concerning

**Montgomery County and St. Mary's County – Alcoholic Beverages – Beauty
Salon License
MC 9–14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 126 Negative – 8 (See Roll Call No. 466)

The Bill was then sent to the Senate.

House Bill 187 – Delegates Braveboy, B. Robinson, Glenn, Anderson, Barkley, Barnes, Bobo, Branch, Burns, Cane, Cardin, Carr, Carter, Clippinger, Conaway, Cullison, Dumais, Frick, Frush, Gaines, Gilchrist, Gutierrez, Hammen, Harper, Haynes, Healey, Hixson, Holmes, Howard, Hubbard, Hucker, Ivey, Jones, Kaiser, A. Kelly, Kramer, Lafferty, Lee, Love, Luedtke, McHale, McIntosh, A. Miller, Mitchell, Mizeur, Morhaim, Murphy, Nathan–Pulliam, Niemann, Oaks, Olszewski, Pena–Melnik, Proctor, S. Robinson, Rosenberg, Simmons, Stein, Stukes, Summers, Swain, Tarrant, F. Turner, V. Turner, Valderrama, Valentino–Smith, Vallario, Vaughn, Waldstreicher, Walker, A. Washington, M. Washington, ~~and Zucker~~ Zucker, and Fraser–Hidalgo

AN ACT concerning

Labor and Employment – Maryland Wage and Hour Law – Payment of Wages

Read the third time and passed by yeas and nays as follows:

Affirmative – 87 Negative – 48 (See Roll Call No. 467)

The Bill was then sent to the Senate.

House Bill 589 – Delegates Pena–Melnik, Costa, Cullison, Hubbard, Morhaim, Nathan–Pulliam, and V. Turner

AN ACT concerning

**Governor’s Office of Crime Control and Prevention – ~~State Corrections~~
Juvenile Charged as Adult Population Forecast and Juvenile Population
~~Statistics~~**

Read the third time and passed by yeas and nays as follows:

Affirmative – 120 Negative – 13 (See Roll Call No. 468)

The Bill was then sent to the Senate.

House Bill 270 – The Speaker (By Request – Department of Legislative Services – Code Revision)

AN ACT concerning

General Provisions Article

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 469)

The Bill was then sent to the Senate.

House Bill 603 – Delegates Jameson, Bates, Guzzone, Hixson, Impallaria, W. Miller, Schulz, and Vaughn

AN ACT concerning

Limited Lines Insurance Licenses – Self-Service Storage ~~Agents~~ Producers

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 470)

The Bill was then sent to the Senate.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 434 – Delegates Arora and Barve

AN ACT concerning

Personal Property Tax Returns – Electronic Filing

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0434/973229/1

BY: Delegate Parrott

AMENDMENTS TO HOUSE BILL 434, AS AMENDED

AMENDMENT NO. 1

In the Committee on Ways and Means Amendments (HB0434/565664/1), in line 5 of Amendment No. 1, after “may” insert “not”; in the same line, strike “each” and substitute “an”; and in the same line, after “filing” insert “after a certain date”.

AMENDMENT NO. 2

In the Committee on Ways and Means Amendments, in line 3 of Amendment No. 2, strike “A” and substitute “**AFTER OCTOBER 1, 2016, A**”; in the same line, after “**MAY**” insert “**NOT**”; and in the same line, strike “**EACH**” and substitute “**AN**”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 44 Negative – 90 (See Roll Call No. 471)

Read the second time and ordered prepared for Third Reading.

House Bill 947 – Delegate Stein

AN ACT concerning

**Public Safety – Building Codes – Balcony Inspections
(Jonathan’s Law)**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0947/433123/1

BY: Delegate McDermott

AMENDMENTS TO HOUSE BILL 947, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 4, strike “requiring” and substitute “authorizing”; and strike beginning with “requiring” in line 12 down through “Act;” in line 16.

On page 1 of the Environmental Matters Committee Amendments (HB0947/370119/1), in line 7 of Amendment No. 1, strike “required” and substitute “authorized”; strike beginning with “prohibiting” in line 8 down through “time;” in line

12; in line 13, strike “or multiple-family”; and in lines 13 and 14, strike “, with a certain exception”.

AMENDMENT NO. 2

On page 3 of the bill, in line 28, strike “**SHALL**” and substitute “**MAY**”.

In the Environmental Matters Committee Amendments, strike Amendment No. 3 in its entirety.

AMENDMENT NO. 3

On page 6 of the bill, strike in their entirety lines 19 through 29, inclusive; and in line 30, strike “5.” and substitute “2.”.

The preceding 3 amendments were read and rejected by a roll call vote as follows:

Affirmative – 43 Negative – 91 (See Roll Call No. 472)

Read the second time and ordered prepared for Third Reading.

House Bill 924 – Delegates Arora, Barkley, Barnes, Braveboy, Glenn, Hucker, and Kramer

AN ACT concerning

**Consumer Protection – Monitoring Consumer Behavior and Shopping Habits
– Required Notice**

STATUS OF BILL: BILL ON THIRD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 88 Negative – 47 (See Roll Call No. 473)

The Bill was then sent to the Senate.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 15 – Senators Jacobs ~~and Ferguson~~, Ferguson, and Reilly

AN ACT concerning

Election Law – Statewide Voter Registration List – ~~Reports~~ Removal of Deceased Voters

FOR the purpose of requiring the State Administrator of Elections to ~~arrange to receive reports of certain deceased individuals from the United States Social Security Administration; authorizing the State Administrator to arrange to receive reports of certain deceased individuals from any agency or entity if the State Administrator determines the reports are reliable; and generally relating to obtaining reports of deceased voters for purposes of maintaining the accuracy of~~ make arrangements with the Social Security Administration 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 generally relating to the removal of deceased voters from the statewide voter registration list.

BY repealing and reenacting, without amendments,
Article – Election Law
Section 3–501
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Election Law
Section 3–504
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 226 – Senators Pinsky and Young

AN ACT concerning

Alcoholic Beverages – Brewing Company Off-Site Permit

FOR the purpose of authorizing the Office of the Comptroller to issue a brewing company off-site permit to certain persons that meet certain requirements; requiring the Office to collect a fee for a brewing company off-site permit; authorizing a brewing company off-site permit holder to provide and sell a certain amount of beer for certain purposes under certain circumstances; requiring a brewing company off-site permit holder to have a certain agent present while selling beer or providing samples at a farmers' market; specifying certain events at which a brewing company off-site permit may be used;

specifying the term of a brewing company off-site permit; requiring an applicant for a brewing company off-site permit to submit a certain application form developed by the Office and pay a certain fee to obtain a permit; requiring a brewing company off-site permit holder to notify the Office within a certain period of time of the permit holder's intention to attend an off-site event; authorizing the Office to adopt regulations to require a brewing company off-site permit holder to notify a certain board of license commissioners of the permit holder's intention to attend an off-site event; and generally relating to brewing company off-site permits.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 2-101(b)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY adding to
Article 2B – Alcoholic Beverages
Section 2-105
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 546 – ~~Senator Reilly~~ Senators Reilly and Ferguson

AN ACT concerning

Alcoholic Beverages – Refillable Containers – Permits and Labels

FOR the purpose of providing that the holders of certain alcoholic beverages manufacturing and retail licenses and refillable container permits may refill certain containers that are branded by a certain holder of a refillable container permit; renaming certain refillable container licenses to be refillable container permits; 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; establishing a refillable container permit in Prince George's County; authorizing the Board of License Commissioners for Prince George's County to issue the refillable container permit to a holder of a certain class of license; specifying that the refillable container permit in Prince George's County entitles the holder to sell craft beer for consumption off the licensed premises in a

certain refillable container; requiring the Board of License Commissioners for Prince George's County to adopt certain regulations; making other clarifying and stylistic changes; and generally relating to alcoholic beverages and refillable containers.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 2–206(d)(3) and (5), 5–201(q)(5) and (7), 5–401(q)(2)(iv) and (vi), 6–201(d)(1)(v)2., 7–101(l)(8), ~~(p–1)(11)(vi)~~ (p–1)(11), and (w)(3), 8–202(l), 8–202.2(d) and (h), 8–203(e), 8–210, 8–212(c)(4) and (5), 9–204.1(f)(8), and 12–113

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 5–201(q)(1), 5–401(q)(1), 6–201(d)(1)(i), 7–101(l)(1), (p–1)(1), and (w)(1), 8–202(a), 8–202.2(a), 8–203(a), 8–212(a), and 9–204.1(b) and (f)(1)

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

~~BY repealing and reenacting, with amendments,~~

~~Article 2B – Alcoholic Beverages~~

~~Section 7–101(p–1)(11)(iii)~~

~~Annotated Code of Maryland~~

~~(2011 Replacement Volume and 2013 Supplement)~~

~~(As enacted by Chapter 117 of the Acts of the General Assembly of 2013)~~

BY adding to

Article 2B – Alcoholic Beverages

Section 8–103, 8–204.10, 8–207, 8–212(c)(5), 8–213.3, 8–217.1, and 21–107

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 781 – Senators Montgomery, Feldman, Jones–Rodwell, Madaleno, Pugh, Stone, and Young

AN ACT concerning

Environment – Recycling – ~~Public and Commercial Buildings, Special Events, and Single-Family Residences~~

FOR the purpose of requiring a county to address the collection and recycling of recyclable materials from ~~public and commercial buildings and~~ special events in the county's recycling plan; ~~requiring a county to address a strategy for~~

~~providing single stream, curbside recycling collection services to certain residences by a certain date in its recycling plan; requiring a county to revise its recycling plan by a certain date to address certain requirements of this Act; requiring the State government recycling plan to provide for the placement of a recycling receptacle immediately adjacent to each trash receptacle in State-owned or State-operated buildings; altering the date by which State agencies and units of State government are required to implement a certain recycling plan; requiring a certain public or commercial building to subscribe to a basic level of recycling service and to provide a recycling receptacle meeting certain requirements immediately adjacent to each trash receptacle located on the property of the public or commercial building; providing that a county may require a property owner or manager of a certain commercial building to report to the county on recycling activities in a certain manner; requiring that recycling required for a public or commercial building be carried out in accordance with a certain county recycling plan; requiring the organizer of a certain special event to provide a recycling receptacle meeting certain requirements immediately adjacent to each trash receptacle at the special event; requiring the organizer of a certain special event to ensure that certain recyclable materials are collected for recycling; providing that a county may require the organizer of a certain special event to report to the county on recycling activities in a certain manner; requiring that recycling required for a special event be carried out in accordance with a certain county recycling plan; establishing a certain penalty; providing for the enforcement of certain provisions of this Act; providing for the disposition of certain civil penalties collected under this Act; defining certain terms; and generally relating to recycling.~~

BY repealing and reenacting, ~~with~~ without amendments,

Article – Environment

Section ~~9-1701~~ 9-1701(a) and (m) through (o)

Annotated Code of Maryland

(2007 Replacement Volume and 2013 Supplement)

(As enacted by Chapter 686 of the Acts of the General Assembly of 2013)

BY repealing and reenacting, with amendments,

Article – Environment

Section 9-1703 ~~and 9-1706~~

Annotated Code of Maryland

(2007 Replacement Volume and 2013 Supplement)

BY adding to

Article – Environment

Section 9-1712 ~~and 9-1713~~

Annotated Code of Maryland

(2007 Replacement Volume and 2013 Supplement)

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

Senate Bill 793 – Senator Ferguson

AN ACT concerning

Baltimore City – 46th District – Alcoholic Beverages – Class B Beer, Wine and Liquor ~~License Transfer~~ Licenses

FOR the purpose of authorizing the Board of License Commissioners to issue or allow the transfer of a certain cumulative number of Class B beer, wine and liquor licenses into a certain area of the 46th Legislative District in Baltimore City, subject to certain limitations; requiring the Board to execute a certain memorandum of understanding between certain community associations and to enforce a certain memorandum of understanding for certain proposed actions before the Board issues or allows ~~a certain~~ the transfer of a certain license; prohibiting the Board from allowing a license issued for or transferred into a certain area to be subsequently transferred into a certain other area; and generally relating to alcoholic beverages in Baltimore City.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 9–204.1(a), (b), and (c)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 9–204.1(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 846 – Senator Jones–Rodwell**EMERGENCY BILL**

AN ACT concerning

Baltimore City – Alcoholic Beverages Act of 2014

FOR the purpose of authorizing the Board of Liquor License Commissioners for Baltimore City to waive a certain food requirement for a restaurant owned and operated by a not–for–profit organization in a certain area of the City; prohibiting the issuance of certain licenses and the removal of certain licenses to sell alcoholic beverages in certain buildings within a certain distance of a substance abuse treatment center; authorizing the Board to waive certain

restrictions on license transfers in certain areas under certain circumstances; prohibiting, beginning on a certain date, certain alcoholic beverages licenses from being issued within or transferred into a certain area; requiring the Board or its designee to examine each application for the issuance or transfer of a license within a certain time; specifying requirements to be met before an application for the issuance, transfer, or renewal of a license may be considered complete; specifying certain requirements to be met before a certain hearing; providing procedures for making changes to an application; requiring the Board to digitize and post online certain records by a certain date and adopt certain regulations; requiring that certain revenue be payable to the director of finance; requiring the Board to submit a budget request to the City annually in a certain form and to provide certain other material to the City; requiring the Board to ensure that each fee or fine that the Board imposes and collects is prominently listed on the Web site of the Board; requiring the Mayor and City Council to pay, from the general fund of the City that includes revenue from the Board, the salaries and expenses of the Board and its employees and devote the balance of the revenue from the Board to the general purposes of the City; requiring the Board annually to establish performance measures for certain activities; requiring the Board to make the performance measures available to the public on a certain Web site; requiring that on request, the Board submit certain reports to the Office of Legislative Audits; providing for certain salaries and benefits for members of the Board; requiring the Board to employ an executive secretary and deputy executive secretary based on certain criteria; repealing certain restrictions concerning the removal of the executive secretary and deputy executive secretary; repealing a requirement that the executive secretary or the deputy executive secretary be a member of the State Bar; prohibiting a member or employee of the Board from having certain financial interests or soliciting or receiving certain items from certain persons; requiring a member of the Board to resign under certain circumstances; requiring, under certain circumstances, a member of the Board to certify to the City Board of Elections that the individual is no longer a member of the Board; specifying that the Board or its designee performs certain tasks, including reviewing the zoning of licenses; requiring a certain period for public comment before the Board may adopt a regulation; requiring that regulations adopted by the Board be posted online; requiring the Board to review its regulations at a certain time for a certain purpose; repealing the requirement that the Board employ and set salaries for certain part-time inspectors; requiring the Board to employ certain individuals; providing for the salary of the position of attorney; specifying that certain employees of the Board are in the classified civil service of the City; requiring that, to the extent possible, all employees of the Board be residents of the City; requiring the Board to provide to the director of finance certain information; requiring the Board to determine the salaries of the employees of the Board under certain circumstances; specifying that the Board may consider an employee's performance and experience in determining the appropriate salary level; repealing a certain pay schedule for certain employees of the Board; specifying that the Board consists of a certain number of regular and alternate members; providing for the qualifications, term, and appointment of

the members; defining certain terms; altering a certain definition; making certain stylistic changes; making this Act an emergency measure; providing for the effective date of certain provisions of this Act; providing for the termination of certain provisions of this Act; and generally relating to alcoholic beverages and the Board of Liquor License Commissioners for Baltimore City.

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)(22)(i), 9–204.3, 10–204(d), 15–101(d), 15–109(d), and
15–112(d)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY adding to
Article 2B – Alcoholic Beverages
Section 9–204.1(i) and 10–202(a)(4)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 15–807(a)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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)

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

Senate Bill 895 – The Minority Leader

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 Ways and Means.

Senate Bill 918 – Senator Colburn

AN ACT concerning

Talbot County – Board of Elections – Membership

FOR the purpose of altering the number of regular members of the Talbot 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 Talbot 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 930 – Senator Conway

~~**EMERGENCY BILL**~~

AN ACT concerning

Election Law – Filing Deadlines for Pre–Primary Election and Post–General Election Campaign Finance Reports

FOR the purpose of altering the deadline dates for a campaign finance entity to file a pre–primary election campaign finance report and a post–general election campaign finance report; ~~making this Act an emergency measure;~~ and generally relating to the filing of a campaign finance report.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 13–309(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 3 – Senators Jacobs and Simonaire

AN ACT concerning

**Vehicle Laws – Operation of Vehicle When Approaching a Tow Truck ~~or~~
Service Vehicle**

FOR the purpose of requiring drivers approaching ~~a tow truck or service vehicle that is~~
certain tow trucks that are stopped, standing, or parked on a highway and using
certain visual signals, unless otherwise directed by a police officer or traffic
control device, to make a lane change into an available lane not immediately
adjacent to the tow truck ~~or service vehicle~~ under certain circumstances, or to
slow to a reasonable and prudent speed that is safe for certain existing
conditions under certain circumstances; and generally relating to the rules of
the road when approaching tow trucks ~~or service vehicles~~.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–405(e)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 22–218(c)(6) and (11)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

**Senate Bill 110 – Chair, Education, Health, and Environmental Affairs
Committee (By Request – Departmental – Higher Education
Commission)**

AN ACT concerning

**Institutions of Higher Education – Fully Online Distance Education –
Registration and Fees**

FOR the purpose of repealing, altering, and adding certain defined terms relating to the registration of certain institutions of higher education that offer certain online distance education programs; authorizing the Maryland Higher Education Commission to charge certain institutions a certain fee under certain circumstances; and generally relating to institutions of higher education and fully online distance education.

BY repealing and reenacting, with amendments,
Article – Education
Section 11–202.2
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 269 – Senator Conway

AN ACT concerning

Local Government – Municipal Elections – Voting Offenses, Penalties, and Enforcement

FOR the purpose of providing that a voter in a municipal election is subject to the offenses and penalties related to voting specified in a certain provision of law; authorizing the State Prosecutor or the State’s Attorney for a certain county to prosecute a person for an offense; and generally relating to voting offenses, penalties, and enforcement regarding municipal elections.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 14–107(a)(1)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 14–107(a)(2)
Annotated Code of Maryland
(2008 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 337 – The President (By Request – Administration)

AN ACT concerning

~~Criminal Law – Crimes Committed~~ **Crimes – Committing a Crime of Violence**
in the Presence of a Minor – Penalties

FOR the purpose of prohibiting a person from committing a certain crime of violence ~~if the crime is a domestically related crime and~~ when the person knows or reasonably should know that a minor of a certain age is present in a residence; establishing certain circumstances under which a minor is present; establishing a certain enhanced penalty for a violation of this Act; authorizing a court to impose an enhanced penalty if the State's Attorney provides certain notice to the defendant in a certain manner and if certain elements have been proven beyond a reasonable doubt; authorizing the State to include a certain notice in a certain indictment or information; providing that a penalty imposed under this Act shall be separate from and consecutive to a sentence for any crime based on the act establishing the violation of this Act; and generally relating to ~~crimes committed~~ the commission of crimes of violence in the presence of ~~a minor~~ minors.

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)

BY adding to

Article – Criminal Law

Section 3–601.1

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Public Safety

Section 5–101(a) and (c)

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

~~BY repealing and reenacting, without amendments,~~

~~Article – Criminal Procedure~~

~~Section 6–233~~

~~Annotated Code of Maryland~~

~~(2008 Replacement Volume and 2013 Supplement)~~

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

Senate Bill 363 – Senator Zirkin

AN ACT concerning

Family Law – Grounds for Divorce – ~~Valid Separation~~ Settlement Agreement

FOR the purpose of authorizing a court to grant ~~a limited or an~~ absolute divorce on the ground of the execution of a ~~valid separation settlement~~ agreement that resolves certain ~~rights and obligations of the parties~~ issues; and generally relating to the grounds for ~~a limited or an~~ absolute divorce.

BY repealing and reenacting, with amendments,

Article – Family Law

Section ~~7-102(a)~~ and 7-103(a)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 396 – Senator Jones-Rodwell (By Request – Baltimore City Administration)

AN ACT concerning

**Equity Court Jurisdiction – Immigrant Children – Custody or Guardianship
~~Petitions~~**

FOR the purpose of altering the jurisdiction of an equity court to include ~~a certain petition to award~~ custody or guardianship of an immigrant child ~~that is filed with~~ pursuant to a certain motion; defining a certain term under certain circumstances; and generally relating to equity court jurisdiction over immigrant children.

BY repealing and reenacting, with amendments,

Article – Family Law

Section 1-201

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 398 – Senator Shank

AN ACT concerning

Criminal Procedure – Certificate of Completion

FOR the purpose of authorizing the Department of Public Safety and Correctional Services to issue a certain certificate of completion to a certain offender who meets certain requirements; requiring the Department to make a certain report on or before a certain date; providing for the application of this Act; defining a certain term; and generally relating to certificates of completion.

BY adding to

Article – Correctional Services

Section 7–103

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 436 – Senator Frosh

AN ACT concerning

Law Enforcement ~~Officer~~ Officers’ Bill of Rights – ~~Hearing Board~~ Exclusion of Evidence Show Cause Order – Appropriate Relief

FOR the purpose of ~~requiring a certain hearing board to exclude certain evidence obtained during an investigation or interrogation by~~ requiring a certain court to grant appropriate relief on a finding that a law enforcement agency of a law enforcement officer obtained evidence in violation of a certain right or law under certain circumstances; and generally relating to the Law Enforcement ~~Officer~~ Officers’ Bill of Rights.

~~BY repealing and reenacting, without amendments,~~

~~Article – Public Safety~~

~~Section 3–107(a)~~

~~Annotated Code of Maryland~~

~~(2011 Replacement Volume and 2013 Supplement)~~

BY repealing and reenacting, with amendments,

Article – Public Safety

Section ~~3–107(f)~~ 3–105

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 460 – Senators Raskin, Forehand, and King

AN ACT concerning

Criminal Law – Person in a Position of Authority – Sexual Offenses With a Minor

FOR the purpose of altering ~~a certain prohibition against a certain~~ the definition of “person in a position of authority” from for purposes of a certain prohibition against engaging in certain conduct to prohibit a certain person in a position of authority from engaging in sexual contact, a sexual act, or vaginal intercourse with a certain minor who is at least a certain number of years younger than the person in a position of authority and who the person in a position of authority knows is or was enrolled or participating in the institution, program, or activity at which the person in a position of authority works; defining a certain term; making a certain conforming change; providing a certain statute of limitations for a violation of this Act; providing penalties for a violation of this Act; providing that a violation of this Act may not be considered a lesser included offense of another crime, with a certain exception; providing that a prosecution under this Act does not preclude a certain other prosecution to repeal a requirement that the person be a full-time permanent employee of a school; and generally relating to persons in a position of authority and sexual offenses.

~~BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 5–106(z)
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)~~

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 3–308
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

~~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 476 – Senator Colburn

AN ACT concerning

Criminal Procedure – ~~Seeking Medical Assistance for Another Who Ingested Alcohol or Drugs – Minors~~ Limited Immunity – Alcohol- or Drug-Related Medical Emergencies

FOR the purpose of providing that a ~~minor who, in good faith, seeks medical assistance for another person who is experiencing a medical emergency after ingesting alcohol or drugs may not be charged with or prosecuted for certain crimes, be detained on an outstanding warrant for another nonviolent crime under certain circumstances, or be required to provide any personal identifying information for a certain purpose; creating a certain exception; and generally relating to the seeking of medical assistance for another person who ingested alcohol or drugs~~ 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; and generally relating to limited immunity for alcohol- or drug-related medical emergencies.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 1-210
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 520 – Senator Robey

AN ACT concerning

Vehicle Laws – Bicycles and Motor Scooters – Operation on Roadways

FOR the purpose of creating an exception to the prohibition against a person operating a bicycle or a motor scooter on a roadway where the posted maximum speed limit exceeds a certain speed; authorizing a person who is lawfully operating a bicycle or a motor scooter on a shoulder adjacent to a roadway for which the posted maximum speed limit exceeds a certain speed to enter the roadway only if making or attempting to make a left turn, if crossing through an intersection, or if the shoulder is overlaid with certain directional markings; and generally relating to the operation of bicycles and motor scooters on roadways.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21-1205.1(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 542 – ~~Senator Muse~~ Senators Muse, Frosh, Brochin, Forehand, Gladden, Hershey, Jacobs, Raskin, Shank, Stone, and Zirkin

AN ACT concerning

**Law Enforcement Officers – Entrance-Level and ~~Annual~~ In-Service Training Requirements
(Christopher’s Law)**

FOR the purpose of ~~altering~~ requiring the Police Training Commission to require that certain entrance-level and ~~annual~~ in-service training conducted by the State and each county and municipal police training school ~~and required by the Police Training Commission to~~ include certain training consistent with certain provisions; and generally relating to entrance-level and ~~annual~~ in-service training requirements for law enforcement officers.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 3-207
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 558 – Carroll County Senators

AN ACT concerning

**Carroll County – Local Government Tort Claims Act – Industrial
Development Authority**

FOR the purpose of altering the definition of a “local government” under the Local Government Tort Claims Act to include a certain nonprofit corporation in Carroll County; providing that a certain notice requirement does not apply to certain actions against a certain nonprofit corporation in Carroll County or its employees; providing for the application of this Act; and generally relating to the inclusion of certain nonprofit entities in Carroll County under the Local Government Tort Claims Act.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 5-301(d) and 5-304
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

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

Senate Bill 608 – Senators Shank and Gladden

AN ACT concerning

**Correctional Services – Swift and Certain Sanctions Pilot Program –
Expansion**

FOR the purpose of expanding the Swift and Certain Sanctions Pilot Program to include Baltimore City and individuals under mandatory supervision; extending the termination date for the program; and generally relating to the Swift and Certain Sanctions Pilot Program.

BY repealing and reenacting, with amendments,
Chapter 555 of the Acts of the General Assembly of 2011
Section 1 and 2

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

Senate Bill 620 – Senator Kelley

AN ACT concerning

**Mental Health – Approval by Clinical Review Panel of Administration of
Medication – Standard**

FOR the purpose of altering the standard for approval by certain clinical review panels of the administration of certain medication to certain individuals with mental disorders admitted to certain facilities; and generally relating to clinical review panels and the administration of medication to individuals with mental disorders.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 10–708(a) and (b)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 10–708(g)
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 660 – ~~Senator Gladden~~ Senators Gladden and Brochin

AN ACT concerning

Crimes Relating to Animals – Unauthorized Surgical Devocalization of Cat or Dog – Penalties

FOR the purpose of prohibiting a person from surgically ~~debarking or silencing~~ devocalizing a dog or cat; authorizing a certain veterinarian to surgically ~~debark or silence~~ devocalize a dog or cat under certain circumstances; defining a certain term; providing penalties for a violation of this Act; and generally relating to crimes relating to animals.

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 Judiciary.

Senate Bill 676 – Senator King

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~~ providing for the application of this Act; 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.

Senate Bill 686 – Senator Zirkin

AN ACT concerning

**Law Enforcement Officers' Bill of Rights – Prosecutorial Disclosures –
Punitive Action**

FOR the purpose of ~~prohibiting punitive action from being taken against a law enforcement officer based solely on the fact that a prosecutorial agency determined that it must disclose information about the law enforcement officer to the defense under certain circumstances; specifying that this Act does not limit a law enforcement agency from taking punitive action against a law enforcement officer based on the underlying acts or omissions for which information about the law enforcement officer was disclosed; providing for the construction of this Act;~~ authorizing a certain law enforcement agency to maintain a list of certain law enforcement officers solely for the purpose of satisfying a certain disclosure requirement relating to impeachment or exculpatory evidence; prohibiting a certain law enforcement agency from taking certain punitive action against a law enforcement officer whose name is on the list under certain circumstances; requiring a certain law enforcement agency to provide a certain notice to a certain law enforcement officer under certain circumstances; providing that a law enforcement officer maintains all rights of appeal under certain circumstances; and generally relating to prosecutorial disclosures and the Law Enforcement Officers' Bill of Rights.

BY adding to

Article – Public Safety

Section 3–106.1

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 713 – Senators Feldman and Raskin

AN ACT concerning

Corporations and Real Estate Investment Trusts – Miscellaneous Provisions

FOR the purpose of providing that a Maryland corporation or a real estate investment trust has the power to renounce certain business opportunities in certain documents or by certain resolutions; repealing certain provisions of law prohibiting the declaration or payment of a dividend payable in shares of one class of a corporation's stock to holders of shares of another class of the corporation's stock unless approved in a certain manner; altering the circumstances under which a corporation registered as an open-end company may redeem shares of its stock from any stockholder; requiring each nominee for director of a corporation to have the qualifications required by the charter or

bylaws of the corporation; providing that a director of a corporation holds office until the time the director ceases to have certain qualifications under certain circumstances; specifying how the directors who hold over and continue to serve as directors must be determined under certain circumstances; clarifying the circumstances under which certain actions may be taken without a meeting of the board of directors or a committee of the board; clarifying that certain references to a majority or other proportion of directors refer to a majority or other proportion of votes entitled to be cast by the directors; establishing a certain limitation on a board's sole power to take certain actions relating to special meetings of stockholders; providing that a certain interest with which a proxy may be coupled includes an interest as a party to a certain voting agreement; authorizing two or more stockholders to enter into a written agreement requiring voting rights to be exercised in a certain manner under certain circumstances; altering the circumstances under which the approval of the stockholders and articles of transfer or share exchange are not required; altering the manner in which a certain merger of a Maryland corporation or Maryland real estate investment trust must be approved; establishing that a merger of a subject corporation with or into an acquiring entity may be effected under certain circumstances; requiring the board of directors of a certain Maryland corporation to adopt a certain resolution approving a certain merger under certain circumstances; requiring an other entity to advise, authorize, and approve a certain transaction in a certain manner under certain circumstances; requiring a certain acquiring entity to give a certain notice of a certain transaction to certain stockholders of record under certain circumstances; providing that a minority stockholder of a subject corporation has a right to demand and receive certain payment of shares under certain circumstances; altering the information that must be included in articles of consolidation, merger, share exchange, or transfer under certain circumstances; providing that certain information included in articles of consolidation, merger, share exchange, or transfer may be made dependent on facts ascertainable outside the articles; altering the basis for determining when fair value of the stock of a Maryland corporation is determined; altering the circumstances in which a certain stockholder is authorized to demand fair value of the stockholder's stock; altering the circumstances in which a certain stockholder must file a certain written objection to a certain transaction; repealing certain provisions of law requiring the president or director of a certain corporation, the charter of which has been revived, to call a meeting of the stockholders for a certain purpose; altering the manner in which an other entity converting to a certain Maryland corporation or a real estate investment trust must execute articles of incorporation or a declaration of trust; providing that a real estate investment trust is a separate legal entity; providing that a real estate investment trust is formed by filing a declaration of trust for record with the State Department of Assessments and Taxation; defining certain terms; making certain conforming and stylistic changes; and generally relating to corporations and real estate investment trusts.

BY repealing and reenacting, with amendments,

Article – Corporations and Associations

Section 2–103, 2–309(c), 2–310.1, 2–403(a), 2–404(b), 2–405, 2–408(c) and (d),
2–502(e), 2–507(d), 3–104(a), 3–105(a), 3–109, 3–202, 3–203, 3–901(c),
8–102, 8–201, 8–301, 8–501.1(c), and 8–701(c)

Annotated Code of Maryland

(2007 Replacement Volume and 2013 Supplement)

BY adding to

Article – Corporations and Associations

Section 2–510.1 and 3–106.1

Annotated Code of Maryland

(2007 Replacement Volume and 2013 Supplement)

BY repealing

Article – Corporations and Associations

Section 3–511

Annotated Code of Maryland

(2007 Replacement Volume and 2013 Supplement)

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

Senate Bill 771 – Senators Robey, Brinkley, Conway, Currie, Edwards, Getty, Glassman, Hershey, Jacobs, Jennings, Klausmeier, Middleton, Pugh, Raskin, Shank, Stone, Young, ~~and Zirkin~~ Zirkin, Forehand, and Muse

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; 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 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)

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)

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

**Senate Bill 784 – Senators Montgomery, Astle, Benson, Brinkley, Colburn,
Conway, Feldman, Kelley, Klausmeier, Middleton, ~~and Ramirez~~
Ramirez, and Dyson**

AN ACT concerning

~~**Education – Loan Assistance – Professional Counselors and Alcohol and Drug
Counselors**~~

Higher Education – Loan Assistance – Licensed Clinical Counselors

FOR the purpose of requiring the Office of Student Financial Assistance of the Maryland Higher Education Commission to assist in the repayment of certain higher education loans owed by ~~licensed clinical professional counselors or~~ licensed clinical alcohol and drug counselors, licensed clinical marriage and family therapy counselors, or licensed clinical professional counselors under certain circumstances; ~~requiring that funds for the Janet L. Hoffman Loan Assistance Repayment Program include certain money paid to the Program from certain fees collected by the State Board of Professional Counselors and Therapists; requiring the Comptroller to distribute a certain amount of the fees received from the State Board of Professional Counselors and Therapists to the Office of Student Financial Assistance; and generally relating to the repayment of higher education loans owed by licensed clinical professional counselors and~~ licensed clinical alcohol and drug counselors, licensed clinical marriage and family therapy counselors, and licensed clinical professional counselors.

BY repealing and reenacting, without amendments,
Article – Education
Section 18–1501
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 18–1502 ~~and 18–1504~~
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

~~Section 17-206~~
~~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 803 – Senator Raskin

AN ACT concerning

Courts and Judicial Proceedings – Communications Between Patient or Client and Health Care Professional – Exceptions to Privilege

FOR the purpose of creating an exception to the privilege of communications of a certain patient or client if the disclosure is necessary to prove a charge in a certain criminal proceeding against the patient, former patient, client, or former client; creating an exception to the privilege of certain communications of a certain patient or client if the disclosure is necessary to obtain certain relief in a certain peace order proceeding; providing for the application of this Act; and generally relating to communications between a patient or client and health care professional.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 9-109, 9-109.1, and 9-121
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

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

Senate Bill 815 – Montgomery County Senators

AN ACT concerning

**Criminal Law – Telecommunication Devices in Place of Confinement –
Montgomery County Work Release and Prerelease Programs**

FOR the purpose of exempting certain work release and prerelease programs in Montgomery County from certain prohibitions relating to telecommunication devices in a place of confinement; and generally relating to Montgomery County work release and prerelease programs and telecommunication devices.

BY repealing and reenacting, without amendments,
Article – Correctional Services
Section 11-717
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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 865 – Senator Benson

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.

Senate Bill 876 – Senators Klausmeier, Colburn, Ferguson, King, Manno, Miller, Muse, Peters, Pugh, Raskin, and Rosapepe

AN ACT concerning

Education – Summer Career Academy Pilot Program

FOR the purpose of establishing the Summer Career Academy Pilot Program and identifying the purpose of the Program; requiring the State Department of Education to develop certain criteria for the selection of eligible school systems and eligible students for participation in the Program; requiring the Department to collaborate with certain entities to develop criteria for eligible employers; authorizing the State Superintendent of Schools to select certain school systems to participate in the Program; authorizing certain county superintendents to select a certain number of students in certain years to participate in the Program; requiring a student selected to participate in the Program to be assigned a certain counselor and a certain employment opportunity and to receive a certain stipend; authorizing certain students to choose to receive certain monetary awards on completion of the Program; providing that funding for the Program be as provided in the State budget; requiring the Department to reduce the number of participating students if sufficient funds are not provided; requiring the Department to submit a certain report on or before certain dates including certain information; providing for the termination of this Act; defining certain terms; and generally relating to the Summer Career Academy Pilot Program.

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 879 – Senator Kelley

AN ACT concerning

**State Personnel – Disciplinary Appeal and Grievance Procedure Documents
– Electronic Transmission**

FOR the purpose of authorizing the electronic transmission of certain disciplinary appeal documents and decisions to certain ~~appointing authorities, exclusive representatives, and employees~~ parties; requiring the Secretary of Budget and Management to make certain forms for initiating and processing grievances available on the Department of Budget and Management's Web site;

authorizing the electronic transmission of certain copies of certain grievances and dispositions; and generally relating to electronic transmission of disciplinary appeal and grievance procedure documents.

BY adding to

Article – State Personnel and Pensions
Section 11–103(e)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions
Section 12–108 and 12–403
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 893 – Chair, Finance Committee (By Request – Department of Legislative Services)

AN ACT concerning

**Health Insurance – Insurance Laws That Apply to Health Maintenance
Organizations – Consolidation and Clarification**

FOR the purpose of consolidating the insurance laws of the State that apply to health maintenance organizations; clarifying the application of the insurance laws of the State to health maintenance organizations; repealing certain obsolete provisions of law; declaring the intent of the General Assembly; making conforming changes; and generally relating to health maintenance organizations and the insurance laws of the State.

BY repealing and reenacting, with amendments,

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

BY repealing and reenacting, with amendments,

Article – Insurance
Section 2–112, 5–608(t), 15–118, 15–401 through 15–403.1, 15–803, 15–818,
15–823, 15–903, 15–1501, 27–209, 27–302 through 27–304, 27–305(c),
27–504, and 27–606
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 901 – Senator Hershey

AN ACT concerning

Kent County and Queen Anne’s County – School Buses – Length of Operation

FOR the purpose of altering the length of time a school bus may be operated in Kent County and Queen Anne’s County; and generally relating to school bus operations in Kent County and Queen Anne’s County.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–804
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 170 – The President (By Request – Administration)

Budget Bill

(Fiscal Year 2015)

AN ACT for the purpose of making the proposed appropriations contained in the State Budget for the fiscal year ending June 30, 2015, in accordance with Article III, Section 52 of the Maryland Constitution; and generally relating to appropriations and budgetary provisions made pursuant to that section.

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

Senate Bill 172 – The President (By Request – Administration)

AN ACT concerning

Budget Reconciliation and Financing Act of 2014

FOR the purpose of authorizing certain funds to be used for certain purposes; setting a certain limit on the use of certain funds beginning with a certain fiscal year; authorizing or altering the distribution of certain revenue; establishing the date on which certain license fees are effective; creating a Maryland Amusement Game Advisory Committee; providing for the composition, chair, staffing, and duties of the Advisory Committee; prohibiting a member of the Advisory Committee from receiving certain compensation, but authorizing the

reimbursement of certain expenses; altering or repealing certain required appropriations; applying to charter counties certain provisions of law that authorize counties to impose a hotel rental tax; providing that under certain circumstances certain other laws prevail over the provisions that authorize charter counties to impose a hotel rental tax; requiring the appropriation of certain funds for certain purposes beginning with a certain fiscal year; altering the rate of certain commissions; repealing a certain authorization for the State Lottery Commission to authorize the payment of certain bonuses and incentives; requiring the Governor to include certain supplemental contributions in the budget bill in addition to certain required contributions for certain fiscal years or until certain conditions are met; requiring the Governor to increase certain supplemental contributions in the budget bill under certain circumstances; providing for the transfer of certain funds; providing for a certain calculation of local wealth for certain education aid purposes for certain fiscal years; making the Maryland Health Benefit Exchange subject to certain provisions of law, to the extent that the Secretary of Information Technology determines that a certain information technology project is a major information technology development project; repealing a limitation on the applicability, to certain fiscal years only, of a certain fee for a certificate of title for a rental vehicle; repealing certain authority for the Health Services Cost Review Commission and the Department of Health and Mental Hygiene to adopt certain policies; requiring the Governor to reduce a certain assessment by a certain amount beginning with the State budget submission for a certain fiscal year; providing for the method of calculating the amount of the reduction; requiring the Commission to model the methodology used for calculating the reduction in a certain manner; requiring that certain other Medicaid savings also be used to reduce the assessment; requiring the Health Services Cost Review Commission for a certain fiscal year to include a certain additional amount in hospital revenue for a certain purpose when determining certain hospital rates; altering the rate of a certain assessment; requiring the Board of Trustees for the State Retirement and Pension System to perform a certain study and to report the results to certain committees of the General Assembly on or before a certain date; ~~requiring the Health Services Cost Review Commission to establish a Community Partnership Assistance Program; requiring certain funding for the Program for certain purposes; providing for the sources and permissible uses of the funding; requiring that certain plans be developed in accordance with certain guidelines; providing that certain guidelines contain certain criteria and specifications; providing for the submission and approval of certain plans; requiring the Commission to take action on a certain plan; requiring that certain preferences be given to certain plans or collaborations; altering the timing of certain increases in certain rates for payments to certain providers for a certain fiscal year;~~ setting certain limits in increases in payments to certain providers for a certain fiscal year; requiring the State Department of Assessments and Taxation to establish a certain workgroup in a certain manner to examine certain issues; requiring the workgroup to submit a certain report on or before a certain date; authorizing the State Department of Assessments and Taxation to contract with a

consultant for a certain purpose under certain circumstances and subject to certain requirements of State procurement law; ~~defining certain terms; making a conforming change; conforming changes; making certain provisions of this Act contingent on the taking effect of another Act; making the provisions of this Act severable; providing for the effective dates for certain provisions of this Act; and generally relating to the financing of State and local government.~~

BY repealing and reenacting, with amendments,
Article – Corporations and Associations
Section 1–203.3(b)
Annotated Code of Maryland
(2007 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 7–301(f)
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 12–301.1(c)(5)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY adding to
Article – Criminal Law
Section 12–301.1(f)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 5–1204 and 10–523(a)(3)(i) and (c)
Annotated Code of Maryland
(2008 Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section ~~16–305(e)(1)(i) and 5–202(d)(1), 16–305(c)(1)(i), and 17–104(a)(1)~~
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

~~BY adding to~~
~~Article – Education~~
~~Section 16–305(e)(1)(v) and 17–104(a)(4)~~
~~Annotated Code of Maryland~~

~~(2008 Replacement Volume and 2013 Supplement)~~

BY repealing and reenacting, with amendments,

Article – Health – General

Section 2–302(b)(1)(xxiv) and (2)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health – General

Section 2–302(b)(3)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Local Government

Section 20–402

Annotated Code of Maryland

(2013 Volume)

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 5–212(g)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 9–117(a)(1) and ~~(b)(2)~~ and (b), 9–1A–29(d)(1), and 9–20B–05(g)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – State Personnel and Pensions

Section 21–308(a)(1) and (2)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing ~~and reenacting, with amendments,~~

Article – State Personnel and Pensions

Section 21–308(a)(4)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – State Personnel and Pensions

Section 21–308(a)(4)

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

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 2–1302.1(b)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 13–209(h)(2)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Education
Section 5–202(d)(10)(i), (ii), (iii), and (iv)1. and 2. and (k)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 31–103(a) and (b)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing
Article – State Government
Section 9–20B–05(g–1) and (g–2)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 12–118(e) and 13–802(b)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 13–802(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Chapter 397 of the Acts of the General Assembly of 2011, as amended by
Chapter 425 of the Acts of the General Assembly of 2013
Section 16

BY repealing and reenacting, without amendments,
Article – Health – General
Section 19–214(d)(1)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 19–214(d)(3)(i)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

~~BY adding to~~
~~Article – Health – General~~
~~Section 19–219.1~~
~~Annotated Code of Maryland~~
~~(2009 Replacement Volume and 2013 Supplement)~~

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

**Senate Bill 534 – Senators Edwards ~~and Hershey~~, Hershey, Brinkley, Getty,
and Kittleman**

AN ACT concerning

**Education – State Grant to Counties With ~~Small and Declining Student~~
~~Enrollment~~ Declining State Aid**

FOR the purpose of ~~establishing eligibility for a county board of education to receive a certain State grant;~~ requiring a certain grant to be provided to ~~eligible~~ certain county boards in certain fiscal years under certain circumstances; declaring the intent of the General Assembly; requiring the Governor to transfer certain funds for a certain fiscal year to eligible counties in a certain year under certain circumstances; requiring certain funds to be provided in a certain fiscal year if certain funds are not transferred; altering the requirements for a certain adequacy study; and generally relating to State education aid.

BY repealing and reenacting, with amendments,
Article – Education
Section 5–202(i)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

INTRODUCTION OF BILLS

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 – 127 Negative – 3 (See Roll Call No. 474)

In compliance with the rules, the Bill was introduced.

House Bill 1553 – Delegate Bromwell

AN ACT concerning

Vehicle Laws – Historic Motor Vehicles – Camping Trailers

FOR the purpose of expanding the class of motor vehicles that are eligible for registration as a historic motor vehicle to include a Class G (trailer) camping trailer; and generally relating to registration as a historic motor vehicle.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 13–936.2

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 475)

ADJOURNMENT

At 12:46 P.M. on motion of Delegate Barve the House adjourned until 11:00 A.M. on Legislative Day March 11, 2014, Calendar Day Friday, March 14, 2014.

Annapolis, Maryland
Legislative Day: March 11, 2014
Calendar Day: Friday, March 14, 2014

The House met at 11:05 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Sheila E. Hixson of Montgomery County.

QUORUM CALL

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

(See Roll Call No. 476)

The Journal of March 10, 2014 was read and approved.

EXCUSES:

Del. Bobo – grandson’s death
Del. Carter – late – personal
Del. Frank – medical
Del. Harper – medical
Del. Oaks – business
Del. Stifler – late – illness

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 162 – Senators Conway, Dyson, and Young

AN ACT concerning

Health Occupations – Licensed Podiatrists – Scope of Practice and Hospital Privileges

FOR the purpose of altering the definition of “practice podiatry” to include the surgical treatment of acute ankle fracture in the scope of practice of licensed podiatrists; requiring qualifications that a hospital or related institution sets for granting certain privileges for certain services to include consideration of certain training, education, and experience; and generally relating to licensed podiatrists.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 19–351(b)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 16–101

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Health Occupations

Section 16–103

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 449 – Senators Young ~~and Mathias~~, Mathias, and Simonaire

AN ACT concerning

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

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

BY repealing and reenacting, with amendments,

Article – State Government

Section 10–117

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 586 – Senator Conway

AN ACT concerning

**State Board of Morticians and Funeral Directors – Funeral Establishments –
Unannounced Inspections**

FOR the purpose of authorizing certain inspections of licensed funeral establishments to include, under certain circumstances, advance notice that an inspector may be in a certain region for a certain purpose; requiring a certain licensee or an employee of the licensee to give certain access to certain ~~members or employees~~ staff of the State Board of Morticians and Funeral Directors for the purpose of conducting certain inspections of certain funeral establishments, including access to certain areas of the funeral establishments; requiring certain inspections to be conducted during certain hours; requiring the Board to provide the results of certain inspections to certain licensees within a certain period of time; and generally relating to the inspection of funeral establishments by the State Board of Morticians and Funeral Directors.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 7–409
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 612 – Calvert County Senators

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, Orphan’s 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 Environmental Matters.

Senate Bill 651 – Senators Getty, Astle, Colburn, Currie, DeGrange, Edwards, Gladden, Glassman, Jennings, Peters, ~~and Robey~~ Robey, Conway, Dyson, and Reilly

AN ACT concerning

General Provisions – Commemorative Days – K9 Veterans Day

FOR the purpose of requiring the Governor annually to proclaim a certain day as K9 Veterans Day; and generally relating to commemorative days.

BY renumbering

Article – General Provisions

Section 7–402 through 7–412, respectively

to be Section 7–403 through 7–413, respectively

Annotated Code of Maryland

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

BY adding to

Article – General Provisions

Section 7–402

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 Health and Government Operations.

Senate Bill 669 – Senators Ramirez, Astle, Benson, King, Manno, Muse, Pugh, and Rosapepe

AN ACT concerning

Procurement – Debarment – Violations of Law

FOR the purpose of providing that a person may be debarred from entering into a contract with the State if the person, or a certain other person connected to the person, has been convicted of a violation of certain provisions of federal law or State law or, under certain circumstances, has been found to have willfully or knowing violated certain provisions of State law; and generally relating to debarment from State contracts.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 16–203
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 718 – ~~Senator Ferguson~~ Senators Ferguson and Conway

AN ACT concerning

**Governor’s Office of Crime Control and Prevention – ~~State Corrections~~
Juvenile Charged as Adult Population Forecast and Juvenile Population
Statistics**

FOR the purpose of requiring the Governor’s Office of Crime Control and Prevention to report ~~a certain State corrections population forecast and certain juvenile population statistics~~ the Juvenile Charged as Adult Population Forecast to the Governor and General Assembly annually on or before a certain date; requiring the Office to consider ~~the~~ certain juvenile population statistics when calculating the forecast; providing for the termination of this Act; requiring certain State and local detention facilities to provide certain data to the Office; requiring the Office to develop a certain format that certain State and local detention facilities must use to report certain data; requiring certain data reported to the Office to include certain information; and generally relating to reporting the ~~State corrections population forecast and juvenile population statistics~~ Juvenile Charged as Adult Population Forecast.

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

Senate Bill 794 – Senator Reilly

AN ACT concerning

**~~Department of Planning~~ – Maryland Unaccompanied Homeless Youth and
Young Adult Count Demonstration Project**

FOR the purpose of establishing the Maryland Unaccompanied Homeless Youth and Young Adult Count Demonstration Project; requiring the Department of ~~Planning~~ Housing and Community Development to select and monitor a coordinating entity to oversee the ~~Maryland Unaccompanied Homeless Youth and Young Adult Count Demonstration~~ Project; establishing the purpose of the Project; requiring the coordinating entity to be selected through a competitive request for proposal or by sole source contract; requiring the coordinating entity to determine the number and characteristics of unaccompanied homeless youth and young adults in certain ~~jurisdictions~~ Continuums of Care using certain methods; requiring the coordinating entity to assign each youth participant a unique identifier; requiring the Department of Planning to provide certain technical assistance; requiring the ~~Department~~ Departments to make every effort to identify non-State sources of funding to fund the cost of the Project; ~~providing for the termination of this Act~~; requiring the coordinating entity to submit a certain report on or before a certain date; making this Act subject to a certain contingency; and generally relating to the Maryland Unaccompanied Homeless Youth and Young Adult Count Demonstration Project.

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

Senate Bill 852 – Senator Conway

AN ACT concerning

**Health Occupations – Dispensers of Devices and Equipment – Exclusion
From the Maryland Pharmacy Act**

FOR the purpose of providing that the Maryland Pharmacy Act does not apply to a person who only dispenses certain prescription devices, certain durable medical equipment, or certain other medical devices and supplies; and generally relating to the exclusion of dispensers of devices and equipment from the Maryland Pharmacy Act.

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.

THE COMMITTEE ON APPROPRIATIONS REPORT #7

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 598 – Delegate Dumais

AN ACT concerning

Law Enforcement Officers’ Bill of Rights – Prosecutorial Disclosures – Punitive Action

HB0598/204669/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 598 (First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “prohibiting” in line 4 down through “Act;” in line 11 and substitute “authorizing a certain law enforcement agency to maintain a list of certain law enforcement officers solely for the purpose of satisfying a certain disclosure requirement relating to impeachment or exculpatory evidence; prohibiting a certain law enforcement agency from taking certain punitive action against a law enforcement officer whose name is on the list under certain circumstances; requiring a certain law enforcement agency to provide a certain notice to a certain law enforcement officer under certain circumstances; providing that a law enforcement officer maintains all rights of appeal under certain circumstances;”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 22 on page 1 through line 13 on page 2, inclusive, and substitute:

**“(A) A LAW ENFORCEMENT AGENCY REQUIRED BY LAW TO DISCLOSE
INFORMATION FOR USE AS IMPEACHMENT OR EXCULPATORY EVIDENCE IN A**

CRIMINAL CASE, SOLELY FOR THE PURPOSE OF SATISFYING THE DISCLOSURE REQUIREMENT, MAY MAINTAIN A LIST OF LAW ENFORCEMENT OFFICERS WHO HAVE BEEN FOUND OR ALLEGED TO HAVE COMMITTED ACTS WHICH BEAR ON CREDIBILITY, INTEGRITY, HONESTY, OR OTHER CHARACTERISTICS THAT WOULD CONSTITUTE EXCULPATORY OR IMPEACHMENT EVIDENCE.

(B) A LAW ENFORCEMENT AGENCY MAY NOT, BASED SOLELY ON THE FACT THAT A LAW ENFORCEMENT OFFICER IS INCLUDED ON THE LIST MAINTAINED UNDER SUBSECTION (A) OF THIS SECTION, TAKE PUNITIVE ACTION AGAINST THE LAW ENFORCEMENT OFFICER, INCLUDING:

- (1) DEMOTION;
- (2) DISMISSAL;
- (3) SUSPENSION WITHOUT PAY; OR
- (4) REDUCTION IN PAY.

(C) A LAW ENFORCEMENT AGENCY THAT MAINTAINS A LIST OF LAW ENFORCEMENT OFFICERS UNDER SUBSECTION (A) OF THIS SECTION SHALL PROVIDE TIMELY NOTICE TO EACH LAW ENFORCEMENT OFFICER WHOSE NAME HAS BEEN PLACED ON THE LIST.

(D) A LAW ENFORCEMENT OFFICER MAINTAINS ALL RIGHTS OF APPEAL PROVIDED IN THIS SUBTITLE.”.

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 794 – Delegates M. Washington, Branch, Braveboy, Cullison, Davis, Donoghue, Dumais, Glenn, Harper, Haynes, Kaiser, A. Kelly, McIntosh, A. Miller, S. Robinson, Rudolph, and Zucker

AN ACT concerning

**Department of Planning – Maryland Unaccompanied Homeless Youth and
Young Adult Count Demonstration Project**

HB0794/934768/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 794

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Department of Planning –”; in line 4, after the first “of” insert “establishing the Maryland Unaccompanied Homeless Youth and Young Adult Count Demonstration Project;”; in the same line, strike “Planning” and substitute “Housing and Community Development”; in the same line, after “select” insert “and monitor”; strike beginning with “Maryland” in line 5 down through “Demonstration” in line 6; in line 10, strike “jurisdictions” and substitute “Continuums of Care”; in line 11, after “identifier;” insert “requiring the Department of Planning to provide certain technical assistance;”; in line 12, strike “Department” and substitute “Departments”; and in line 13, strike “providing for the termination of this Act;” and substitute “requiring the coordinating entity to submit a certain report on or before a certain date; making this Act subject to a certain contingency;”.

AMENDMENT NO. 2

On page 1, strike beginning with “The” in line 18 down through “the” in line 19 and substitute “There is a”; strike beginning with the colon in line 21 down through “(1)” in line 22; in line 24, strike “; and” and substitute a period; and after line 24, insert:

“(c) (1) The Department of Housing and Community Development shall select and monitor a coordinating entity to oversee the Project.

(2) The coordinating entity shall be selected through a competitive request for proposal or by sole source contract.”.

On page 2, strike in their entirety lines 1 through 5, inclusive; strike beginning with “the” in line 7 down through “County” in line 11 and substitute “at least the

following Continuums of Care established under Subtitle C of Title IV of the McKinney–Vento Homeless Assistance Act, 42 U.S.C. §§ 11381 through 11389:

- (1) MD 501 – Baltimore City Continuum of Care;
- (2) MD 503 – Annapolis/Anne Arundel County Continuum of Care;
- (3) MD 505 – Baltimore County Continuum of Care;
- (4) MD 512 – Hagerstown/Washington County Continuum of Care;
- (5) MD 513 – Wicomico/Somerset/Worcester County Continuum of
Care; and
- (6) MD 600 – Prince George’s County Continuum of Care”;

in line 13, after “entity” insert “, in partnership with Continuums of Care and local communities.”; strike line 18 in its entirety and substitute:

“(iii) conduct a service provider count of unaccompanied homeless youth; and”;

and in lines 23 and 28, in each instance, strike “jurisdictions” and substitute “communities”.

On page 3, in line 10, after “participants” insert “and avoid duplication”; after line 12, insert:

- “(f) The Department of Planning shall:
- (1) assist with presurvey data collection consultation and mapping support;
 - (2) analyze and compile data after the survey is completed; and
 - (3) provide a technical review of draft reports.”;

in line 13, strike “(f)” and substitute “(g)”; in the same line, strike “Department” and substitute “Departments”; after line 16, insert:

“(h) On or before September 30, 2017, the coordinating entity shall submit a report to the General Assembly, in accordance with § 2–1246 of the State Government Article, on the results of the Project.”;

in line 17, after “Act” insert “is contingent on the receipt of funding from non–State sources to select a coordinating entity to oversee the Maryland Unaccompanied Homeless Youth and Young Adult Count Demonstration Project. The Department of Housing and Community Development shall notify the Department of Legislative Services within 5 days after funding is received. If notice of the receipt of funding is not received by the Department of Legislative Services on or before June 30, 2018, this Act shall be null and void without the necessity of further action by the General Assembly.”

SECTION 3. AND BE IT FURTHER ENACTED, That, subject to the provisions of Section 2 of this Act, this Act”;

in line 18, strike “October” and substitute “July”; and strike beginning with “It” in line 18 down through “effect.” in line 20.

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 1059 – Delegate Clagett

AN ACT concerning

Transportation – Highway User Revenues – Local Government Reporting

Favorable report adopted.

FLOOR AMENDMENT

HB1059/233422/1

BY: Delegate Parrott

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Government” insert “Allocation and”; in line 3, after “of” insert “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;”; in line 8, after “to” insert “increasing the portion of the motor fuel tax and highway user revenue that is distributed to local governments and”; after line 10, insert:

“BY repealing and reenacting, with amendments,

Article – Tax – General

Section 2–1103

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)”;

in line 18, strike “8–408” and substitute “8–402, 8–403, 8–408,”; and after line 22, insert:

“Article – Tax – General

2–1103.

After making the distributions required under §§ 2–1101 and 2–1102 of this subtitle, the Comptroller shall distribute:

(1) the remaining motor fuel tax revenue from aviation fuel to the Transportation Trust Fund; AND

(2) all remaining motor fuel tax revenue, equal to the average percentage by which the motor fuel tax rate exceeds 18.5 cents per gallon, [not] including revenue attributable to an increase in the motor fuel tax rates under § 9–305(b) of this article [or] AND revenue attributable to the sales and use tax equivalent rate imposed under § 9–306 of this article, to the Gasoline and Motor Vehicle Revenue Account in the Transportation Trust Fund[;

(3) revenue attributable to an increase in the motor fuel tax rates imposed under § 9–305(b) of this article to the Transportation Trust Fund; and

(4) revenue attributable to the sales and use tax equivalent rate imposed under § 9–306 of this article to the Transportation Trust Fund].”.

AMENDMENT NO. 2

On page 2, after line 10, insert:

“8–402.

(a) There is a Gasoline and Motor Vehicle Revenue Account in the Transportation Trust Fund.

(b) All revenues collected from the following, after deductions provided by law, shall be credited to the Gasoline and Motor Vehicle Revenue Account:

(1) All of the motor vehicle fuel tax;

(2) Except as otherwise provided by law, two-thirds of the vehicle titling tax;

(3) Except for revenues collected under Parts III and IV of Title 13, Subtitle 9 of this article, vehicle registration fees;

(4) The revenue disbursed to this Account under § 2–614 of the Tax – General Article; and

(5) 80 percent of the funds distributed on short-term vehicle rentals under § 2–1302.1 of the Tax – General Article to the Transportation Trust Fund from the sales and use tax.

(c) [(1) Except as provided in paragraph (2) of this subsection, for] **FOR** each fiscal year:

[(i)] **(1)** [90.4%] **70%** of the revenue credited to the Account may be used as provided in § 3–216 of this article; and

[(ii)] **(2)** The balance of the Account shall be used to pay the allocations of highway user revenues provided by this subtitle to the counties, municipalities, and Baltimore City.

[(2) For fiscal years 2010 through 2013, the Account shall be distributed as follows:

(i) A portion to the General Fund of the State for fiscal years 2010 through 2012 as follows:

1. 19.5% for fiscal year 2010;
2. 23% for fiscal year 2011; and
3. 11.3% for fiscal year 2012;

(ii) A portion to be used as provided in § 3–216 of this article, as follows:

1. 70% for fiscal year 2010;
2. 68.5% for fiscal year 2011;
3. Subject to paragraph (3) of this subsection, 79.8% for fiscal year 2012; and
4. 90% for fiscal year 2013; and

(iii) The balance to be used to pay the allocations of highway user revenues provided under this subtitle to the counties, municipalities, and Baltimore City.

(3) For fiscal year 2012, from the amount allocated to the Transportation Trust Fund under paragraph (2)(ii)3 of this subsection, \$40,000,000 shall be transferred from the Transportation Trust Fund to the Revenue Stabilization Account established under § 7–311 of the State Finance and Procurement Article.]

8–403.

[(a) Subject to §§ 3–307 and 3–308 of this article, [and except as provided in subsection (b) of this section,] for each fiscal year, from the total highway user revenues:

(1) An amount equal to [7.7%] **12.1%** of total highway user revenues shall be distributed to Baltimore City in monthly installments;

(2) An amount shall be distributed to the counties at the times specified in § 8–407 of this subtitle, to be allocated as provided in § 8–404 of this subtitle, equal to [1.5%] **15.3%** of total highway user revenues; and

(3) An amount shall be distributed to the municipalities at the times specified in § 8–407 of this subtitle, to be allocated as provided in § 8–405 of this subtitle, equal to [0.4%] **2.6%** of total highway user revenues.

[(b) (1) For fiscal year 2010:

(i) The amount distributed to Baltimore City under this subtitle shall equal 8.6% of total highway user revenues;

(ii) The amount distributed to the counties under this subtitle shall equal 1.5% of total highway user revenues; and

(iii) The amount distributed to the municipalities under this subtitle shall equal 0.4% of total highway user revenues.

(2) For fiscal year 2011:

(i) The amount distributed to Baltimore City under this subtitle shall equal 7.9% of total highway user revenues;

(ii) The amount distributed to the counties under this subtitle shall equal 0.5% of total highway user revenues; and

(iii) The amount distributed to the municipalities under this subtitle shall equal 0.1% of total highway user revenues.

(3) For fiscal year 2012:

(i) The amount distributed to Baltimore City under this subtitle shall equal 7.5% of total highway user revenues;

(ii) The amount distributed to the counties under this subtitle shall equal 0.8% of total highway user revenues; and

(iii) The amount distributed to the municipalities under this subtitle shall equal 0.6% of total highway user revenues.

(4) For fiscal year 2013:

(i) The amount distributed to Baltimore City under this subtitle shall equal 8.1% of total highway user revenues;

(ii) The amount distributed to the counties under this subtitle shall equal 1.5% of total highway user revenues; and

(iii) The amount distributed to the municipalities under this subtitle shall equal 0.4% of total highway user revenues.].”

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 51 Negative – 83 (See Roll Call No. 477)

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #13

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 727 – Delegates Olszewski, Hucker, Barkley, Barnes, Braveboy, Burns, Carr, DeBoy, Frick, Frush, Glenn, Guzzone, Haynes, Holmes, Howard, Hubbard, Ivey, Jones, Kaiser, Kramer, Love, Luedtke, McHale, Minnick, Mitchell, Murphy, Niemann, Reznik, B. Robinson, Stukes, Swain, V. Turner, Valderrama, Valentino-Smith, Vaughn, A. Washington, M. Washington, Weir, and Zucker

AN ACT concerning

Procurement – Prevailing Wage – Applicability

HB0727/883893/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 727
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, and Fraser–Hidalgo”; and strike beginning with “repealing” in line 3 down through “definition;” in line 4 and substitute “specifying the percentage of State money that must be used in an elementary or a secondary school construction project before the Prevailing Wage Law applies by altering certain definitions;”.

AMENDMENT NO. 2

On page 3, in lines 7, 10, 11, 12, 19, 20, 22, and 25, in each instance, strike the brackets; in line 7, strike “(2)”; in line 9, strike “entity” and substitute “ENTITY:”

1. WITH RESPECT TO THE CONSTRUCTION OF AN
ELEMENTARY OR A SECONDARY SCHOOL FOR WHICH 25% OR MORE OF THE
MONEY USED FOR CONSTRUCTION IS STATE MONEY; OR

2.”;

in line 10, after “any” insert “OTHER”; in line 11, strike “FUNDED IN WHOLE OR IN PART WITH”; in line 23, strike “entity” and substitute “ENTITY:”

1. WITH RESPECT TO THE CONSTRUCTION OF AN
ELEMENTARY OR A SECONDARY SCHOOL FOR WHICH LESS THAN 25% OF THE
MONEY USED FOR CONSTRUCTION IS STATE MONEY; OR

2.”;

in line 20, strike the first comma; and in line 24, after “any” insert “OTHER”.

On page 4, in line 1, strike the opening bracket; in the same line, strike “,] INCLUDE”; strike beginning with “A” in line 2 down through “(II)” in line 5; in line 9, after “money” insert “; OR

(II) AN ELEMENTARY OR A SECONDARY SCHOOL IF:

1. THE SCHOOL IS NOT IN A POLITICAL SUBDIVISION COVERED UNDER SUBSECTION (I)(1)(IV) OF THIS SECTION; AND

2. THE STATE PROVIDES LESS THAN 25% OF THE MONEY FOR CONSTRUCTION”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Kipke moved to make the Bill a Special Order for Saturday.

The motion was adopted.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 916 – Delegates Kramer and Mitchell

AN ACT concerning

Corporations and Real Estate Investment Trusts – Miscellaneous Provisions

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 960 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Residency Requirement
Exemption
MC 22-14**

HB0960/543197/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 960
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “Exemption”; in line 5, strike “exempting” and substitute “providing that in”; in the same line, strike “from”; in line 9, after “filed” insert “may be satisfied by residency in certain jurisdictions; providing that the requirement that certain officers of a corporation or club, or an authorized person applying on behalf of a limited liability company for an alcoholic beverages license in the County be registered voters of and reside in the County may be satisfied by residency in certain jurisdictions”; and in line 13, after “9–101(a)” insert “, (b), and (c)(1)”.

AMENDMENT NO. 2

On page 2, strike beginning with “is” in line 7 down through “there” in line 8 and substitute “RESIDES IN THE STATE, IN THE DISTRICT OF COLUMBIA, OR IN NORTHERN VIRGINIA”; and strike beginning with the first “is” in line 10 down through “there” in line 11 and substitute “RESIDES IN THE STATE, IN THE DISTRICT OF COLUMBIA, OR IN NORTHERN VIRGINIA”.

On page 4, after line 19, insert:

“(b) **(1)** If the application is made for a corporation, or a club, whether incorporated or unincorporated, the license shall be applied for by and be issued to three of the officers of that corporation or club, as individuals, for the use of the corporation or club, at least one of whom shall be a registered voter and taxpayer of the county or city, or State of Maryland when the application is filed with the Comptroller, and shall also have resided therein, at least two years prior to the application.

(2) (I) The application shall also set forth the names and addresses of all of the officers of the corporation or club and shall be signed by the president or vice president, as well as by three officers to whom the license shall be issued.

(II) The application for every license shall disclose the name and address of the corporation, partnership or association, as well as the name and address of the applicant.

(III) For an application for any Class E, Class F or Class G license, the application may be made by any three officers or employees residing in this State, duly authorized by the corporation to apply for the license.

(3) (I) The provisions of this subsection with reference to an applicant being a registered voter, taxpayer or resident of the State of Maryland do not apply when three principal officers of a corporation make application for a Class G license.

(II) IN MONTGOMERY COUNTY, AN APPLICANT UNDER THIS SECTION MAY MEET THE RESIDENCY REQUIREMENT BY RESIDING ANYWHERE IN THE STATE, IN THE DISTRICT OF COLUMBIA, OR IN NORTHERN VIRGINIA.

(4) This section does not apply to “racetrack licenses” or to “beach and amusement park licenses” issued in Anne Arundel County.

(5) (I) In the case of a corporation where there are less than three officers or directors of the corporation, all officers or directors shall make the application as provided in this section.

(II) In the event there are no officers or directors of a close corporation, at least one stockholder may make the application as provided in this section, if there is an affirmative vote of the stockholders holding a majority of the stock.

(c) (1) (i) Except as provided in subparagraph (ii) of this paragraph, if the application is made for a limited liability company, the license shall be applied for by and be issued to 3 of the authorized persons of that limited liability company, as individuals, for the use of the limited liability company, at least 1 of whom shall be a registered voter and taxpayer of the county or city, or the State when the application is filed with the Comptroller, and shall also have resided there at least 2 years before the application.

(ii) 1. In Baltimore City, an authorized person of a limited liability company who holds an alcoholic beverages license for the use of the limited liability company that was granted on or before June 1, 2012, need not be a registered voter in Baltimore City.

2. IN MONTGOMERY COUNTY, AN AUTHORIZED PERSON WHO HOLDS AN ALCOHOLIC BEVERAGES LICENSE FOR THE USE OF THE LIMITED LIABILITY COMPANY MAY MEET THE RESIDENCY REQUIREMENT BY

RESIDING ANYWHERE IN THE STATE, IN THE DISTRICT OF COLUMBIA, OR IN NORTHERN VIRGINIA.”.

On page 5, in line 7, strike “THIS PARAGRAPH DOES NOT APPLY” and substitute “AN APPLICANT FOR A LICENSE ISSUED”; and in line 8, after “COUNTY” insert “MAY MEET THE RESIDENCY REQUIREMENT BY RESIDING ANYWHERE IN THE STATE, IN THE DISTRICT OF COLUMBIA, OR IN NORTHERN VIRGINIA”.

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 1026 – Delegates A. Kelly, Hucker, Barkley, Barnes, Bobo, Braveboy, Clippinger, Cullison, Frick, Glenn, Gutierrez, Haynes, Impallaria, Kramer, Love, McHale, A. Miller, Mitchell, Oaks, Olszewski, Pena–Melnik, Pendergrass, Reznik, S. Robinson, Valderrama, Vaughn, and A. Washington

AN ACT concerning

Labor and Employment – Unpaid Parental Leave – Birth or Adoption of a Child

HB1026/243497/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1026

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “circumstances;” insert “authorizing an employer to deny unpaid parental leave to an eligible employee under certain circumstances;”; in line 10, after “circumstances;” insert “authorizing an employer, during the period of parental leave, to terminate employment of an eligible employee only for cause;”; and in line 12, after “circumstances;” insert “authorizing an employer, except under certain circumstances, to recover the premium for maintaining certain health coverage by

deducting the amount of the premium from certain wages; requiring an employer to pay certain commissions to certain employees during any period of parental leave;”.

On page 5, in line 16, strike “APPLICANT OR”.

AMENDMENT NO. 2

On page 4, in line 22, after “AN” insert “ELIGIBLE”; and in the same line, strike “USING PARENTAL LEAVE” and substitute “ONLY”.

AMENDMENT NO. 3

On page 2, strike in their entirety lines 13 and 14; in lines 15 and 25, strike “(C)” and “(D)”, respectively, and substitute “(B)” and “(C)”, respectively; in line 21, after “INDIVIDUAL” insert “:

(I);

and in line 24, after “15” insert “; OR

(II) WHO IS AN INDEPENDENT CONTRACTOR”.

On page 3, in lines 5, 10, and 12, strike “(E)”, “(F)”, and “(G)”, respectively, and substitute “(D)”, “(E)”, and “(F)”, respectively.

On page 4, in line 24, after “(A)” insert “(1)”; strike beginning with “EXCEPT” in line 24 down through “DURING” in line 25 and substitute “DURING”; and in line 30, strike “(B) (1)” and substitute “(2) (I)”.

On page 5, in line 4, strike “(2)” and substitute “(II)”; in the same line, strike “SUBSECTION” and substitute “PARAGRAPH”; after line 6, insert:

“(3) AN EMPLOYER MAY RECOVER A PREMIUM UNDER PARAGRAPH (2)(I) OF THIS SUBSECTION BY DEDUCTING THE AMOUNT OF THE PREMIUM FROM THE WAGES PAID TO THE EMPLOYEE ON THE TERMINATION OF EMPLOYMENT UNDER § 3-505 OF THIS TITLE.

(B) IF AN ELIGIBLE EMPLOYEE WORKS ON A COMMISSION BASIS, AN EMPLOYER SHALL PAY TO THE ELIGIBLE EMPLOYEE DURING ANY PERIOD OF

PARENTAL LEAVE ANY COMMISSION THAT BECOMES DUE BECAUSE OF WORK THE ELIGIBLE EMPLOYEE PERFORMED BEFORE TAKING PARENTAL LEAVE.”;

and strike beginning with “AND” in line 24 down through “DAMAGES” in line 25.

AMENDMENT NO. 4

On page 3, in line 15, strike “AN” and substitute “(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, AN”; and after line 20, insert:

“(B) AN EMPLOYER MAY DENY UNPAID PARENTAL LEAVE TO AN ELIGIBLE EMPLOYEE IF:

(1) THE DENIAL IS NECESSARY TO PREVENT SUBSTANTIAL AND GRIEVOUS ECONOMIC INJURY TO THE OPERATIONS OF THE EMPLOYER; AND

(2) THE EMPLOYER NOTIFIES THE EMPLOYEE OF THE DENIAL BEFORE THE EMPLOYEE BEGINS TAKING THE LEAVE.”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB1026/723729/2

BY: Delegate Arora

AMENDMENTS TO HOUSE BILL 1026, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, before “authorizing” insert “authorizing, under certain circumstances, an employer to require an eligible employee, or an eligible employee to elect, to substitute paid vacation leave for any part of or all of the period of parental leave;”.

AMENDMENT NO. 2

On page 3, before line 21, insert:

“(C) IF AN EMPLOYER PROVIDES PAID VACATION LEAVE TO AN ELIGIBLE EMPLOYEE, THE EMPLOYER MAY REQUIRE THE ELIGIBLE EMPLOYEE, OR THE ELIGIBLE EMPLOYEE MAY ELECT, TO SUBSTITUTE THE PAID VACATION LEAVE FOR ANY PART OF OR ALL OF THE PERIOD OF PARENTAL LEAVE.”.

The preceding 2 amendments were read only.

Delegate Davis moved to make the Bill and Amendments a Special Order for Saturday.

The motion was adopted.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 1060 – Delegates James and Rudolph

AN ACT concerning

Northeastern Maryland Additive Manufacturing Innovation Authority

HB1060/223697/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1060

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “Board;” insert “requiring that, to the extent practicable, the members of the Board reasonably reflect the geographic, racial, ethnic, cultural, and gender diversity of the State;”; in line 23, strike “requiring” and substitute “authorizing”; in line 25, after “to” insert “partially”; and in the same line, strike “Authority; requiring” and substitute “Authority, contingent on the commitment of Cecil and Harford counties to contribute funds to the Authority; authorizing”.

AMENDMENT NO. 2

On page 6, strike in their entirety lines 7 through 11, inclusive, and substitute:

“(X) THE COUNTY EXECUTIVE OF CECIL COUNTY, OR THE COUNTY EXECUTIVE’S DESIGNEE;

(XI) THE COUNTY EXECUTIVE OF HARFORD COUNTY, OR THE COUNTY EXECUTIVE’S DESIGNEE;

in line 16, strike “AND”; in line 19, after “COUNCIL” insert “;

(XV) THE DIRECTOR OF THE CECIL COUNTY PUBLIC LIBRARY, OR THE DIRECTOR’S DESIGNEE;

(XVI) THE DIRECTOR OF THE HARFORD COUNTY PUBLIC LIBRARY, OR THE DIRECTOR’S DESIGNEE;

(XVII) ONE REPRESENTATIVE OF 3D MARYLAND, APPOINTED BY THE DIRECTOR OF 3D MARYLAND;

(XVIII) ONE REPRESENTATIVE OF THE MARYLAND ADVISORY COMMISSION ON MANUFACTURING COMPETITIVENESS, APPOINTED BY THE CHAIR OF THE COMMISSION; AND

(XIX) SIX REPRESENTATIVES OF INDUSTRY WHO REFLECT THE INFLUENTIAL AND EMERGING INDUSTRIES USING ADDITIVE MANUFACTURING AS DETERMINED BY THE DEPARTMENT, APPOINTED BY THE SECRETARY OF BUSINESS AND ECONOMIC DEVELOPMENT”;

and after line 22, insert:

“(4) TO THE EXTENT PRACTICABLE, THE MEMBERS OF THE BOARD SHALL REASONABLY REFLECT THE GEOGRAPHIC, RACIAL, ETHNIC, CULTURAL, AND GENDER DIVERSITY OF THE STATE.”.

On page 11, in line 10, after “(3)” insert “(I)”; in the same line, strike “FOR” and substitute “SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, FOR”; in line 11, strike “SHALL” and substitute “MAY”; in lines 11 and 12, strike “OF AT LEAST \$150,000”; after line 12, insert:

“(II) THE STATE ALLOCATION UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH IS CONTINGENT ON THE COMMITMENT OF CECIL AND HARFORD COUNTIES TO CONTRIBUTE FUNDS TO THE AUTHORITY AND SHALL

EQUAL AT LEAST TWO TIMES THE TOTAL AMOUNT CONTRIBUTED BY THE COUNTIES.”;

and in line 14, strike “SHALL” and substitute “MAY”.

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 ENVIRONMENTAL MATTERS REPORT #11

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 138 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Archery Hunting – Safety Zone MC 5–14

HB0138/600716/1

BY: Environmental Matters Committee

AMENDMENT TO HOUSE BILL 138

(First Reading File Bill)

On page 2, in line 4, strike the brackets; in the same line, strike the comma; in line 5, strike “**OR MONTGOMERY COUNTY,**”; and in line 8, after “County” insert “**OR MONTGOMERY COUNTY**”.

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 406 – Delegates Beitzel, K. Kelly, Myers, Parrott, and Serafini

AN ACT concerning

Allegany County, Garrett County, and Washington County – Sunday Hunting

HB0406/670410/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 406

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 5 and 6, in each instance, after “game” insert “bird or game”; in line 5, after “mammal” insert “, except migratory game birds and wetland game birds.”; in line 6, after “mammal,” insert “making certain conforming changes.”; in line 6, after “County” insert a comma; in line 7, strike “and”; and in the same line, after “County” insert “, and Washington County”.

AMENDMENT NO. 2

On page 2, in line 18, strike “Allegany,”; in the same line, strike “Garrett,”; in line 19, strike “Washington,”; strike beginning with “Except” in line 23 down through “(vi)” in line 26; and in line 29, strike “(vii)” and substitute “(VI)”.

On page 3, in line 26, in each instance, after “GAME” insert “BIRD OR GAME”; in the same line, after “MAMMAL” insert “, EXCEPT MIGRATORY GAME BIRDS AND WETLAND GAME BIRDS.”; and in line 30, after “FOR” insert “SUNDAY”.

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 432 – Delegates Beitzel, K. Kelly, Myers, Parrott, and Serafini

AN ACT concerning

**Allegany County, Garrett County, and Washington County – Deer Hunting –
Sundays**

HB0432/810313/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 432

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Allegany County,” insert “Frederick County”; and in line 5, after “County,” insert “Frederick County”.

AMENDMENT NO. 2

On page 3, in line 26, after the first “**COUNTY**,” insert “**FREDERICK COUNTY**”.

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 582 – Delegate Beidle

AN ACT concerning

Licensed Tree Experts – Notification

HB0582/940815/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 582

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Beidle” and substitute “Delegates Beidle and Parrott”; in line 6, before “license” insert “tree expert’s”; and in the same line, after “insurance” insert “and workers’ compensation insurance”.

AMENDMENT NO. 2

On page 2, in lines 6 and 8, in each instance, after “**THE**” insert “**TREE EXPERT’S**”; in line 7, after “**INSURANCE**” insert “**AND WORKERS’ COMPENSATION INSURANCE**”; and in line 8, strike “A” and substitute “**ANY**”.

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 1048 – Prince George’s County Delegation

AN ACT concerning

Prince George’s County – School Facilities Surcharge Exemption – Capitol College Student Housing PG 408–14

HB1048/760819/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1048

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “Housing” insert “and Residential Revitalization Projects”; in line 7, after “College” insert “and for single family attached dwelling units in certain residential projects within the Developed Tier”; in the same line, strike “an”; in line 8, strike “exemption” and substitute “exemptions”; in line 11, strike “(A)”; strike in their entirety lines 14 through 16, inclusive; and after line 16, insert:

“BY repealing and reenacting, without amendments,

The Public Local Laws of Prince George’s County
Section 10–192.01(b)(5)

Article 17 – Public Local Laws of Maryland
(2011 Edition, as amended)

BY adding to

The Public Local Laws of Prince George’s County
Section 10–192.01(b)(6)
Article 17 – Public Local Laws of Maryland
(2011 Edition, as amended)”.

AMENDMENT NO. 2

On page 2, after line 30, insert:

“(B) Subject to the approval of the County Council and the municipality where the multi–family housing is located, the school facilities surcharge does not apply to multi–family housing designated as student housing for any areas not listed under subparagraph (A) of this paragraph in the City of College Park, the City of Hyattsville, and the Town of Riverdale Park.

(C) If the housing is converted from student housing to multi–family for the general population, the owner of the property shall pay, at the time of the conversion, the school facilities surcharge in accordance with the laws at the time of conversion.

(5) The school facilities surcharge does not apply to a single–family dwelling unit that is to be built or subcontracted by an individual owner to replace on the same lot a previously existing single–family dwelling unit that was destroyed by fire, explosion, or a natural disaster if the single–family dwelling unit is:

(A) Similar to the previously existing single–family dwelling unit; and

(B) Owned and occupied by the same individual who owned and occupied the previously existing single–family dwelling unit.

(6) THE SCHOOL FACILITIES SURCHARGE DOES NOT APPLY TO A SINGLE–FAMILY ATTACHED DWELLING UNIT IF THE SINGLE–FAMILY DWELLING UNIT IS:

(A) LOCATED IN A RESIDENTIAL REVITALIZATION PROJECT;

(B) LOCATED IN THE DEVELOPED TIER AS DEFINED IN THE PRINCE GEORGE’S COUNTY GENERAL PLAN;

(C) LOCATED IN A TRANSFORMING NEIGHBORHOOD INITIATIVE (TNI) AREA;

(D) LOCATED ON THE SAME PROPERTY AS PREVIOUSLY EXISTING MULTI-FAMILY DWELLING UNITS;

(E) DEVELOPED AT A LOWER DENSITY THAN THE PREVIOUSLY EXISTING MULTI-FAMILY DWELLING UNITS;

(F) OFFERED FOR SALE ONLY ON A FEE SIMPLE BASIS; AND

(G) LOCATED ON A PROPERTY THAT IS LESS THAN 6 ACRES IN SIZE.”.

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 1087 – Delegates McMillan and Holmes

AN ACT concerning

Motor Vehicles – Maximum Period of Idling – Repeal

HB1087/340015/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1087

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Maximum Period of Idling – Repeal” and substitute “Prohibition Against Unattended Motor Vehicle – Exception”; strike beginning with “repealing” in line 3 down through “time” in line 6 and substitute “creating an exception to the prohibition against leaving an unattended motor vehicle under certain circumstances for a motor vehicle that operates unattended for a certain period of time under certain circumstances; and generally relating to the prohibition against unattended motor vehicles”; in line 9, strike “22–402(c)” and substitute “21–1101”; and after line 11, insert:

“BY repealing and reenacting, without amendments,
Article – Transportation
Section 22–402(c)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 14, insert:

“21–1101.

(a) Except as provided in subsection (c) of this section, a person driving or otherwise in charge of a motor vehicle may not leave it unattended until the engine is stopped, the ignition locked, the key removed, and the brake effectively set.

(b) A person driving or otherwise in charge of a motor vehicle may not leave the motor vehicle unattended until, if the vehicle is on a grade, the front wheels are turned to the curb or side of the highway.

(c) (1) When a cat or dog is left in the unattended vehicle of an on-duty law enforcement officer or an animal control officer, the provisions of subsection (a) of this section do not apply to the law enforcement officer or the animal control officer.

(2) SUBSECTION (A) OF THIS SECTION DOES NOT APPLY TO A PERSON WHO ALLOWS A MOTOR VEHICLE THAT IS LOCKED OR IS ON PRIVATE PROPERTY NOT OPEN TO THE PUBLIC TO OPERATE UNATTENDED FOR UP TO 5 CONSECUTIVE MINUTES WHEN THE VEHICLE IS NOT IN MOTION.”.

AMENDMENT NO. 3

On page 2, in lines 4, 14, and 17, in each instance, strike the bracket; and in line 17, strike “(4)”.

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 1133 – Delegates O’Donnell, Bohanan, and Wood

AN ACT concerning

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

HB1133/780114/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1133
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before “St.” insert “Calvert County and”; in lines 3 and 5, in each instance, after “in” insert “Calvert County and”.

AMENDMENT NO. 2

On page 2, in line 5, after “in” insert “CALVERT COUNTY,”; and in the same line, after “County” insert a comma.

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 1275 – Delegate Frush

AN ACT concerning

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

HB1275/950814/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1275

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Frush” and substitute “Delegates Frush, Beidle, Cane, Healey, Holmes, McMillan, and Stein”; in lines 5 and 6, strike “, attempting to require, coercing, or attempting to coerce” and substitute “or coercing”; and in line 28, strike “, influencing, or attempting to influence” and substitute “or coercing”.

AMENDMENT NO. 2

On page 2, in lines 17 and 18, strike “**THE PURCHASE OR PROCUREMENT OF:**” and substitute “:

(I) THE PURCHASE OR PROCUREMENT OF:;

in lines 19, 20, 21, and 23, strike “**(I)**”, “**(II)**”, “**(III)**”, and “**(IV)**”, respectively, and substitute “**1.**”, “**2.**”, “**3.**”, and “**4.**”, respectively; in line 22, strike “**OR**”; in line 24, after “**BRANCH**” insert “;**OR**”

5. ANY GOODS OR SERVICES FOR WHICH A MANUFACTURER, A DISTRIBUTOR, A FACTORY BRANCH, OR AN AFFILIATE PROVIDES A CREDIT, STIPEND, PAYMENT, OR REIMBURSEMENT TO THE DEALER THAT COVERS ALL OR A SUBSTANTIAL PORTION OF THE DEALER’S PROGRAM COSTS;

(II) OPTIONAL PROGRAMS;

(III) A PROGRAM, OR THE RENEWAL OR MODIFICATION OF A PROGRAM, IN EXISTENCE ON OCTOBER 1, 2014; OR

(IV) AN AGREEMENT BETWEEN THE MANUFACTURER, DISTRIBUTOR, FACTORY BRANCH, OR AFFILIATE AND THE DEALER THAT IS DIRECTLY RELATED TO THE DEALER’S COMPLETION OF A PROGRAM IF SEPARATE AND VALUABLE CONSIDERATION HAS BEEN OFFERED TO THE DEALER AND ACCEPTED”;

strike beginning with “, ATTEMPT” in line 28 down through “TO” in line 29 and substitute “OR”; in line 29, after “PROGRAM,” insert “OR”; in lines 29 and 30, strike “OR OTHERWISE,”; and in lines 30 and 31, strike “FOR THE MODIFICATION OF A FACILITY”.

AMENDMENT NO. 3

On page 3, strike beginning with “RIGHTS” in line 13 down through “REQUIREMENTS” in line 14 and substitute “, TRADEMARK, OR TRADE DRESS RIGHTS”; and after line 17, insert:

“(5) (I) A MANUFACTURER, DISTRIBUTOR, FACTORY BRANCH, OR ONE OF ITS AFFILIATES MAY NOT PENALIZE A DEALER FOR FAILURE TO PARTICIPATE IN AN OPTIONAL PROGRAM.

(II) WITHHOLDING THE BENEFITS OF AN OPTIONAL PROGRAM IN WHICH THE DEALER FAILED TO PARTICIPATE MAY NOT BE CONSTRUED TO BE A PENALTY IMPOSED BY THE MANUFACTURER, DISTRIBUTOR, FACTORY BRANCH, OR AFFILIATE.”.

AMENDMENT NO. 4

On page 4, in line 29, after “FOR” insert “VEHICLE”; in line 30, after “WARRANTIES,” insert “AND”; and strike beginning with “, GOODWILL” in line 30 down through “SERVICE” in line 31.

AMENDMENT NO. 5

On page 5, in line 8, after “LABOR” insert “FOR WARRANTY OR RECALL REPAIRS”; in line 9, strike “CALCULATED UNDER PARAGRAPH (3)(II)1 OF THIS SUBSECTION”; in line 23, strike “A” and substitute “WITH RESPECT TO PARTS, A”; strike beginning with the colon in line 24 down through “OF” in line 32; and in line 33, after “ORDERS” insert “, CALCULATED BY DIVIDING THE TOTAL CHARGES FOR

PARTS IN THE REPAIR ORDERS BY THE TOTAL DEALER COST FOR THE PARTS MINUS ONE".

AMENDMENT NO. 6

On page 6, strike beginning with "VEHICLE" in line 25 down through "DEALER" in line 26 and substitute "VEHICLES FROM A DIFFERENT LINE-MAKE".

AMENDMENT NO. 7

On page 7, in line 10, strike "ON" and substitute "WITHIN 30 DAYS AFTER"; in line 19, strike "CLEAR AND CONVINCING" and substitute "REASONABLE"; and in line 26, strike "THE MANUFACTURER'S RECEIPT OF THE SCHEDULE" and substitute "A FINAL ORDER UNLESS OTHERWISE PROVIDED FOR BY THE FACT FINDER".

AMENDMENT NO. 8

On page 8, after line 3, insert:

"(VIII) 1. A LICENSEE MAY VERIFY A DEALER'S EFFECTIVE RATES ONCE ANNUALLY.

2. IF A LICENSEE FINDS THAT A DEALER'S EFFECTIVE RATES HAVE INCREASED OR DECREASED, THE LICENSEE MAY INCREASE OR DECREASE, RESPECTIVELY, THE WARRANTY REIMBURSEMENT RATE PROSPECTIVELY."

in line 4, after "NOT" insert "DIRECTLY OR INDIRECTLY"; in line 5, strike "DIRECTLY OR INDIRECTLY CALCULATE" and substitute "CALCULATE"; in line 17, strike "OR FINANCIAL STATEMENTS"; in line 23, strike ", INFLUENCE, OR ATTEMPT TO INFLUENCE" and substitute "OR COERCE"; in line 26, strike "THAT" and substitute "BECAUSE THE DEALER"; in line 27, strike "ANY MEANS INCLUDING"; in line 28, strike "CREATING AN OBSTACLE OR IMPLEMENTING" and substitute "IMPLEMENTING"; and in line 31, strike "ACTING OR FAILING TO ACT, EXCEPT" and substitute "FAILING TO ACT".

AMENDMENT NO. 9

On page 9, in line 20, strike "the specific requirements" and substitute "a specific requirement"; in line 21, strike "for processing a claim"; in line 23, strike "reasonable"; in the same line, after "other" insert "REASONABLE"; and in the same

line, strike “the claim” and substitute “THAT THE REPAIR AND THE CLAIM WERE DONE ACCORDING TO MANUFACTURER WARRANTY GUIDELINES”.

The preceding 9 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 1547 – Delegate O’Donnell

AN ACT concerning

Hunting Licenses – Exemption for Retired Members of the Armed Forces

HB1547/780812/2

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1547

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate O’Donnell” and substitute “Delegates O’Donnell, Beidle, Cane, Holmes, Jacobs, Norman, Otto, Vitale, Weir, and Wilson”.

AMENDMENT NO. 2

On page 3, in line 22, strike “**OFFICIAL MILITARY**” and substitute “**RETIRED-MILITARY**”.

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 and Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

**House Bill 207 – Chair, Health and Government Operations Committee and
Chair, Appropriations Committee (By Request – Departmental –
General Services)**

AN ACT concerning

State Capital Projects – High Performance Buildings

HB0207/816784/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 207

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Buildings” insert “– Maryland Green Building Council”; in line 4, after “projects;” insert “requiring the Maryland Green Building Council to establish a process for receiving public input;”; in line 6, after “buildings” insert “and the Maryland Green Building Council”; and in line 9, after “3–602.1” insert “and 4–809(f)”.

AMENDMENT NO. 2

On page 2, in line 6, after “STANDARD” insert “REVIEWED AND RECOMMENDED BY THE MARYLAND GREEN BUILDING COUNCIL AND”; in line 7, strike the first “SECRETARY” and substitute “SECRETARIES”; and in the same line, strike “THE SECRETARY OF”.

AMENDMENT NO. 3

On page 3, after line 14, insert:

“4–809.

(f) The Maryland Green Building Council shall:

(1) evaluate current high performance building technologies;

(2) provide recommendations concerning the most cost-effective green building technologies that the State might consider requiring in the construction of State facilities, including consideration of the additional cost associated with the various technologies;

(3) provide recommendations concerning how to expand green building in the State; [and]

(4) develop a list of building types for which green building technologies should not be applied, taking into consideration the operational aspects of facilities evaluated, and the utility of a waiver process where appropriate; AND

(5) ESTABLISH A PROCESS FOR RECEIVING PUBLIC INPUT.”.

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 298 – The Speaker (By Request – Administration) and Delegates Costa, Cullison, Frick, Gaines, Glenn, Hammen, Hucker, Kaiser, A. Kelly, Luedtke, Oaks, Pena-Melnyk, Reznik, and F. Turner

AN ACT concerning

Health Services Cost Review Commission – Powers and Duties, Regulation of Facilities, and Maryland All-Payer Model Contract

HB0298/856688/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 298

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “altering” in line 9 down through “Assembly” in line 10 and substitute “requiring the Commission to submit to certain individuals and the General Assembly, beginning on a certain date, a certain update and, under

certain circumstances, certain notification"; in line 14, after "facilities;" insert "requiring the Commission to develop certain guidelines, receive certain confirmation, and post certain budget agreements on the Commission's Web site;"; and in line 25, after "circumstances;" insert "requiring certain facilities, health maintenance organizations, insurers, nonprofit health service plans, fraternal benefit societies, and certain managed care organizations to comply with a certain contract; requiring certain workgroups to consider certain matters and include the findings on the matters in a certain report;".

On page 2, in line 1, after "19-207(b)(6)," insert "(7), and (8)."; in the same line, strike "and"; in the same line, after "19-219" insert ", and 19-710(e)"; after line 3, insert:

"BY adding to

Article – Health – General

Section 19-207(b)(9) and (10)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)";

and after line 8, insert:

"BY repealing and reenacting, with amendments,

Article – Insurance

Section 15-604

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)".

AMENDMENT NO. 2

On page 2, strike in their entirety lines 21 through 23, inclusive; and in lines 24 and 31, strike "(iii)" and "(iv)", respectively, and substitute "**(II)**" and "**(III)**", respectively.

On page 3, in line 1, strike "(v)" and substitute "**(IV)**"; and after line 2, insert:

"(7) **Oversee and administer the Maryland Trauma Physician Services Fund in conjunction with the Maryland Health Care Commission; [and]**

(8) In consultation with the Maryland Health Care Commission, annually publish each acute care hospital's severity-adjusted average charge per case for the 15 most common inpatient diagnosis-related groups;

(9) BEGINNING OCTOBER 1, 2014, AND, SUBJECT TO ITEM (10)(II) OF THIS SUBSECTION, EVERY 6 MONTHS THEREAFTER, SUBMIT TO THE GOVERNOR, THE SECRETARY, AND, SUBJECT TO § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY AN UPDATE ON THE STATUS OF THE STATE'S COMPLIANCE WITH THE PROVISIONS OF MARYLAND'S ALL-PAYER MODEL CONTRACT, INCLUDING:

(I) THE STATE'S:

1. PERFORMANCE IN LIMITING INPATIENT AND OUTPATIENT HOSPITAL PER CAPITA COST GROWTH FOR ALL PAYERS TO A TREND BASED ON THE STATE'S 10-YEAR COMPOUND ANNUAL GROSS STATE PRODUCT;

2. PROGRESS TOWARD ACHIEVING AGGREGATE SAVINGS IN MEDICARE SPENDING IN THE STATE EQUAL TO OR GREATER THAN \$330,000,000 OVER THE 5 YEARS OF THE CONTRACT, BASED ON LOWER INCREASES IN THE COST PER MEDICARE BENEFICIARY;

3. PERFORMANCE IN SHIFTING FROM A PER-CASE RATE SYSTEM TO A POPULATION-BASED REVENUE SYSTEM, WITH AT LEAST 80% OF HOSPITAL REVENUE SHIFTED TO GLOBAL BUDGETING;

4. PERFORMANCE IN REDUCING THE HOSPITAL READMISSION RATE AMONG MEDICARE BENEFICIARIES TO THE NATIONAL AVERAGE; AND

5. PROGRESS TOWARD ACHIEVING A CUMULATIVE REDUCTION IN THE STATE HOSPITAL-ACQUIRED CONDITIONS OF 30% OVER THE 5 YEARS OF THE CONTRACT;

(II) A SUMMARY OF THE WORK CONDUCTED, RECOMMENDATIONS MADE, AND COMMISSION ACTION ON RECOMMENDATIONS MADE BY THE FOLLOWING GROUPS CREATED TO PROVIDE TECHNICAL INPUT AND ADVICE ON IMPLEMENTATION OF MARYLAND'S ALL-PAYER MODEL CONTRACT:

1. PAYMENT MODELS WORKGROUP;
2. PHYSICIAN ALIGNMENT AND ENGAGEMENT WORKGROUP;
3. PERFORMANCE MEASUREMENT WORKGROUP;
4. DATA AND INFRASTRUCTURE WORKGROUP;
5. HSCRC ADVISORY COUNCIL; AND
6. ANY OTHER WORKGROUPS CREATED FOR THIS PURPOSE;

(III) ACTIONS APPROVED AND CONSIDERED BY THE COMMISSION TO PROMOTE ALTERNATIVE METHODS OF RATE DETERMINATION AND PAYMENT OF AN EXPERIMENTAL NATURE, AS AUTHORIZED UNDER § 19-219(C)(2) OF THIS SUBTITLE;

(IV) REPORTS SUBMITTED TO THE FEDERAL CENTER FOR MEDICARE AND MEDICAID INNOVATION RELATING TO THE ALL-PAYER MODEL CONTRACT; AND

(V) ANY KNOWN ADVERSE CONSEQUENCES THAT IMPLEMENTING THE ALL-PAYER MODEL CONTRACT HAS HAD ON THE STATE, INCLUDING CHANGES OR INDICATIONS OF CHANGES TO QUALITY OR ACCESS TO CARE, AND THE ACTIONS THE COMMISSION HAS TAKEN TO ADDRESS AND MITIGATE THE CONSEQUENCES; AND

(10) IF THE CENTERS FOR MEDICARE AND MEDICAID SERVICES ISSUES A WARNING NOTICE RELATED TO A “TRIGGERING EVENT” AS DESCRIBED IN THE ALL-PAYER MODEL CONTRACT:

(I) PROVIDE WRITTEN NOTIFICATION TO THE GOVERNOR, THE SECRETARY, AND, SUBJECT TO § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY WITHIN 15 DAYS AFTER THE ISSUANCE OF THE NOTICE; AND

(II) SUBMIT THE UPDATE REQUIRED UNDER ITEM (9) OF THIS SUBSECTION EVERY 3 MONTHS.”.

AMENDMENT NO. 3

On page 3, in line 15, strike “and”; and in line 22, after “discrimination” insert “;

(6) DEVELOP GUIDELINES FOR THE ESTABLISHMENT OF GLOBAL BUDGETS FOR EACH FACILITY UNDER MARYLAND’S ALL-PAYER MODEL CONTRACT, INCLUDING GUIDELINES TO PREVENT FACILITIES FROM TAKING ACTIONS TO MEET A BUDGET THAT THE COMMISSION DETERMINES WOULD HAVE ADVERSE CONSEQUENCES FOR RECIPIENTS OR PURCHASERS OF SERVICES;

(7) RECEIVE CONFIRMATION FROM COMMISSION STAFF THAT FACILITY GLOBAL BUDGET AGREEMENTS, AS THEY ARE DEVELOPED, ARE CONSISTENT WITH THE GUIDELINES; AND

(8) AFTER REVIEW BY THE COMMISSION FOR COMPLIANCE WITH THE GUIDELINES, POST EACH EXECUTED GLOBAL BUDGET AGREEMENT ON THE COMMISSION’S WEB SITE”.

AMENDMENT NO. 4

On page 5, in line 19, after “shall” insert “;

(I);

in the same line, strike “charge” and substitute “CHARGE”; in line 20, after “subtitle” insert “;AND

(II) COMPLY WITH THE APPLICABLE TERMS AND CONDITIONS OF MARYLAND’S ALL-PAYER MODEL CONTRACT APPROVED BY THE FEDERAL CENTER FOR MEDICARE AND MEDICAID INNOVATION”;

and after line 34, insert:

“19-710.

(e) The provisions of Title 4, Subtitle 3 (Risk Based Capital Standards for Insurers) AND § 15-604 (RATES FOR PAYMENTS TO HOSPITALS) of the Insurance Article apply to health maintenance organizations in the same manner as they apply to insurers.

Article – Insurance

15-604.

Each authorized insurer, nonprofit health service plan, and fraternal benefit society, and each managed care organization that is authorized to receive Medicaid prepaid capitation payments under Title 15, Subtitle 1 of the Health – General Article, shall:

(1) pay hospitals for hospital services rendered on the basis of the rate approved by the Health Services Cost Review Commission; AND

(2) COMPLY WITH THE APPLICABLE TERMS AND CONDITIONS OF MARYLAND’S ALL-PAYER MODEL CONTRACT APPROVED BY THE FEDERAL CENTER FOR MEDICARE AND MEDICAID INNOVATION.”.

AMENDMENT NO. 5

On page 6, in line 1, after “2.” insert “AND BE IT FURTHER ENACTED, That the appropriate workgroup or workgroups that have been created by the Health Services Cost Review Commission to provide technical input and advice on implementation of Maryland’s new all-payer model contract shall consider the impact and implications that defensive medicine has on hospital costs and the goals underlying the all-payer model contract. The findings of the appropriate workgroup or

workgroups on this matter shall be included in the appropriate workgroup report submitted to the Commission.

SECTION 3.”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Kipke moved to make the Bill a Special Order for Saturday.

The motion was adopted.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 596 – Delegates Morhaim and Elliott

AN ACT concerning

**State Board of Pharmacy – Wholesale Distributors – Notification to
Pharmacy**

HB0596/126484/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 596

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “frequency;” insert “establishing the circumstances in which a notification and an update are not required;”.

AMENDMENT NO. 2

On page 1, in line 19, strike “A” and substitute “**(1) SUBJECT TO PARAGRAPHS (2) AND (3) OF THIS SUBSECTION, A**”; and in line 20, strike “(1)” and substitute “**(I)**”.

On page 2, in line 1, strike “(2)” and substitute “**(II)**”; and after line 3, insert:

“(2) THE NOTIFICATION REQUIRED UNDER PARAGRAPH (1)(I) OF THIS SUBSECTION IS NOT REQUIRED IF:

(I) 1. DUE TO CIRCUMSTANCES BEYOND THE CONTROL OF THE WHOLESALE DISTRIBUTOR, THE WHOLESALE DISTRIBUTOR IS NOT AWARE OF THE QUANTITY LIMIT AT LEAST 30 DAYS BEFORE A LIMIT IS IMPOSED ON THE PHARMACY; OR

2. A LIMIT IS IMPOSED ON THE PHARMACY DUE TO SUSPECTED ILLEGAL ACTIVITY; AND

(II) THE WHOLESALE DISTRIBUTOR PROVIDES DOCUMENTATION OF THE CIRCUMSTANCES OR SUSPECTED ILLEGAL ACTIVITY UNDER ITEM (I) OF THIS PARAGRAPH DURING ANY INSPECTION BY THE BOARD OR THE BOARD’S DESIGNEE.

(3) THE UPDATE REQUIRED UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION IS NOT REQUIRED IF:

(I) 1. DUE TO CIRCUMSTANCES BEYOND THE CONTROL OF THE WHOLESALE DISTRIBUTOR, THE WHOLESALE DISTRIBUTOR IS NOT AWARE OF THE QUANTITY OF A PRESCRIPTION DRUG OR DEVICE AVAILABLE TO THE PHARMACY; OR

2. A LIMIT IS IMPOSED ON THE PHARMACY DUE TO SUSPICION OF ILLEGAL ACTIVITY; AND

(II) THE WHOLESALE DISTRIBUTOR PROVIDES DOCUMENTATION OF THE CIRCUMSTANCES OR SUSPECTED ILLEGAL ACTIVITY UNDER ITEM (I) OF THIS PARAGRAPH DURING ANY INSPECTION BY THE BOARD OR THE BOARD’S DESIGNEE.”.

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 625 – Delegates Nathan–Pulliam, Costa, Cullison, Hubbard, Kach, A. Kelly, Morhaim, Murphy, Pena–Melnik, Reznik, and V. Turner

AN ACT concerning

Kathleen A. Mathias Oral Chemotherapy Improvement Act of 2014

HB0625/436180/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 625

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert “EMERGENCY BILL”; in the sponsor line, strike “and V. Turner” and substitute “V. Turner, Bromwell, Donoghue, Elliott, Hammen, Kipke, Krebs, McDonough, Oaks, Pendergrass, Ready, and Tarrant”; and in line 7, strike “providing for the construction of this Act” and substitute “making this Act an emergency measure”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 20 through 23, inclusive; and in lines 27 and 28, strike “shall take effect October 1, 2014” and substitute “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 Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 791 – Delegate Bromwell (By Request)

AN ACT concerning

**State Board of Examiners in Optometry – Cease and Desist Orders,
Injunctive Relief, and Penalties**

HB0791/506182/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 791

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 10 down through “Fund;” in line 12; and in line 12, after “of” insert “certain provisions of”.

AMENDMENT NO. 2

On page 2, in line 6, strike “AN” and substitute “:

(1) AN”;

in line 7, after “ARTICLE” insert “;OR

**(2) AN INDIVIDUAL SUPERVISED BY AN INDIVIDUAL LICENSED
UNDER TITLE 14, SUBTITLE 3 OF THIS ARTICLE”.**

On page 4, in line 1, strike “AN” and substitute “:

(I) AN”;

in line 2, after “ARTICLE” insert “;OR

**(II) AN INDIVIDUAL SUPERVISED BY AN INDIVIDUAL
LICENSED UNDER TITLE 14, SUBTITLE 3 OF THIS ARTICLE”;**

and strike in their entirety lines 7 through 9, 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:

House Bill 823 – Chair, Health and Government Operations Committee (By Request – Department of Legislative Services)

AN ACT concerning

Health Insurance – Insurance Laws That Apply to Health Maintenance Organizations – Consolidation and Clarification

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 908 – Delegate Nathan–Pulliam

AN ACT concerning

State Board of Nursing – Nurses, Nursing Assistants, Medication Technicians, and Electrologists – Licensing, Certification, Regulation, Violations, and Penalties

HB0908/606889/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 908

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, strike beginning with “requiring” in line 6 down through “date;” in line 8; strike beginning with “requiring” in line 14 down through “Fund;” in line 15; in line 23, strike “8–6A–05(c).”; and in the same line, strike “and (k)”.

AMENDMENT NO. 2

On pages 18 and 19, strike in their entirety the lines beginning with line 17 on page 18 through line 31 on page 19, inclusive.

On pages 20 and 21, strike in their entirety the lines beginning with line 5 on page 20 through line 6 on page 21, inclusive.

AMENDMENT NO. 3

On page 36, strike in their entirety lines 21 through 26, 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:

House Bill 1019 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Adults With Developmental Disabilities Citizen’s
Advisory Committee – Sunset Repeal
PG 421-14**

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 1157 – Delegate Hubbard

AN ACT concerning

Health Occupations – Massage Therapy – Authority to Practice

HB1157/156284/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1157

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 3 down through “statement;” in line 12; in line 13, after the first “the” insert “State”; in the same line, after “Board” insert “of Chiropractic and Massage Therapy Examiners”; strike beginning with “requiring” in line 14 down through “license;” in line 15; strike beginning with “requiring” in line 17 down through “registration;” in line 19; strike beginning with “requiring” in line 24 down through “registration;” in line 26; and in line 29, after “facilities;” insert “requiring the Board to waive certain education requirements under this Act for certain individuals licensed or registered by the Board before a certain date;”.

On page 2, in line 15, strike “3–5A–05.1 and”.

AMENDMENT NO. 2

On pages 3 and 4, strike in their entirety the lines beginning with line 20 on page 3 through line 24 on page 4, inclusive.

On page 4, strike in their entirety lines 29 and 30.

AMENDMENT NO. 3

On page 5, in line 1, strike the first set of brackets; in the same line, strike “(4)”; and strike beginning with “THE” in line 5 down through “WORKERS” in line 15 and substitute “BASIC AND APPLIED SCIENCE COURSES RELATED TO HEALTH CARE”.

On pages 5 and 6, strike beginning with the second “THE” in line 21 on page 5 down through “WORKERS” in line 4 on page 6 and substitute “BASIC AND APPLIED SCIENCE COURSES RELATED TO HEALTH CARE”.

AMENDMENT NO. 4

On page 6, in line 5, strike the first set of brackets; in the same line, strike “(5)”; in line 12, strike the brackets; in the same line, strike “(6)”; strike in their entirety lines 16 and 17; in line 18, strike the first set of brackets; in the same line, strike “(4)”; in line 25, strike the brackets; and in the same line, strike “(5)”.

On page 7, strike in their entirety lines 10 through 25, inclusive.

AMENDMENT NO. 5

On page 8, after line 12, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the State Board of Chiropractic and Massage Therapy Examiners shall waive the education requirements established under § 3–5A–06 of the Health Occupations Article, as enacted by Section 1 of this Act, for an individual licensed as a massage therapist or registered as a massage practitioner by the Board before October 1, 2014.”;

and in lines 13 and 16, strike “2.” and “3.”, respectively, and substitute “3.” and “4.”, respectively.

The preceding 5 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 1235 – Delegates Bromwell and Hammen

AN ACT concerning

Community Integrated Medical Home Program and Patient Centered Medical Home Program

HB1235/276282/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1235

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “and” in line 2 down through “Program” in line 3; strike beginning with “requiring” in line 6 down through “supports;” in line 13; in line 14, strike “provide” and substitute “make”; and in the same line, strike “advice” and substitute “recommendations”.

On pages 1 and 2, strike beginning with “establishing” in line 17 on page 1 down through “circumstances;” in line 10 on page 2.

On page 2, strike beginning with the second comma in line 10 down through “Commission,” in line 11; in line 11, strike “develop a certain model and”; in line 12,

strike “model” and substitute “recommendations of the advisory body and the development of the Community Integrated Medical Home Program”; in line 14, strike “and the Patient Centered Medical Home Program”; in line 17, strike “19–1B–06” and substitute “19–1B–03”; and strike in their entirety lines 21 through 36, inclusive.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 8 through 16, inclusive; strike in their entirety lines 25 and 26; in line 27, strike “and promoting”; and in line 36, strike “broad”.

AMENDMENT NO. 3

On page 4, in line 17, after “CERTIFIED” insert “PARTICIPATING”; strike in their entirety lines 21 through 24, inclusive; and in lines 25 and 27, strike “(H)” and “(I)”, respectively, and substitute “(F)” and “(G)”, respectively.

On pages 4 and 5, strike beginning with “MEANS” in line 27 on page 4 down through “INDIVIDUALS” in line 4 on page 5 and substitute “HAS THE MEANING STATED IN § 19–1A–01 OF THIS TITLE”.

On page 5, strike in their entirety lines 5 through 24, inclusive.

AMENDMENT NO. 4

On page 6, in line 4, after “A” insert “PARTICIPATING”; and strike beginning with “TO” in line 9 down through “(1)” in line 21.

On pages 6 and 7, strike in their entirety the lines beginning with line 24 on page 6 through line 3 on page 7, inclusive.

AMENDMENT NO. 5

On page 7, strike beginning with “PROVIDE” in line 7 down through “PROGRAM.” in line 9 and substitute “MAKE RECOMMENDATIONS CONCERNING:”; and after line 9, insert:

“(1) THE MODEL, STANDARDS, AND SCOPE OF SERVICES FOR THE COMMUNITY INTEGRATED MEDICAL HOME PROGRAM;

“(2) THE ESSENTIAL ELEMENTS FOR IMPLEMENTING THE COMMUNITY INTEGRATED MEDICAL HOME PROGRAM, INCLUDING THOSE

NECESSARY TO ATTRACT PATIENT CENTERED MEDICAL HOMES, CARRIERS, MANAGED CARE ORGANIZATIONS, AND OTHER PAYORS TO PARTICIPATE IN THE PROGRAM;

(3) THE EXTENT AND NATURE OF THE RELATIONSHIP BETWEEN THE COMMUNITY INTEGRATED MEDICAL HOME PROGRAM AND PATIENT CENTERED MEDICAL HOMES, CARRIERS, MANAGED CARE ORGANIZATIONS, AND OTHER PAYORS; AND

(4) HOW THE COMMUNITY INTEGRATED MEDICAL HOME PROGRAM CAN BE FINANCIALLY SELF-SUSTAINING.”.

On pages 7 through 11, strike in their entirety the lines beginning with line 14 on page 7 through line 15 on page 11, inclusive.

On pages 11 and 12, strike beginning with “the” in line 16 on page 11 down through “On” in line 14 on page 12 and substitute “on”.

On page 12, in lines 14 and 15, strike “on the model”; in line 17, after “Committee” insert “, on the recommendations of the Community Integrated Medical Home Program advisory body established under Section 1 of this Act, and the development of the Community Integrated Medical Home Program based on those recommendations”; and in line 18, strike “5.” and substitute “3.”.

The preceding 5 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 1236 – Delegates Parrott, Glass, Krebs, McDermott, and Serafini

AN ACT concerning

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

HB1236/836680/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1236

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike “, physician, or 9–1–1 system”.

AMENDMENT NO. 2

On page 2, strike beginning with the colon in line 6 down through “A” in line 7 and substitute “A”; and strike beginning with the semicolon in line 8 down through “ARTICLE” in line 13.

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 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

HB1260/696889/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1260

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 15, strike “and”; in the same line, after “data” insert “, advocating for certain practices, and making certain recommendations on the purchasing of certain data processing devices, systems, or software”; strike beginning with “requiring” in line 16 down through “date,” in line 17; strike beginning with

“requiring” in line 19 down through “date;” in line 20; and in line 21, strike “providing for the application of certain provisions of this Act;”.

On page 2, strike in their entirety lines 1 through 5, inclusive.

AMENDMENT NO. 2

On page 4, in line 2, strike “OR”; and in line 4, after “ENTITY” insert “; OR

(V) DISCLOSE PROPRIETARY OR CONFIDENTIAL INFORMATION”.

AMENDMENT NO. 3

On page 5, after line 22, insert:

“(25) THE STATE ARCHIVIST;”;

and in line 23, strike “(25)” and substitute “(26)”.

On page 6, in line 1, strike “(26)” and substitute “(27)”; strike in their entirety lines 3 and 4, inclusive.

On page 7, in line 3, strike “2” and substitute “4”.

AMENDMENT NO. 4

On page 8, in line 25, strike “AND”; and in line 27, after “COST” insert “; ”

(6) ADVOCATING FOR SOUND RECORDS MANAGEMENT AND DATA PRESERVATION PRACTICES; AND

(7) MAKING RECOMMENDATIONS TO ENSURE THAT THE PURCHASE OF NEW DATA PROCESSING DEVICES, SYSTEMS, AND SOFTWARE BY THE STATE INCLUDES A REVIEW OF COMPLIANCE WITH THE OPEN DATA POLICY ESTABLISHED UNDER § 10-1402 OF THIS SUBTITLE AND INTEROPERABILITY WITH CURRENT TECHNOLOGY USED BY THE STATE”.

AMENDMENT NO. 5

On pages 8 and 9, strike in their entirety the lines beginning with line 28 on page 8 through line 2 on page 9, inclusive.

On page 9, in line 3, strike “(C)” and substitute “(B)”; strike in their entirety lines 8 through 14, inclusive; in line 17, strike “§ 10–1402(b)(28) and (29)” and substitute “§ 10–1403(b)(28) and (29)”; in the same line, after “Article” insert “, as enacted by Section 1 of this Act.”; in lines 19 and 22, in each instance, strike “§ 10–1402(b)(28)” and substitute “§ 10–1403(b)(28)”; in lines 20 and 23, in each instance, strike “§ 10–1402(b)(29)” and substitute “§ 10–1403(b)(29)”; in line 21, strike “2016” and substitute “2018”; strike in their entirety lines 25 through 32, inclusive; and in line 33, strike “4.” and substitute “3.”.

The preceding 5 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 1267 – Delegates Hubbard, Costa, Cullison, Kach, Nathan–Pulliam, and Pena–Melnik

AN ACT concerning

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

HB1267/626782/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1267

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “Assertive” in line 2 down through “and” in line 3 and substitute “Department of Health and Mental Hygiene – Outpatient”; in line 3, after “Services” insert “Programs Stakeholder Workgroup”; and in line 4, after “of” insert “requiring the Secretary of Health and Mental Hygiene to convene a stakeholder workgroup to examine certain outpatient services programs and develop a certain proposal; requiring the Department of Health and Mental Hygiene to recommend certain draft legislation; requiring the Secretary 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;”.

On pages 1 and 2, strike beginning with “establishing” in line 4 on page 1 down through “terms;” in line 17 on page 2.

On page 2, strike beginning with “the” in line 17 down through “Program” in line 18 and substitute “an outpatient services programs stakeholder workgroup”; and strike in their entirety lines 19 through 24, inclusive.

AMENDMENT NO. 2

On page 2, in line 26, strike “the Laws of Maryland read as follows”; and after line 26, insert:

“(a) The Secretary of Health and Mental Hygiene shall convene a stakeholder workgroup to:

(1) examine assisted outpatient programs, assertive community treatment programs, and other outpatient services programs with targeted outreach, engagement, and services; and

(2) develop a proposal for a program that:

(i) best serves individuals with mental illness who are at high risk for disruptions in the continuity of care;

(ii) respects the civil liberties of individuals to be served;

(iii) addresses the potential for racial bias and health disparities in program implementation;

(iv) is based on evidence of the effectiveness of assisted outpatient treatment programs, assertive community treatment programs, and other outpatient services programs with targeted outreach, engagement, and services in other jurisdictions;

(v) includes a data–monitoring strategy;

(vi) promotes parity between public and private insurers;

(vii) addresses the potential for variance in program implementation among urban and rural jurisdictions; and

(viii) assesses the cost of the program to the Department of Health and Mental Hygiene and other State agencies, including the feasibility of securing federal funding for services provided by the program.

(b) The Department of Health and Mental Hygiene shall recommend draft legislation as necessary to implement the program included in the proposal developed under subsection (a)(2) of this section.

(c) On or before November 1, 2014, the Secretary of Health and Mental Hygiene shall submit, in accordance with § 2-1246 of the State Government Article, a report that includes the proposal developed under subsection (a)(2) of this section and the draft legislation recommended by the Department under subsection (b) of this section to the Senate Finance Committee and the House Health and Government Operations Committee.”.

On pages 2 through 12, strike in their entirety the lines beginning with line 27 on page 2 through line 6 on page 12, inclusive.

On page 12, in line 8, strike “October” and substitute “July”; and in the same line, after “2014.” insert “It shall remain effective for a period of 1 year and, at the end of June 30, 2015, 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.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

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

HB1296/756880/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 1296

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Olszewski” and substitute “Olszewski, Bromwell, Costa, Cullison, Donoghue, Elliott, Hammen, Hubbard, 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 1352 – Delegate Morhaim

AN ACT concerning

**Secretary of State and Attorney General – Charitable Enforcement and
Protection of Charitable Assets**

HB1352/426286/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1352

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Morhaim” and substitute “Delegates Morhaim, Bromwell, Costa, Cullison, Donoghue, Elliott, Hammen, Hubbard, Kach, A. Kelly, McDonough, Murphy, Nathan–Pulliam, Oaks, Pena–Melnik, Pendergrass, Reznik, Tarrant, and V. Turner”; in line 21, strike “the investment of money in and”; in line 22, strike “providing that a certain provision of law does not apply to the Fund;”; and in line 31, strike “or” and substitute “and”.

On page 2, in line 4, after the semicolon insert “providing that a certain enforcement action or other remedy is subject to certain immunity or limitation on liability;”; in line 10, after “report;” insert “declaring the intent of the General Assembly that certain fee increases be used for certain purposes;”; and in line 25, strike “6.5–103” and substitute “6.5–104”.

On page 3, strike in their entirety lines 2 through 6, inclusive.

AMENDMENT NO. 2

On page 6, in line 17, strike “**(3) INVESTMENT EARNINGS;**”; in line 18, strike “**(4)**” and substitute “**(3)**”; in line 24, strike “**(1)**”; and strike in their entirety lines 26 and 27, inclusive.

AMENDMENT NO. 3

On page 10, in line 9, after “\$100,001” insert “**BUT LESS THAN \$500,001**”.

AMENDMENT NO. 4

On page 13, in lines 13 and 18, in each instance, strike “**OR**” and substitute “**AND**”; in line 13, strike “**FINDS**” and substitute “**FIND**”; in line 14, strike “**HAS**” and substitute “**HAVE**”; and strike beginning with “**CHARITABLE**” in line 14 down through “**SOLICITOR**” in line 15 and substitute “**PERSON**”.

On page 14, in line 8, after “**ARTICLE**” insert “**OR § 6.5–102 OF THIS TITLE**”; and after line 8, insert:

“6.5–104.

ANY ACTION OR OTHER REMEDY ENFORCING THIS TITLE IS SUBJECT TO ANY IMMUNITY OR LIMITATION ON LIABILITY AVAILABLE UNDER STATE OR FEDERAL LAW OR AT COMMON LAW.”.

AMENDMENT NO. 5

On page 14, strike in their entirety lines 9 through 22, inclusive.

AMENDMENT NO. 6

On page 15, after line 29, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that the increase in fees for registration as a professional solicitor or fund-raising counsel and the increase in the annual fee for a charitable organization required under Section 1 of this Act be used to provide additional resources, including personnel and information technology, for administration and enforcement of Title 6 and Title 6.5 of the Business Regulation Article, as enacted by this Act.”;

and in line 30, strike “4.” and substitute “5.”.

On page 16, in line 1, strike “5.” and substitute “6.”; and in line 2, strike “4” and substitute “5”.

The preceding 6 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:

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

SB0641/296786/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 641
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert “EMERGENCY BILL”; in line 6, after the second semicolon insert “making this Act an emergency measure;”.

AMENDMENT NO. 2

On page 2, in line 29, strike “2016” and substitute “2015”; and in lines 30 and 31, strike “shall take effect October 1, 2014” and substitute “is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a ye 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.

THE COMMITTEE ON WAYS AND MEANS REPORT #7

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 16 – Delegate Smigiel

AN ACT concerning

Cecil County – Board of Elections – Membership

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 158 – Carroll County Delegation

AN ACT concerning

Carroll County – Gaming

HB0158/465767/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 158

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 24, after “terms;” insert “making this Act contingent on the taking effect of another Act;”.

AMENDMENT NO. 2

On page 3, in line 22, strike “18” and substitute “21”.

On page 4, in line 23, strike “\$10,000” and substitute “\$5,000”.

On page 5, strike in their entirety lines 15 and 16, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2014, contingent on the taking effect of H.B. 1140 of the Acts of the General Assembly of 2014, and if H.B. 1140 does not become effective, this Act shall be null and void without the necessity of further action by the General Assembly.”.

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 329 – Frederick County Delegation

AN ACT concerning

Frederick County – Gaming Permits

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 367 – Worcester County Delegation

AN ACT concerning

Worcester County – Bingo Board – Repeal

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 562 – Delegates Howard, Cane, Griffith, Pena–Melnik, Swain,
V. Turner, Valderrama, and Vaughn**

AN ACT concerning

Election Law – Use of Campaign Funds for Meeting and Conference 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 991 – Delegates Haddaway–Riccio and Eckardt

AN ACT concerning

Talbot County – Board of Elections – Membership

HB0991/125962/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 991

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before “Talbot” insert “Queen Anne’s County and”; in line 3, after the third “of” insert “the Queen Anne’s County Board of Elections and”; in lines 4 and 5, in each instance, strike “board” and substitute “boards”; and in line 7, after the first “of” insert “the Queen Anne’s County Board of Elections and”.

AMENDMENT NO. 2

On page 1, in line 18, after the third “County,” insert “QUEEN ANNE’S COUNTY,”.

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 1231 – Delegate Stukes

AN ACT concerning

Baltimore City – Charitable Gaming Events – Nonprofit Organizations

HB1231/765264/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1231

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 18, after “terms;” insert “making this Act contingent on the taking effect of another Act;”.

AMENDMENT NO. 2

On page 4, in line 15, after “2014” insert “, contingent on the taking effect of Chapter ____ (H.B. 1140) of the Acts of the General Assembly of 2014, and if Chapter ____ (H.B. 1140) does not become effective, this Act shall be null and void without the necessity of further action by the General Assembly”.

AMENDMENT NO. 3

On pages 3 and 4, strike beginning with the colon in line 32 on page 3 down through “**(2)**” in line 3 on page 4.

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:

House Bill 1385 – Washington County Delegation

AN ACT concerning

Washington County Gaming Commission – Membership – Conflict of Interest

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 1406 – Delegate Kipke

AN ACT concerning

Election Law – Signed Voting Authority Cards – Maintenance

HB1406/785863/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1406

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Kipke” and substitute “Delegates Kipke and Afzali”; in line 3, after “requiring” insert “each local board of elections to maintain”; in line 4, strike “to be maintained”; and in the same line, after “time” insert “and in a certain manner”.

AMENDMENT NO. 2

On page 1, in line 19, strike “**VOTING**” and substitute “**EACH LOCAL BOARD SHALL MAINTAIN VOTING**”; in line 20, strike “**SHALL BE MAINTAINED**”; and in the same line, after “**MONTHS**” insert “**BY:**”

(I) PHYSICALLY STORING THE VOTING AUTHORITY CARDS;

OR

(II) ELECTRONICALLY SCANNING AND STORING THE VOTING AUTHORITY CARDS IN THE SAME MANNER THAT THE LOCAL BOARD STORES OTHER ELECTRONIC MATERIALS”.

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 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**

HB1415/505469/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1415

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Montgomery County Delegation” and substitute “Delegates Kaiser, Carr, Cullison, Fraser-Hidalgo, Frick, Luedtke, Ivey, Cardin, and Mizeur”; strike line 4 in its entirety; in line 13, after “executive,” insert “authorizing a special election to fill a vacancy in the office of chief executive officer or county executive of a charter county to be conducted by mail; providing for the effective dates of this Act; providing for the termination of certain provisions of this Act under certain circumstances;”; and in line 24, after “5-303” insert “and 9-501(a), (b), and (c)”.

On page 2, in line 3, after “8-401” insert “and 9-501(d)”.

AMENDMENT NO. 2

On page 4, after line 23, insert:

“9-501.

(a) This subtitle applies only to a special election that is not held concurrently with a regularly scheduled primary or general election.

(b) Voting by mail may be utilized in a special election in accordance with this subtitle.

(c) A special election to fill a vacancy in the Office of Representative in Congress shall be conducted by mail if the Governor’s proclamation issued under § 8–710 of this article directs that the election be conducted by mail.

(d) (1) In this subsection, “local special election” means a special election to:

(i) fill a vacancy in the OFFICES OF county council MEMBER, CHIEF EXECUTIVE OFFICER, OR COUNTY EXECUTIVE of a charter county if the charter of that county provides for special elections;

(ii) fill a vacancy in the board of county commissioners of a code home rule county if a local law enacted by that county provides for special elections;

(iii) fill a vacancy in the board of county commissioners of a commission county if a law provides for special elections;

(iv) fill a vacancy in a local board of education if State law provides for special elections;

(v) elect members of a charter board or submit a proposed charter to the voters for adoption or rejection in accordance with Article XI–A, § 1A of the Maryland Constitution; or

(vi) submit a local law enacted by a code home rule county to the voters for adoption or rejection in accordance with § 9–313 of the Local Government Article.

(2) A local special election shall be conducted by mail if the resolution of the county council or board of county commissioners establishing the date of the special election directs that the election be conducted by mail.”.

On page 5, after line 13, insert:

“SECTION 5. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect on the taking effect of Section 1 of this Act. If Section 1 of this Act does not take effect, Section 2 of this Act shall be abrogated and of no further force and effect.”;

in line 14, strike “5.” and substitute “6.”; in line 15, strike “and” and substitute a comma; and in the same line, after “4” insert “, and 5”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Eckardt moved to make the Bill a Special Order for Saturday.

The motion was adopted.

THE COMMITTEE ON WAYS AND MEANS REPORT #8

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 297 – The Speaker (By Request – Administration) and Delegates Rosenberg, Hixson, Kaiser, Barkley, Busch, Guzzone, Hammen, Howard, Hucker, Lafferty, Luedtke, Nathan–Pulliam, Olszewski, Pena–Melnik, Pendergrass, Reznik, Swain, Tarrant, V. Turner, and A. Washington

AN ACT concerning

Prekindergarten Expansion Act of 2014

HB0297/265960/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 297

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 19, after “purposes;” insert “requiring a certain qualified vendor to receive a grant in a certain year under certain circumstances;”.

AMENDMENT NO. 2

On page 10, in line 18, strike “**HALF-DAY**” and substitute “**ESTABLISHING OR EXPANDING EXISTING HALF-DAY**”; in line 20, strike “**FULL-DAY**” and substitute “**ESTABLISHING OR EXPANDING FULL-DAY**”; in line 22, strike “**AND**”; in line 23, after “**3.**” insert “**ESTABLISHING OR EXPANDING EXISTING**”; in line 26, after “**AREAS**” insert “**; AND**”

4. EXPANDING EXISTING HALF-DAY PREKINDERGARTEN PROGRAMS INTO FULL-DAY PREKINDERGARTEN PROGRAMS FOR ELIGIBLE CHILDREN AS DEFINED IN § 7-101.1 OF THIS SUBTITLE OR ADDITIONAL ELIGIBLE CHILDREN AS DEFINED IN THIS SECTION.

AMENDMENT NO. 3

On page 11, after line 6, insert:

“(5) A QUALIFIED VENDOR THAT HAS RECEIVED A PREKINDERGARTEN EXPANSION GRANT IN THE CURRENT YEAR SHALL BE AWARDED A GRANT IN THE NEXT YEAR IF THE QUALIFIED VENDOR CONTINUES TO SATISFY THE REQUIREMENTS ESTABLISHED UNDER THIS SECTION.”

On page 14, in line 14, after the second “the” insert “aggregate”; in line 15, after the first “of” insert “3-year-old and”; in lines 15 and 16, strike “economically disadvantaged” and substitute “3-year-old and”; in line 15, after “the” insert “subcategory that includes the”; and in line 16, after “children” insert “from an economically disadvantaged background”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0297/923227/1

BY: Delegate Carr

AMENDMENT TO HOUSE BILL 297

(First Reading File Bill)

On page 1, in the sponsor line, strike “and A. Washington” and substitute “A. Washington, and Carr”.

The preceding amendment was read and adopted.

Delegate Hixson moved to make the Bill a Special Order for Saturday.

The motion was adopted.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 314 – Delegate Anderson (By Request – Baltimore City Administration) and Delegates Clippinger, Conaway, Glenn, Harper, Haynes, McHale, McIntosh, Mitchell, Oaks, B. Robinson, Stukes, Tarrant, and M. Washington

AN ACT concerning

Baltimore City – Property Tax Credit – Newly Constructed Dwellings

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 321 – Frederick County Delegation

AN ACT concerning

Frederick County – Property Tax – Exemption for Property Owned by Affordable Housing Land Trust

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 323 – Frederick County Delegation

AN ACT concerning

Frederick County – Hotel Rental Tax – Transient Charge

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 510 – Chair, Ways and Means Committee (By Request – Departmental – Planning)

AN ACT concerning

Sustainable Communities Tax Credit Program – Extension and Alteration

HB0510/185467/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 510

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “properties” insert “under certain circumstances; prohibiting the Director of the Maryland Historical Trust from issuing tax credit certificates for small commercial properties under certain circumstances”; in line 6, strike “of the Maryland Historical Trust”; in line 7, strike “, which shall include certain fees”; in line 9, after “circumstances;” insert “altering a certain limit on the award of initial credit certificates for commercial rehabilitation projects in a single jurisdiction”; strike beginning with “requiring” in line 10 down through “circumstances;” in line 12; and in line 18, after “Comptroller;” insert “requiring the Maryland Historical Trust to develop certain outreach programs related to the tax credit”.

AMENDMENT NO. 2

On page 8, in line 25, strike “PROJECTS,” and substitute “PROJECTS:

1.”;

in line 28, after “PURPOSES” insert “; AND

2. SPECIFY CRITERIA AND PROCEDURES FOR THE ISSUANCE OF INITIAL CREDIT CERTIFICATES UNDER SUBSECTION (E) OF THIS SECTION”.

On page 9, in line 1, strike “A” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (E) OF THIS SECTION, A”; and in line 6, strike “(E)” and substitute “(F)”.

AMENDMENT NO. 3

On page 9, in line 19, strike “75%” and substitute “60%”.

AMENDMENT NO. 4

On page 12, in line 3, strike “or”; in line 5, after “issued” insert “; OR”

3. THE APPLICANT DOES NOT SUBMIT TO THE TRUST A REQUEST FOR FINAL CERTIFICATION OF THE COMMERCIAL REHABILITATION WITHIN 12 MONTHS AFTER:

A. THE 30-MONTH EXPIRATION DATE UNDER SUBPARAGRAPH (I)2 OF THIS PARAGRAPH; OR

B. THE DATE TO WHICH THE DIRECTOR POSTPONED THE EXPIRATION DATE UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH”;

in line 6, after “postpone” insert “;”

1.”;

in line 7, after “date” insert “UNDER SUBPARAGRAPH (I)2 OF THIS PARAGRAPH”; in line 8, after “rehabilitation” insert “; OR”

2. IF THE COMMERCIAL REHABILITATION WAS COMPLETED PRIOR TO THE EXPIRATION OF THE INITIAL CREDIT CERTIFICATE, THE DEADLINE UNDER SUBPARAGRAPH (I)3 OF THIS PARAGRAPH FOR SUBMISSION OF A REQUEST FOR FINAL CERTIFICATION”.

AMENDMENT NO. 5

On page 13, strike lines 27 through 30, inclusive.

On pages 14 and 15, strike beginning with line 23 on page 14 through line 13 on page 15, inclusive, and substitute:

“(E) (1) SUBJECT TO THE PROVISIONS OF THIS SUBSECTION, THE DIRECTOR SHALL ISSUE AN INITIAL CREDIT CERTIFICATE FOR EACH APPROVED SMALL COMMERCIAL PROJECT ON A FIRST-COME, FIRST-SERVED BASIS.

(2) AN INITIAL CREDIT CERTIFICATE ISSUED UNDER THIS SUBSECTION SHALL STATE THE MAXIMUM AMOUNT OF TAX CREDIT FOR WHICH THE APPLICANT IS ELIGIBLE.

(3) THE DIRECTOR MAY NOT ISSUE AN INITIAL CREDIT CERTIFICATE UNDER THIS SUBSECTION:

(I) PRIOR TO JANUARY 1, 2015; OR

(II) AFTER THE AGGREGATE AMOUNT OF INITIAL CREDIT CERTIFICATES ISSUED FOR SMALL COMMERCIAL PROJECTS TOTALS \$4,000,000.”.

AMENDMENT NO. 6

On page 13, in line 32, strike “**2017, 2018, AND 2019**” and substitute “AND 2017”.

On page 14 in line 2, on page 19 in lines 28 and 29, and on page 20 in line 5, in each instance, strike “**2019**” and substitute “2017”.

AMENDMENT NO. 7

On page 14, in line 18, strike the brackets; in lines 18 and 19, strike “**EXCEPT AS PROVIDED IN PARAGRAPH (3)(III)7 OF THIS SUBSECTION, ON**”.

On page 15 in line 14, on page 16 in line 20, on page 17 in lines 13 and 25, and on page 19 in line 26, strike “(e)”, “(f)”, “(g)”, “(h)”, and “(i)”, respectively, and substitute “(F)”, “(G)”, “(H)”, “(I)”, and “(J)”, respectively.

On page 20, in line 9, strike “(h)” and substitute “(I)”.

AMENDMENT NO. 8

On page 21, after line 8, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) The Maryland Historical Trust shall develop programs, including web-based tools, to:

(1) increase participation in the residential and commercial tax credit programs in jurisdictions that have been historically underrepresented in the award of tax credits; and

(2) educate small businesses with eligible historic structures on the availability of the small commercial project tax credit.

(b) The Department of Planning and the Trust shall consult with local planning officials in jurisdictions that have been historically underrepresented in the award of tax credits prior to developing programs under subsection (a) of this section on more effective outreach mechanisms for properties eligible for the tax credit.

SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) This section applies to an approved commercial rehabilitation for which:

(1) an initial credit certificate was issued by the Maryland Historical Trust on or after July 1, 2006, but on or before June 30, 2014; and

(2) the applicant does not submit to the Trust within 12 months of the expiration date of the initial credit certificate a request for final certification of the rehabilitation.

(b) The Director of the Maryland Historical Trust shall notify the applicant, in writing, that the initial credit certificate will be revoked if within 6 months of the date of the Director's written notice the applicant does not provide to the Director:

(1) documentation establishing that the rehabilitation was completed prior to the expiration date of the initial credit certificate; and

(2) written notification that the applicant intends to submit to the Trust a request for final certification within 12 months of the date of the Director's written notice.

(c) An initial credit certificate shall be revoked and the credit may not be claimed if the applicant does not:

(1) respond as requested to a written notice sent to the applicant under subsection (b) of this section; or

(2) submit to the Trust a request for final certification of the rehabilitation within 12 months of the date of the written notice.

(d) The Director shall report to the Comptroller on the number and amount of initial credit certificates that have been revoked in accordance with this section.”.

AMENDMENT NO. 9

On page 21, in line 9, strike “2.” and substitute “4.”; and in line 10, strike “July” and substitute “June”.

The preceding 9 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 699 – Delegates Murphy, Barve, Branch, Fisher, Glenn, A. Miller, Serafini, Stukes, Valderrama, Walker, A. Washington, and Wilson

AN ACT concerning

Income Tax – Subtraction Modification – Unreimbursed Expenses of Foster Parents

HB0699/315666/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 699

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “child;” insert “providing that only certain expenses may be included in the subtraction;”; in line 7, after “modification;” insert “requiring the Department of Human Resources, on or before a certain date, to submit a certain list to the Comptroller; providing that the subtraction may not exceed a certain amount;”; and in the same line, strike “a certain term” and substitute “certain terms”.

AMENDMENT NO. 2

On page 2, strike beginning with “(U)” in line 4 down through “SERVICES.” in line 7 and substitute:

“(U) (1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(II) 1. “FOSTER PARENT” MEANS AN INDIVIDUAL APPROVED BY A LOCAL DEPARTMENT TO PROVIDE 24-HOUR CARE FOR A FOSTER CHILD IN THE HOME WHERE THE INDIVIDUAL RESIDES.

2. “FOSTER PARENT” INCLUDES A KINSHIP PARENT.”;

in line 8, strike “(II)” and substitute “3.”; after line 9, insert:

“(III) “KINSHIP PARENT” HAS THE MEANING STATED IN § 5-534 OF THE FAMILY LAW ARTICLE.

(IV) “LOCAL DEPARTMENT” MEANS A DEPARTMENT OF SOCIAL SERVICES IN A COUNTY OR THE MONTGOMERY COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES.”;

in line 10, strike “PARAGRAPH (3)” and substitute “THE REQUIREMENTS”; in line 14, after “(3)” insert “(I) THE SUBTRACTION ALLOWED UNDER PARAGRAPH (2) OF THIS SUBSECTION INCLUDES ONLY AN EXPENSE THAT THE LOCAL DEPARTMENT APPROVES AS NECESSARY.

(II)”;

and after line 17, insert:

“(4) ON OR BEFORE OCTOBER 1 OF EACH YEAR, THE DEPARTMENT OF HUMAN RESOURCES SHALL SUBMIT TO THE COMPTROLLER A LIST OF APPROVED FOSTER PARENTS.

(5) THE SUBTRACTION ALLOWED UNDER PARAGRAPH (2) OF THIS SUBSECTION MAY NOT EXCEED \$1,500.”.

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 876 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Property Tax Credit for Historic or Heritage Properties – Calculation

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 932 – Delegates Murphy, Jameson, Wilson, and Wood

AN ACT concerning

Charles County – Property Tax Credit – Senior Citizens Receiving Social Security Benefits

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 950 – Delegate Hogan

AN ACT concerning

**Property Tax – Charitable, Educational, or Religious Properties – Tax on
Formerly Exempt Property**

HB0950/115963/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 950

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “7–202(b)(1)” insert “and 7–204”; in line 18, strike “7–202(e)” and substitute “7–104(e)”; and strike in their entirety lines 21 through 25, inclusive.

AMENDMENT NO. 2

On page 2, after line 1, insert:

“7–104.

(E) EXCEPT AS OTHERWISE PROVIDED IN THIS ARTICLE, WHEN ANY PROPERTY THAT WAS FORMERLY EXEMPT UNDER § 7–202 OR § 7–204 OF THIS TITLE IS SOLD AND THE PROPERTY IS NO LONGER ENTITLED TO AN EXEMPTION, THE PROPERTY TAX IS PAYABLE FOR THE REMAINDER OF THE TAXABLE YEAR FROM THE DATE OF TRANSFER.”;

strike in their entirety lines 20 through 24, inclusive; and in line 26, strike “(A)”.

On page 3, strike in their entirety lines 2 through 6, 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 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–Melnik, 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

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 1409 – Delegates McMillan and George

AN ACT concerning

Anne Arundel County – Collection of Hotel Taxes and Distribution of Revenues – City of Annapolis

HB1409/855067/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1409

(First Reading File Bill)

In the sponsor line, strike “Delegates McMillan and George” and substitute “Anne Arundel County Delegation”.

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 recommended the following Bill be re-referred to the Committee on Appropriations:

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 Appropriations.

THE COMMITTEE ON WAYS AND MEANS REPORT #9

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 223 – Delegate Rosenberg

AN ACT concerning

Property Tax Credit – Urban Agricultural Property – Applicability

HB0223/285368/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 223

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Rosenberg” and substitute “Delegates Rosenberg and Cardin”; and strike beginning with “authorizing” in line 4 down through “circumstances;” in line 7.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 10 through 16, 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 492 – Delegate Frick

AN ACT concerning

Municipal Property Taxes – Annual Budget Ordinance and Special Rates

HB0492/845265/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 492

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “select only certain classes of property and”.

AMENDMENT NO. 2

On page 2, strike beginning with the colon in line 5 down through “(II)” in line 8; in line 8, strike “ONLY”; in the same line, after “CLASSES” insert “ONLY”; in line 21, strike “June” and substitute “October”; and in line 22, strike “2014” and substitute “2015”.

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 784 – Delegates A. Miller, Barkley, and Elliott

AN ACT concerning

Income and Sales Tax Incentives – Emergency Preparedness Equipment

HB0784/115266/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 784

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Elliott” and substitute “Elliot, and Cardin”; and strike line 2 in its entirety and substitute “Income Tax Credit – Emergency Backup Generators”.

AMENDMENT NO. 2

On page 1, strike beginning with “establishing” in line 5 down through “equipment” in line 12 and substitute “defining a certain term; providing for the application and termination of this Act; and generally relating to an income tax credit for certain qualified nursing homes”.

AMENDMENT NO. 3

On page 1, in line 15, strike “and 11–228.1”.

AMENDMENT NO. 4

On page 2, strike in their entirety lines 8 through 34, inclusive.

On page 3, in line 1, strike “3.” and substitute “2.”; and in the same line, strike “Section 2 of”; and strike in their entirety lines 4 through 9, inclusive.

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 833 – Delegates McIntosh, Anderson, Branch, Carter, Clippinger, Glenn, Hammen, Harper, Haynes, McHale, Mitchell, Oaks, B. Robinson, Rosenberg, Stukes, Tarrant, and M. Washington

AN ACT concerning

Baltimore City – Tax-Exempt Property – Certification of Use

HB0833/415862/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 833

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and M. Washington” and substitute “M. Washington, and Cardin”; in lines 5, 10, and 11, in each instance, strike “a certain date” and substitute “certain dates”; in line 12, after “years;” insert “requiring certain organizations that own property in Baltimore City that is not subject to property tax to notify certain persons within a certain period of time after the property ceases to be used for a certain tax-exempt purpose; providing for a delayed effective date;”; and in line 13, strike “a”.

AMENDMENT NO. 2

On page 4, in line 7, strike “ON OR BEFORE JUNE 1, 2016,”; in line 8, after “SECTION” insert “:

(1) BEGINNING WITH APRIL 1, 2016, ON OR BEFORE THE EARLIER OF APRIL 1 OF THE YEAR IN WHICH THE PROPERTY IS ASSESSED IN ACCORDANCE WITH THE DEPARTMENT’S 3-YEAR CYCLE OR APRIL 1, 2017; AND

(2) ON OR BEFORE APRIL 1 OF EACH SUBSEQUENT YEAR IN WHICH THE PROPERTY IS ASSESSED IN ACCORDANCE WITH THE DEPARTMENT’S 3-YEAR CYCLE”;

strike beginning with “JUNE” in line 19 down through “2016” in line 20 and substitute “APRIL 1 OF A YEAR IN WHICH AN APPLICATION IS DUE UNDER SUBSECTION (A) OF THIS SECTION SHALL BE SUBJECT TO PROPERTY TAX EFFECTIVE THE FOLLOWING JULY 1”; strike beginning with “JUNE” in line 21 down through “2016,” in line 22 and substitute “APRIL 1 OF A YEAR IN WHICH AN APPLICATION IS DUE UNDER SUBSECTION (A) OF THIS SECTION”; in lines 24 and 26, in each instance, strike “JUNE” and substitute “APRIL”; after line 26, insert:

“(E) AN ORGANIZATION THAT OWNS PROPERTY SUBJECT TO THIS SECTION SHALL NOTIFY THE DEPARTMENT AND THE DIRECTOR OF FINANCE OF BALTIMORE CITY WITHIN 30 DAYS AFTER THE PROPERTY CEASES TO BE USED

FOR A TAX-EXEMPT PURPOSE AS ENUMERATED IN § 7-202 OR § 7-204 OF THIS SUBTITLE.”;

and in line 28, strike “June 1, 2014” and substitute “July 1, 2015”.

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 863 – Delegates McIntosh, Anderson, Branch, Carter, Clippinger, Glenn, Hammen, Harper, Haynes, McHale, Mitchell, Oaks, B. Robinson, Rosenberg, Stukes, Tarrant, and M. Washington

AN ACT concerning

Property Tax – Exemption – Baltimore Green Space

HB0863/985162/2

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 863

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and M. Washington” and substitute “M. Washington, and Cardin”; in line 2, strike “Baltimore Green Space” and substitute “Community-Managed Open Space”; in line 3, strike “Baltimore Green Space and” and substitute “a certain community open space management entity”; in line 4, after “space” insert “, and subject to a certain agreement”; and in the same line, after “tax;” insert “authorizing the governing body of a county or municipal corporation to enact certain provisions to carry out the exemption; defining certain terms; providing for the application of this Act;”.

AMENDMENT NO. 2

On page 1, after line 14, insert:

“(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “COMMUNITY-MANAGED OPEN SPACE” MEANS A LOCAL PARK, GARDEN, WOODS, OR OTHER PREDOMINANTLY UNDEVELOPED AREA THAT IS UTILIZED AND CARED FOR BY THE LOCAL COMMUNITY IN A NATURAL OR CULTIVATED STATE FOR THE GENERAL BENEFIT OF THE LOCAL COMMUNITY.

(3) “COMMUNITY OPEN SPACE MANAGEMENT ENTITY” MEANS A NONPROFIT ORGANIZATION THAT HAS A COOPERATIVE AGREEMENT WITH THE MARYLAND ENVIRONMENTAL TRUST AND THE PURPOSES OF WHICH ARE PRIMARILY TO:

(I) PRESERVE COMMUNITY-MANAGED OPEN SPACES IN FULLY DEVELOPED AREAS;

(II) ACQUIRE, SELL, LEASE, TRANSFER, MANAGE, ESTABLISH, OR HOLD EASEMENTS TO PARCELS OF LAND FOR USE AS COMMUNITY-MANAGED OPEN SPACE IN FULLY DEVELOPED AREAS; AND

(III) ENCOURAGE, SUPPORT, AND FACILITATE THE PARTICIPATION OF COMMUNITIES IN THE BEAUTIFICATION, MAINTENANCE, AND PRESERVATION OF COMMUNITY-MANAGED OPEN SPACES IN FULLY DEVELOPED AREAS.

(B)”;

in line 16, strike “BALTIMORE GREEN SPACE” and substitute “A COMMUNITY OPEN SPACE MANAGEMENT ENTITY”; in the same line, strike “AND”; and in line 18, strike the period and substitute “; AND

(3) IS THE SUBJECT OF AN AGREEMENT, WHICH IS PERIODICALLY REVIEWED, BETWEEN THE COMMUNITY OPEN SPACE MANAGEMENT ENTITY AND THE GOVERNING BODY OF THE COUNTY OR MUNICIPAL CORPORATION IN WHICH THE PROPERTY IS LOCATED UNDER WHICH THE GOVERNING BODY AGREES THAT THE PROPERTY IS NOT SUBJECT TO PROPERTY TAX.

(C) THE GOVERNING BODY OF A COUNTY OR MUNICIPAL CORPORATION MAY ENACT REGULATIONS, PROCEDURES, AND ANY OTHER PROVISION NECESSARY TO CARRY OUT THE EXEMPTION UNDER 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 Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 883 – Delegates A. Miller, Arora, Barkley, Barve, Bobo, Boteler, Carr, Cullison, Dumais, Fraser-Hidalgo, Frick, George, Gutierrez, Guzzone, Hucker, A. Kelly, McMillan, Pena-Melnyk, S. Robinson, F. Turner, and A. Washington

AN ACT concerning

Task Force to Study Safe and Healthy School Hours for Maryland Public Schools

HB0883/905762/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 883

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and A. Washington” and substitute “A. Washington, and Cardin”; in line 2, strike “Task Force to” and substitute “Department of Health and Mental Hygiene –”; in the same line, after “Study” insert “of”; and strike in their entirety lines 4 through 13, inclusive, and substitute:

“FOR the purpose of requiring the Office of Public Health Services in the Department of Health and Mental Hygiene to conduct a certain study of safe and healthy school hours for Maryland public schools, consult with certain persons, make recommendations relating to alternative school day starting times for Maryland public schools, and submit a certain report to the Governor and the General

Assembly on or before a certain date; and generally relating to a study of safe and healthy school hours for public schools in Maryland.”.

AMENDMENT NO. 2

On pages 1 through 3, strike in their entirety the lines beginning with line 16 on page 1 through line 4 on page 3, inclusive, and substitute:

“(a) The Office of Public Health Services in the Department of Health and Mental Hygiene shall conduct a study of safe and healthy school hours for Maryland public schools.

(b) In conducting the study required under subsection (a) of this section, the Office of Public Health Services shall:”.

On page 3, in line 10, strike the second “and”; after line 10, insert:

“(3) consult with the following persons:

(i) the State Board of Education;

(ii) the Maryland boards of education;

(iii) the Maryland State Education Association;

(iv) the Maryland Association of School Principals;

(v) the State Department of Education;

(vi) a mental health professional who specializes in young adult and adolescent health issues;

(vii) a pediatrician who has expertise in adolescent health care;

(viii) the Maryland Chapter of the American Academy of Pediatrics;

(ix) a doctor who specializes in child and adolescent sleep disorders;

- (x) the Maryland Sleep Society;
- (xi) the Maryland Department of Transportation;
- (xii) Start School Later;
- (xiii) the Maryland PTA;
- (xiv) a student enrolled in a Maryland public high school;
- (xv) an athletic director or a coach employed by a Maryland public middle or high school who has expertise in after-school sports activities; and
- (xvi) one representative of the Maryland School Psychologist Association; and”;

in line 11, strike “(3)” and substitute “(4)”; in line 13, strike “(g)” and substitute “(c)”; in the same line, strike “the Task Force” and substitute “the Office of Public Health Services”; and strike beginning with “It” in line 17 down through “effect.” in line 19.

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 907 – Delegates Olszewski, Barkley, Bohanan, DeBoy, Elliott, Guzzone, Kach, Kaiser, Krebs, Lafferty, Luedtke, McComas, McMillan, Mitchell, Morhaim, Murphy, Schulz, Simmons, Sophocleus, Stocksdales, and Wilson

AN ACT concerning

Video Lottery Facility Payouts – Intercepts for Child Support Payments

HB0907/195068/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 907

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Wilson” and substitute “Wilson, and Cardin”; and strike beginning with “a” in line 3 down through “term” in line 25 and substitute “the Child Support Enforcement Administration, the Comptroller, and the Lottery and Gaming Control Agency jointly to establish a certain program on or before a certain date; authorizing the Administration, the Comptroller, and the Agency to adopt certain regulations; requiring the Department of Human Resources, the Comptroller, and the Agency jointly to report to the General Assembly on or before a certain date”.

AMENDMENT NO. 2

On pages 2 through 4, strike beginning with line 12 on page 2 down through line 16 on page 4 and substitute:

“(B) (1) THE ADMINISTRATION, THE COMPTROLLER, AND THE LOTTERY AND GAMING CONTROL AGENCY JOINTLY SHALL ESTABLISH A PROGRAM ON OR BEFORE JANUARY 1, 2017, TO INTERCEPT CHILD SUPPORT PAYMENTS FROM VIDEO LOTTERY FACILITY PAYOUTS.

(2) THE PROGRAM SHALL INCLUDE:

(I) THE ESTABLISHMENT OF A REGISTRY OF INDIVIDUALS IN ARREARS OF CHILD SUPPORT PAYMENTS;

(II) A DETERMINATION OF WHETHER AN INDIVIDUAL IS IN ARREARS OF CHILD SUPPORT PAYMENTS; AND

(III) ANY NECESSARY PROCESSING FEES.

(C) THE ADMINISTRATION, THE COMPTROLLER, AND THE LOTTERY AND GAMING CONTROL AGENCY MAY ADOPT ANY REGULATIONS NECESSARY TO CARRY OUT THIS SECTION.”.

AMENDMENT NO. 3

On page 4, after line 16, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before January 1, 2015 the Department of Human Resources, the Comptroller, and the Lottery and Gaming Control Agency jointly shall report to the General Assembly, in accordance with § 2-1246 of the State Government Article, on the statutory changes that are necessary to implement a program to intercept child support payments from video lottery facility payouts.”; in line 17, strike “2.” and substitute “3.”; and in line 18, strike “October” and substitute “June”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Dumais moved to make the Bill a Special Order for Saturday.

The motion was adopted.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 936 – Delegates McIntosh, Anderson, Carter, Clippinger, Conaway, Glenn, Hammen, Harper, McHale, Oaks, Rosenberg, Stukes, Tarrant, and M. Washington

AN ACT concerning

Baltimore City – Homestead Assessment Cap Increase and Property Tax Rate Reduction – Study

HB0936/845065/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 936

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and M. Washington” and substitute “M. Washington, and Cardin”; and in line 8, after “estimates,” insert “requiring the study to consider certain matters”.

AMENDMENT NO. 2

On page 1, after line 23, insert:

“(c) The study shall consider:

(1) the significance of the homestead property tax credit assessment cap as a revenue stabilization mechanism and the effect raising the cap would have on revenue stabilization; and

(2) revenue stabilization mechanisms that could be utilized in lieu of the homestead property tax credit assessment cap, such as a requirement that a portion of the increased revenue attributable to an increase in the cap be allocated to a revenue stabilization fund.

(d) During the study, the Department of Assessments and Taxation and the Baltimore City Department of Finance shall:

(1) provide promptly any information that the Department of Legislative Services requests; and

(2) otherwise cooperate fully with the Department of Legislative Services.”.

On page 2, in line 1, strike “(c)” and substitute “(e)”.

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 943 – Delegates McIntosh, Anderson, Branch, Carter, Clippinger, Conaway, Glenn, Hammen, Harper, Haynes, McHale, Mitchell, Oaks, B. Robinson, Rosenberg, Stukes, Tarrant, and M. Washington

AN ACT concerning

Baltimore City – Property Tax Equity – Study

HB0943/645767/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 943

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and M. Washington” and substitute “M. Washington, and Cardin”; and in line 6, after “issues;” insert “requiring the study to consider certain factors;”.

AMENDMENT NO. 2

On page 1, after line 22, insert:

“(c) In reaching its conclusions under subsection (b) of this section, the Department of Legislative Services shall consider the:

(1) feasibility of achieving property tax equity between residential and commercial properties when different valuation methods are used for commercial and residential properties;

(2) accuracy and potential for manipulation of income capitalization percentages used to value commercial properties;

(3) impact of tax-exempt property on Baltimore City’s tax base and tax rate, including any implicit subsidy property tax exemptions may provide to persons who reside outside of Baltimore City; and

(4) relationship between Baltimore City’s relatively low income tax base and its relatively high reliance on property taxes for revenue.

(d) During the study, the Department of Assessments and Taxation and the Baltimore City Department of Finance shall:

(1) provide promptly any information that the Department of Legislative Services requests; and

(2) otherwise cooperate fully with the Department of Legislative Services.”.

On page 2, in line 1, strike “(c)” and substitute “(e)”; in the same line, strike “2014” and substitute “2015”; in line 6, strike “1 year” and substitute “2 years”; and in line 7, strike “2015” and substitute “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 1001 – Delegates Hixson, Anderson, Barkley, Barve, Bates, Beitzel, Branch, Cane, 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, Walker, A. Washington, M. Washington, and Zucker

AN ACT concerning

Education – Federal Elementary and Secondary Education Act – Waivers

HB1001/515962/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1001

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Waivers” and substitute “Waiver Requests”; strike beginning with “certain” in line 3 down through “waivers;” in line 11 and substitute “the State Department of Education to submit a certain request for a waiver from the federal Elementary and Secondary Education Act to the Legislative Policy Committee before the Department submits the proposed waiver request to the United States Department of Education; requiring the State Department of Education to give the Legislative Policy Committee a certain amount of time to review and comment on a certain proposed waiver request;”; and in lines 11 and 12, strike “the request” and substitute “requests”.

AMENDMENT NO. 2

On page 2, in line 2, before “**IF**” insert “**(A)**”; in the same line, strike “**REQUESTS**” and substitute “**INTENDS TO REQUEST**”; in line 4, after “**ACT**” insert “**, BEFORE SUBMITTING THE REQUEST TO THE UNITED STATES DEPARTMENT OF EDUCATION,**”; strike beginning with the colon in line 4 down through “**THE**” in line 5 and substitute “**THE**”; in line 5, strike “**SHALL**” and substitute “**SHALL:**”

(1) SUBMIT THE PROPOSED WAIVER REQUEST TO THE LEGISLATIVE POLICY COMMITTEE; AND

(2) ALLOW THE LEGISLATIVE POLICY COMMITTEE AT LEAST 30 DAYS AFTER THE COMMITTEE RECEIVES THE PROPOSED WAIVER REQUEST TO REVIEW AND COMMENT ON THE PROPOSED WAIVER REQUEST.

(B) THE DEPARTMENT SHALL PROVIDE ANY ADDITIONAL INFORMATION REGARDING THE PROPOSED WAIVER REQUEST IF REQUESTED BY THE LEGISLATIVE POLICY COMMITTEE.”;

and strike beginning with “**ADOPT**” in line 5 down through “**REGULATIONS.**” in line 15.

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 1092 – Howard County Delegation

AN ACT concerning

**Howard County – Casino Events – Authorized
Ho. Co. 03–14**

HB1092/595966/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1092

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 19, after “term;” insert “making this Act contingent on the taking effect of another Act;”.

AMENDMENT NO. 2

On page 3, in line 21, strike “**MONEY**”; and in the same line, after “**PRIZES**” insert “**THAT HAVE A FAIR MARKET VALUE**”.

On pages 3 and 4, strike beginning with the colon in line 29 on page 3 down through “**2.**” in line 2 on page 4.

On page 5, strike lines 10 and 11, and substitute “SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2014, contingent on the taking effect of Chapter ____ (H.B. 1140) of the Acts of the General Assembly of 2014, and if Chapter ____ (H.B. 1140) does not become effective, this Act shall be null and void without the necessity of further action by the General Assembly.”.

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 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**

HB1164/365069/3

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1164

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, A. Miller, Walker, and A. Washington”; in line 12, after the first “to” insert “submit a preliminary and a final”; in the same line, after “report” insert “of”; in line 13, strike “Department” and substitute “Board”; and strike beginning with “requiring” in line 14 down through “date;” in line 16.

AMENDMENT NO. 2

On page 2, in line 6, strike “and”; after line 6, insert:

“(4) the Secretary of Higher Education, or the Secretary’s designee;
and”;

in line 7, strike “(4)” and substitute “(5)”; in line 22, strike “and”; in line 24, after “instruction” insert “;

(x) one representative of the Maryland Business Roundtable for
Education;

(xi) one representative of the Maryland Association of
Elementary School Principals; and

(xii) one representative from the Maryland Association of
Secondary School Principals”.

AMENDMENT NO. 3

On page 3, after line 4, insert:

“(2) identify and analyze the best practices of local education agencies
in the State and in other jurisdictions that are successfully implementing the Common
Core State Standards and the PARCC assessments;

(3) assess how the Maryland College and Career–Ready Standards
and the PARCC assessments will affect students with disabilities, English language
learners, and students who qualify for free and reduced–price meals;

(4) determine what, if any, new curriculum resources will be needed in order to fully implement the Maryland College and Career–Ready Standards;

(5) identify how the State Department of Education plans to assist local education agencies in preparing parents and students for the PARCC assessments;

in line 5, strike “(2)” and substitute “(6)”; in line 7, after “Standards” insert “, including determining”;

(i) what, if any, State and federal funding is available to supplement the funding that local governments provide toward the professional development of teachers and principals; and

(ii) what, if any, professional development and ongoing support from local education agencies is available to expand the use of technology as an instructional tool in the classroom”;

in line 8, strike “(3)” and substitute “(7)”; in line 9, after “assessments” insert “, including what resources will be needed to teach students the necessary computer skills to take the PARCC assessments”; in line 10, strike “(4)” and substitute “(8)”; in the same line, strike “design” and substitute “begin recommending”; in line 13, strike “(5)” and substitute “(9)”; in the same line, strike “design” and substitute “recommend”; in line 14, strike “and”; after line 14, insert:

“(10) assess how the PARCC assessments testing window will affect the normal school calendar and school schedule;

(11) assess how local education agencies are including teachers in the discussion to improve the implementation of the Maryland College and Career–Ready Standards;

(12) analyze the guidance local education agencies have received from the State Department of Education in regards to measuring student growth in light of the new teacher evaluation system and student learning objectives;

(13) assess how the new teacher evaluation system is impacting local education agencies' ability to implement the Maryland College and Career-Ready Standards; and

(14) develop a plan to transfer from the Maryland High School Assessments in English and Algebra/Data Analysis to the comparable PARCC assessments as a graduation requirement.”;

strike in their entirety lines 15 through 19, inclusive; in line 20, strike “September 1, 2014” and substitute “August 15, 2014”; in the same line, after “shall” insert “submit a preliminary”; in the same line, after “report” insert “of”; in line 21, after “recommendations” insert “on the matters listed in subsection (f)(2) through (6) of this section”; in the same line, strike “Department” and substitute “Board”; strike beginning with the second comma in line 22 down through “assessments” in line 31; in line 32, strike “January 1, 2015” and substitute “December 31, 2014”; in the same line, after “shall” insert “submit a final”; in the same line, after “report” insert “of its findings and recommendations on the matters listed in subsection (f)(7) through (14)”; and in line 33, after “Governor” insert “, the State Board of Education,”.

On pages 3 and 4, strike beginning with the comma in line 34 on page 3 down through “curricula” in line 7 on page 4.

On page 4, strike beginning with “is” in line 8 down through “effect” in line 14 and substitute “shall take effect June 1, 2014”.

AMENDMENT NO. 4

On page 1 in lines 2, 4, 17 and 18, and 21 and on page 3 in lines 6 and 12, in each instance, strike “Common Core State” and substitute “Maryland College and Career-Ready”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate McDonough moved to make the Bill a Special Order for Saturday.

The motion was adopted.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

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

HB1167/225568/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1167

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, and Fraser–Hidalgo”; strike beginning with “prohibiting” in line 6 down through “criteria” in line 8 and substitute “providing for the application of this Act”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 7 through 10, inclusive; after line 10, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That § 6–202(c)(7) of the Education Article of the Annotated Code of Maryland, as enacted by Section 1 of this Act, does not apply to a local school system and an exclusive employee representative that mutually agree to use student growth data based on State assessments to make personnel decisions in accordance with an agreement executed on or after January 1, 2014, and before March 1, 2014.”;

and in line 11, 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 Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

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

AN ACT concerning

Fairness in Negotiations Act – Sunset Repeal

HB1181/925064/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1181

(First Reading File Bill)

AMENDMENT NO. 1

In line 2, strike “Fairness in Negotiations Act” and substitute “Public School Labor Relations Board”; in the same line, after “Repeal” insert “and Reporting Requirement”; and in line 4, after “Board;” insert “requiring the Board to report to the General Assembly on certain information and certain recommendations on or before a certain date;”.

AMENDMENT NO. 2

After line 15, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before August 1, 2018, the Public School Labor Relations Board, in accordance with § 2–1246 of the State Government Article, shall report to the General Assembly on:

- (1) for the period of July 1, 2014, through June 30, 2018:
 - (i) the number and type of cases heard by the Board;
 - (ii) the disposition of the cases decided by the Board;
 - (iii) the dates on which the cases were heard; and
 - (iv) the cost of fully processing the cases;

(2) trend data for each item listed in item (1) of this section between July 1, 2014, and June 30, 2018; and

(3) any recommended legislation.”;

and in line 16, 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 Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

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

AN ACT concerning

Higher Education – 2+2 Transfer Scholarship

HB1215/835263/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1215

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “institutions at which the scholarship may be used,”; and in line 14, strike “and (m)”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 12 through 16, inclusive.

On page 3 in lines 25 and 26, on page 4 in lines 7, 8, 10, 11, and 14, and on page 5 in lines 13, 14, 16, and 17, in each instance, strike the brackets.

On page 3 in line 26, on page 4 in lines 8 and 9, 11 and 12, and 14 and 15, and on page 5 in lines 14 and 17 and 18, in each instance, strike “PUBLIC SENIOR HIGHER EDUCATION INSTITUTION”.

On page 4, in line 14, strike “A”.

On page 5, in line 3, strike “PUBLIC SENIOR HIGHER EDUCATION INSTITUTION” and substitute “4-YEAR PUBLIC OR PRIVATE NONPROFIT 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 743 – Delegates Clagett, Barnes, Barve, Beidle, Bohanan, Branch, Braveboy, Bromwell, Busch, Cane, Carr, Carter, Conway, Cullison, Davis, DeBoy, Donoghue, Dumais, Frick, Gaines, Griffith, Guzzone, Hammen, Haynes, Healey, Hixson, Holmes, Hubbard, James, Jameson, Jones, Kaiser, A. Kelly, Lafferty, Luedtke, Malone, McHale, McIntosh, A. Miller, Oaks, Olszewski, Pena-Melnyk, Pendergrass, Proctor, B. Robinson, Rudolph, Stein, Tarrant, F. Turner, V. Turner, Vallario, Waldstreicher, Walker, Weir, and Zucker

AN ACT concerning

Spending Transparency Act

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT NOT ADOPTED.

Favorable report adopted.

FLOOR AMENDMENT

HB0743/953225/1

BY: Delegate Frick

AMENDMENTS TO HOUSE BILL 743

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute “Income Tax Forms – Graphical Representation of General Fund Expenditures”; in line 8, after “determinations;” insert “requiring the Comptroller to post the representation on the Comptroller’s Web site and to include it in certain instructions on the Web site;”.

AMENDMENT NO. 2

On page 2, in line 18, after “(4)” insert “(I)”; in the same line, strike “THE” and substitute “SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE”; and after line 23, insert:

“(II) THE COMPTROLLER SHALL POST THE REPRESENTATION REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION ON THE COMPTROLLER’S WEB SITE AND SHALL INCLUDE IT IN INSTRUCTIONS ON THE WEB SITE FOR THE SAME INCOME TAX FORMS THAT ARE SELECTED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH TO INCLUDE THE REPRESENTATION.”.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

House Bill 873 – Delegates Conway, Arentz, Cane, Eckardt, Otto, Proctor, Rudolph, and Smigiel

AN ACT concerning

Vehicle Laws – Divided Highways – Speed Limits and Crosswalks

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0873/690316/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 873

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “areas;” insert “requiring the State Highway Administration or a local jurisdiction to give certain notice to certain members of the General Assembly before increasing the speed limit above a certain threshold on certain highways; requiring the State Highway Administration or a local jurisdiction to hold a public hearing within a certain area of the State to address issues related to the proposed speed limit increase if any of certain members of the General Assembly requests the public hearing within a certain time period:”.

On page 2, after line 2, insert:

“BY adding to

Article – Transportation

Section 21–801.1(b–1)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 3, in line 1, before “**65**” insert “**SUBJECT TO SUBSECTION (B–1) OF THIS SECTION,**”; and after line 2, insert:

“(B–1) (1) BEFORE THE STATE HIGHWAY ADMINISTRATION OR A LOCAL JURISDICTION ESTABLISHES A SPEED LIMIT THAT EXCEEDS 55 MILES PER HOUR UNDER SUBSECTION (B)(5) OF THIS SECTION, THE STATE HIGHWAY ADMINISTRATION OR LOCAL JURISDICTION SHALL GIVE NOTICE TO EACH MEMBER OF THE GENERAL ASSEMBLY WHO REPRESENTS A LEGISLATIVE DISTRICT WHERE THE INCREASED SPEED LIMIT IS TO APPLY.

(2) ON THE REQUEST OF A MEMBER OF THE GENERAL ASSEMBLY WHO IS GIVEN NOTICE UNDER PARAGRAPH (1) OF THIS SUBSECTION MADE WITHIN 45 DAYS AFTER THE PROVISION OF THE NOTICE, THE STATE HIGHWAY ADMINISTRATION OR A LOCAL JURISDICTION SHALL HOLD A PUBLIC HEARING IN THE MEMBER’S LEGISLATIVE DISTRICT TO ADDRESS ISSUES RELATED TO THE PROPOSED SPEED LIMIT INCREASE.”.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

**House Bill 1458 – Chair, Appropriations Committee (By Request –
Departmental – Public Safety and Correctional Services)**

AN ACT concerning

**Correctional Services – Charges Recommending Discipline – Investigative
Period**

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. 478)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #39

**House Bill 1034 – Queen Anne’s County Delegation and Kent County
Delegation**

AN ACT concerning

Kent County and Queen Anne’s County – School Buses – Length of Operation

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 479)

The Bill was then sent to the Senate.

**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

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 480)

The Bill was then sent to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 481)

The Bill was then sent to the Senate.

House Bill 1245 – Delegates Valentino–Smith and Vallario

AN ACT concerning

Crime Victim and Crime Victim’s Representative – Electronic Notification

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 482)

The Bill was then sent to the Senate.

House Bill 1259 – Delegate A. Washington

AN ACT concerning

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 483)

The Bill was then sent to the Senate.

House Bill 1302 – Delegates Parrott, Cluster, Glass, Hough, and Serafini

AN ACT concerning

Agreements to Defend or Pay the Cost of Defense – Void

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 484)

The Bill was then sent to the Senate.

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 128 Negative – 9 (See Roll Call No. 485)

The Bill was then sent to the Senate.

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 486)

The Bill was then sent to the Senate.

House Bill 1390 – St. Mary’s County Delegation

AN ACT concerning

St. Mary's County – Public Officials – Salaries

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 487)

The Bill was then sent to the Senate.

House Bill 1393 – St. Mary's County Delegation

AN ACT concerning

St. Mary's County – John Hanson Briscoe Circuit Courthouse for St. Mary's County

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 488)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #40**House Bill 782 – Delegate Clippinger**

AN ACT concerning

Criminal Law – Third Degree Sexual Offense – Burglary

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 489)

The Bill was then sent to the Senate.

House Bill 812 – Delegates Lee, Beidle, Boteler, Burns, Carr, Cullison, DeBoy, Elliott, Gaines, Glenn, Gutierrez, Haynes, Healey, Hixson, Howard, A. Kelly, K. Kelly, A. Miller, Minnick, Pena-Melnyk, B. Robinson, Stukes, F. Turner, Vaughn, and A. Washington

AN ACT concerning

Education – Middle Schools – Automated External Defibrillators

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 490)

The Bill was then sent to the Senate.

House Bill 857 – Delegates Smigiel, Dwyer, and Glass

AN ACT concerning

Courts – Attorneys – Subpoena Procedures and Forms for Circuit Courts

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 491)

The Bill was then sent to the Senate.

House Bill 921 – Delegate Hough

AN ACT concerning

Criminal Procedure – Certificate of Completion

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 492)

The Bill was then sent to the Senate.

House Bill 923 – Delegates Zucker, Hixson, Afzali, Arora, Barve, Bobo, Boteler, Branch, Cardin, Clippinger, Frick, George, Guzzone, Hammen, Harper, Howard, Ivey, Kach, Kaiser, Lafferty, Luedtke, McIntosh, A. Miller, Mitchell, Myers, Niemann, Olszewski, Pena-Melnyk, Ready, Serafini, Stein, Stukes, Summers, F. Turner, Walker, A. Washington, and M. Washington

AN ACT concerning

Income Tax Subtraction Modification – Mortgage Forgiveness Debt Relief – Extension

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 493)

The Bill was then sent to the Senate.

House Bill 939 – Caroline County Delegation

AN ACT concerning

Caroline County and Talbot County – Annual Financial Report – Filing Date

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 494)

The Bill was then sent to the Senate.

**House Bill 962 – Delegates Hough, Arora, Boteler, Cluster, Costa, DeBoy,
Fraser-Hidalgo, Holmes, Kipke, Kramer, McConkey, McDermott,
W. Miller, and Simmons**

AN ACT concerning

**State Correctional Facilities – Correctional Officers – Polygraph
Examination**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 495)

The Bill was then sent to the Senate.

**House Bill 973 – Prince George’s County Delegation and Montgomery County
Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Commission Infractions –
Watershed Regulations
PG/MC 102-14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 496)

The Bill was then sent to the Senate.

House Bill 976 – Prince George’s County Delegation

AN ACT concerning

Prince George’s County – State’s Attorney – Salary

PG 310–14

Read the third time and passed by yeas and nays as follows:

Affirmative – 118 Negative – 13 (See Roll Call No. 497)

The Bill was then sent to the Senate.

House Bill 1006 – Delegates Kaiser, Eckardt, Barkley, Burns, Carr, Cullison, Guzzone, Healey, Howard, Lafferty, Luedtke, A. Miller, Reznik, Sophocleus, F. Turner, Valderrama, Waldstreicher, and Zucker

AN ACT concerning

Task Force to Study the Impact of Expanding Credit and Noncredit Courses for Students With Intellectual and Developmental Disabilities – Extension

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 498)

The Bill was then sent to the Senate.

House Bill 1015 – Delegates Arora and Clippinger

AN ACT concerning

Drunk Driving – Transporting a Minor – Ignition Interlock System Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 499)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #41

House Bill 58 – Delegate Haddaway–Riccio

AN ACT concerning

Talbot County – Chesapeake Bay Critical Area – Prosecution or Civil Suit for Certain Violations

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 500)

The Bill was then sent to the Senate.

House Bill 116 – Delegate Conaway

AN ACT concerning

Public Safety – Law Enforcement Officers – Video Cameras

Read the third time and passed by yeas and nays as follows:

Affirmative – 102 Negative – 35 (See Roll Call No. 501)

The Bill was then sent to the Senate.

House Bill 181 – Carroll County Delegation

AN ACT concerning

**Courts and Judicial Proceedings – Circuit Court for Carroll County – Fees
for Appearance of Counsel**

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 6 (See Roll Call No. 502)

The Bill was then sent to the Senate.

House Bill 182 – Carroll County Delegation

AN ACT concerning

Carroll County – Sheriff – Salary

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 2 (See Roll Call No. 503)

The Bill was then sent to the Senate.

House Bill 318 – Garrett County Delegation

AN ACT concerning

Garrett County – Salary Study Commission – Member Replacement

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 504)

The Bill was then sent to the Senate.

House Bill 343 – Allegany County Delegation and Garrett County Delegation

AN ACT concerning

Allegany County and Garrett County – Boards of Education – Removal of Ex Officio Member

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 505)

The Bill was then sent to the Senate.

House Bill 350 – Delegates Haddaway–Riccio and Eckardt

AN ACT concerning

Education – Talbot County Board of Education – Lease of Public School Facility

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 506)

The Bill was then sent to the Senate.

House Bill 390 – Dorchester County Delegation

AN ACT concerning

Office of the State’s Attorney – Dorchester County – Authority to Appoint Criminal Investigators

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 507)

The Bill was then sent to the Senate.

House Bill 485 – Frederick County Delegation

AN ACT concerning

Frederick County – Sheriff – Salary

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 3 (See Roll Call No. 508)

The Bill was then sent to the Senate.

House Bill 656 – Delegates Ready, Anderson, Hough, McComas, and Mitchell

AN ACT concerning

Estates and Trusts – Personal Representatives and Guardians – Standards

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 509)

The Bill was then sent to the Senate.

**House Bill 695 – Delegates McComas, Clippinger, Cluster, Dumais, Dwyer,
Elliott, Glass, K. Kelly, Krebs, McDermott, Sophocleus, Stocksdale,
Swain, Valentino-Smith, and Wood**

AN ACT concerning

**Crimes – Obstructing Justice – Tampering With or Fabricating Physical
Evidence**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 510)

The Bill was then sent to the Senate.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 1140 – Delegate Luedtke

AN ACT concerning

Local Gaming – Charitable Casino Events

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB1140/213523/2

BY: Delegate Luedtke

AMENDMENTS TO HOUSE BILL 1140, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 11, after “prizes;” insert “authorizing certain qualified organizations to offer or award certain cash prizes under certain circumstances;”; and in line 17, after “terms;” insert “providing that this Act does not apply until a certain date to a certain county;”.

On page 1 of the Committee on Ways and Means Amendments (HB1140/285262/2), in line 3 of Amendment No. 1, after “counties” insert “; providing that a certain qualified organization authorized to operate a certain machine may conduct a charitable casino event”.

AMENDMENT NO. 2

On page 9 of the bill, in line 12, after “**(1)**” insert “**EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION,**”; and after line 20, insert:

“(F) A QUALIFIED ORGANIZATION MAY OFFER OR AWARD A CASH PRIZE IF:

(1) THE QUALIFIED ORGANIZATION OFFERED OR AWARDED A CASH PRIZE ON OR BEFORE APRIL 1, 2014; AND

(2) THE CASH PRIZE DOES NOT EXCEED \$2,500.”;

and in lines 21 and 24, strike “**(F)**” and “**(G)**”, respectively, and substitute “**(G)**” and “**(H)**”, respectively.

On page 11 of the bill, after line 13, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act does not apply until June 1, 2016, to a county that authorized charitable casino events as of October 1, 2014.”;

and in line 14, strike “2.” and substitute “3.”.

AMENDMENT NO. 3

On page 3 of the Committee on Ways and Means Amendments, in line 3 of Amendment No. 8, after “BASED.” insert:

“(G) A QUALIFIED ORGANIZATION MAY CONDUCT A CHARITABLE CASINO EVENT IF THE ORGANIZATION HAS BEEN AUTHORIZED TO OPERATE:

(1) AN INSTANT TICKET LOTTERY MACHINE DESCRIBED IN § 9-112 OF THE STATE GOVERNMENT ARTICLE;

(2) A SLOT MACHINE, AS DEFINED IN § 12-301 OF THIS ARTICLE;
OR

(3) AN ELECTRONIC INSTANT BINGO MACHINE DESCRIBED IN § 12-308 OF THIS ARTICLE.”.

The preceding 3 amendments were read and adopted.

FLOOR AMENDMENT

HB1140/513823/1

BY: Delegate O'Donnell

AMENDMENTS TO HOUSE BILL 1140

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 17, after “terms;” insert “providing that certain provisions of this Act do not apply in Calvert County;”.

AMENDMENT NO. 2

On page 6, after line 4, insert:

“13-2A-01.1.

THIS SUBTITLE DOES NOT APPLY IN CALVERT COUNTY.”.

The preceding 2 amendments were read and adopted by a roll call vote as follows:

Affirmative – 75 Negative – 57 (See Roll Call No. 511)

Delegate Luedtke moved to make the Bill a Special Order for Saturday.

The motion was adopted.

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #42

House Bill 79 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Courts – Juveniles – Expungement of Records

Read the third time and passed by yeas and nays as follows:

Affirmative – 92 Negative – 41 (See Roll Call No. 512)

The Bill was then sent to the Senate.

House Bill 93 – ~~Delegate Murphy~~ Delegates Murphy and Waldstreicher

AN ACT concerning

Criminal Law – Animal Cruelty – Payment of Costs

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 513)

The Bill was then sent to the Senate.

House Bill 118 – Delegate Luedtke

AN ACT concerning

~~Greenhouse Gas Emissions Reductions – Progress Report – Ocean~~
Acidification

Task Force to Study the Impact of Ocean Acidification on State Waters

Read the third time and passed by yeas and nays as follows:

Affirmative – 102 Negative – 30 (See Roll Call No. 514)

The Bill was then sent to the Senate.

**House Bill 294 – Delegates Carter, Anderson, Braveboy, Burns, Dwyer, Glass,
Glenn, Jones, Nathan–Pulliam, Oaks, Pena–Melnik, B. Robinson,
Smigiel, Swain, V. Turner, Valentino–Smith, and Walker**

AN ACT concerning

**Law Enforcement Officers – Entrance–Level and ~~Annual~~ In–Service Training
Requirements
(Christopher’s Law)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 515)

The Bill was then sent to the Senate.

House Bill 344 – Charles County Delegation

AN ACT concerning

**Charles County – Sunday Car ~~Sales~~ Sales Blue Law Exemption – Enabling
Authority**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 516)

The Bill was then sent to the Senate.

House Bill 345 – Delegates Rosenberg, Clippinger, Holmes, and Hough

AN ACT concerning

Courts – Certificate of Merit – Provider of Professional Services

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 517)

The Bill was then sent to the Senate.

House Bill 599 – Delegate Dumais

AN ACT concerning

Law Enforcement ~~Officer~~ Officers' Bill of Rights – ~~Hearing Board – Exclusion of Evidence~~ Show Cause Order – Appropriate Relief

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 518)

The Bill was then sent to the Senate.

House Bill 665 – Delegates Kramer, Barkley, Fraser-Hidalgo, A. Miller, S. Robinson, Simmons, Stocksdale, and Valderrama

AN ACT concerning

Crimes Relating to Animals – Surgery on Dogs – Penalties

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 519)

The Bill was then sent to the Senate.

House Bill 697 – Delegates Valderrama, Arora, Clippinger, and Valentino-Smith

AN ACT concerning

Crimes – Threat of Mass Violence

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 520)

The Bill was then sent to the Senate.

House Bill 807 – Delegates Lee, Clippinger, Cullison, DeBoy, Gutierrez, Healey, Howard, A. Kelly, McComas, McDonough, McMillan, B. Robinson, S. Robinson, and Stocksdales

AN ACT concerning

Criminal Law – Burglary in the First Degree – Home Invasion and ~~Armed Home Invasion~~

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 521)

The Bill was then sent to the Senate.

House Bill 947 – Delegate Stein

AN ACT concerning

**Public Safety – Building Codes – Balcony Railing Inspections
(Jonathan’s Law)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 101 Negative – 36 (See Roll Call No. 522)

The Bill was then sent to the Senate.

House Bill 985 – Delegate Anderson

AN ACT concerning

Office of the Public Defender – Eligibility for Services

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 2 (See Roll Call No. 523)

The Bill was then sent to the Senate.

House Bill 1312 – Delegate Beidle

AN ACT concerning

Program Open Space Sites – Public Access

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 524)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #43

House Bill 1043 – Prince George’s County Delegation

AN ACT concerning

Prince George’s County – Deferred Water and Sewer Charges Homeowner Disclosure Act of 2014 PG 413–14

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 525)

The Bill was then sent to the Senate.

House Bill 1047 – Prince George’s County Delegation

AN ACT concerning

Employees’ Pension System – Prince George’s County – ~~Optional~~ Officials – Membership PG 418–14

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 526)

The Bill was then sent to the Senate.

House Bill 1051 – ~~Delegates Cluster, Aumann, Boteler, Bromwell, DeBoy, Frank, Impallaria, Kach, Lafferty, Malone, McDonough, Minnick, Morhaim, Stein, Szeliga, and Weir~~ Baltimore County Delegation

AN ACT concerning

Workers’ Compensation – Baltimore County Deputy Sheriff

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 1 (See Roll Call No. 527)

The Bill was then sent to the Senate.

House Bill 1137 – Delegate Dumais

AN ACT concerning

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 528)

The Bill was then sent to the Senate.

House Bill 1200 – Delegates Pena–Melnik, 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

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 529)

The Bill was then sent to the Senate.

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

Delegate Impallaria moved to reconsider the vote by which **House Bill 1212** was ordered printed for Third Reading.

The motion was rejected by a roll call vote as follows:

Affirmative – 40 Negative – 94 (See Roll Call No. 530)

Delegate Minnick moved the previous question.

The motion was adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 111 Negative – 25 (See Roll Call No. 531)

The Bill was then sent to the Senate.

**House Bill 1381 – ~~Delegates Sophocles and George~~ Anne Arundel County
Delegation**

AN ACT concerning

Anne Arundel County – Sheriff – Salary Increases

Read the third time and passed by yeas and nays as follows:

Affirmative – 128 Negative – 5 (See Roll Call No. 532)

The Bill was then sent to the Senate.

House Bill 1399 – Washington County Delegation

AN ACT concerning

Washington County – Sheriff and County Commissioners – Salaries

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 533)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #44

House Bill 180 – Dorchester County Delegation

AN ACT concerning

**Dorchester County Sanitary Commission – Enforcement of Liens – Tax Sale
Authorization**

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 3 (See Roll Call No. 534)

The Bill was then sent to the Senate.

House Bill 286 – Delegates Valentino-Smith, Arora, Clippinger, Howard, Rosenberg, Swain, and Valderrama

AN ACT concerning

Criminal Law – Use of Handgun in Crime of Violence or Felony – Statute of Limitations

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 535)

The Bill was then sent to the Senate.

House Bill 397 – Delegates Simmons, Dumais, Carter, Anderson, Arora, Conaway, Glass, K. Kelly, McComas, McDermott, Rosenberg, Smigiel, Valderrama, Valentino-Smith, Vallario, Vitale, ~~and Waldstreicher~~ Waldstreicher, and Costa

AN ACT concerning

Peace Orders and Protective Orders – Consent Orders – Shielding

Read the third time and passed by yeas and nays as follows:

Affirmative – 106 Negative – 29 (See Roll Call No. 536)

The Bill was then sent to the Senate.

House Bill 410 – Delegates Anderson, Rosenberg, Carter, Branch, Braveboy, Conaway, Davis, Gaines, Glenn, Harper, Haynes, Holmes, Ivey, Jones, Nathan-Pulliam, Oaks, Pena-Melnyk, Proctor, B. Robinson, Stukes, Summers, Swain, Tarrant, V. Turner, Vaughn, A. Washington, M. Washington, and Wilson

AN ACT concerning

Criminal Procedure – Expungement – ~~Misdemeanor Convictions~~ Subsequent Conviction or Pending Criminal Proceeding

Delegate Olszewski moved to lay the Bill on the Table.

The motion was rejected by a roll call vote as follows:

Affirmative – 58 Negative – 72 (See Roll Call No. 537)

Delegate Cane moved the previous question.

The motion was adopted.

Read the third time and failed for want of a constitutional majority:

Affirmative – 69 Negative – 65 (See Roll Call No. 538)

**House Bill 422 – Delegates Hixson, Barve, Cardin, Frush, Kach, Kramer,
McMillan, Stukes, F. Turner, and A. Washington**

AN ACT concerning

Dogs – Discrimination Based on Breed, Type, or Heritage – Prohibited

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 2 (See Roll Call No. 539)

The Bill was then sent to the Senate.

House Bill 434 – Delegates Arora ~~and Barve~~, Barve, and A. Miller

AN ACT concerning

Personal Property Tax ~~Returns~~ Reports – Electronic Filing

Read the third time and passed by yeas and nays as follows:

Affirmative – 110 Negative – 26 (See Roll Call No. 540)

The Bill was then sent to the Senate.

**House Bill 667 – Delegates Kramer, Barkley, Fraser-Hidalgo, A. Miller,
S. Robinson, Simmons, Stocksdale, and Valderrama**

AN ACT concerning

**Crimes Relating to Animals – Unauthorized Surgical Devocalization of Cat or
Dog – Penalties**

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 2 (See Roll Call No. 541)

The Bill was then sent to the Senate.

House Bill 668 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Income Tax Credit – Health Enterprise Zones – Modifications

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 542)

The Bill was then sent to the Senate.

House Bill 957 – Delegates Valentino-Smith, Clippinger, DeBoy, Frank, Hubbard, Kaiser, A. Kelly, McMillan, Niemann, B. Robinson, Stocksdale, Swain, and Valderrama

AN ACT concerning

Impaired Driving – Repeat Offenders – Penalties

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 543)

The Bill was then sent to the Senate.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 390 – Baltimore City Senators (By Request – Baltimore City Administration)

AN ACT concerning

Criminal Law – Illegal Dumping and Litter Control Law – Driver's License – Points

FOR the purpose of requiring a court to notify the Motor Vehicle Administration of a certain violation of the Illegal Dumping and Litter Control Law; requiring the

Chief Judge of the District Court and the Administrative Office of the Courts, in conjunction with the Administration, to establish certain procedures; requiring a certain number of driver's license points to be assessed against an individual who is convicted of a violation of the Illegal Dumping and Litter Control Law under certain circumstances; making a certain conforming change; and generally relating to illegal dumping and litter control.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 10–110(f)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–402(a) and 26–305(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 480 – ~~Senator Klausmeier~~ Senators Klausmeier, Currie, Middleton, Montgomery, Feldman, Glassman, Kelley, Kittleman, Mathias, and Pugh

EMERGENCY BILL

AN ACT concerning

Injured Workers' Insurance Fund Employees – Registration as Registered Lobbyists

FOR the purpose of authorizing an employee of the Injured Workers' Insurance Fund to register and maintain registration as a registered lobbyist under certain circumstances; making this Act an emergency measure; and generally relating to the registration of Injured Workers' Insurance Fund employees as registered lobbyists.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 10–102(f)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 601 – Senators Miller, Astle, Benson, Brinkley, Colburn, Conway, Currie, DeGrange, Dyson, Edwards, Feldman, Ferguson, Forehand, Frosh, Getty, Gladden, Glassman, Jones–Rodwell, Kasemeyer, King, Kittleman, Klausmeier, Madaleno, Manno, Mathias, McFadden, Middleton, Montgomery, Peters, Pugh, Ramirez, Raskin, Robey, Rosapepe, Stone, Young, and Zirkin

AN ACT concerning

Business and Economic Development – Maryland E–Nnovation Initiative Program

FOR the purpose of establishing a Maryland E–Nnovation Initiative Program for certain purposes; establishing a Maryland E–Nnovation Initiative Fund in the Department of Business and Economic Development for certain purposes; establishing a Maryland E–Nnovation Initiative Fund Authority in the Department for certain purposes; providing for the investment of money in and expenditures from the Fund; providing for the membership and duties of the Authority; allowing certain persons to purchase credits against the insurance premium tax or Maryland corporate income tax in order to fund certain research at certain institutions of higher education; providing for the duties of the Department in connection with the Program; requiring the Authority to obtain the services of an independent third party to conduct a bidding process for the purchase of certain tax credits for certain purposes; establishing certain requirements for certain offers for certain tax credit bids; limiting the total tax credits that may be allowed for all years; requiring certain dedicated capital to be paid to the Fund in certain amounts in accordance with certain procedures; requiring the Department to issue certain tax credit certificates in a certain manner; providing for certain penalties under certain circumstances; authorizing the Department to purchase certain insurance for certain purposes; authorizing a purchaser of certain tax credits to claim the credits for certain taxable years in a certain manner; providing for the transfer of certain tax credits under certain circumstances; providing for the creation and administration of certain research endowments by certain governing bodies of certain institutions of higher education; requiring certain institutions of higher education to obtain certain qualified donations in order to receive certain matching funds; requiring certain reports on the receipt of qualified donations; providing for the expenditure of endowment proceeds under certain circumstances; establishing certain requirements for certain individuals in certain positions funded by endowment proceeds; requiring the Authority to issue certain eligibility criteria; requiring the governing body of a certain institution of higher education to submit certain research endowment plans to the Authority; requiring the Authority to make available a certain amount of funds to match qualified donations; requiring the Authority to review certain requests and distribute certain funds under certain circumstances; requiring a certain institution of higher education to deposit certain qualified donations into certain research endowments by a certain date; providing for the reallocation of

certain funds under certain circumstances; requiring that certain designated capital be treated in a certain manner under certain circumstances; requiring the Department to submit certain information to the Maryland Insurance Administration; providing for the application of certain laws to certain services and transactions under this Act; requiring the Department to administer the Program and to adopt certain regulations; requiring the Department to submit an annual report to the Governor and certain committees of the General Assembly on certain matters; requiring the Department to publish the report on the Department's Web site in a certain format; prohibiting a certain publication from including any proprietary or confidential information; defining certain terms; and generally relating to tax credits, higher education, and the Maryland E–Nnovation Initiative Program.

BY adding to

Article – Economic Development

Section 6–601 through 6–631 to be under the new subtitle “Subtitle 6. Maryland E–Nnovation Initiative Program”

Annotated Code of Maryland

(2008 Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance

Section 6–122

Annotated Code of Maryland

(2011 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 Ways and Means and the Committee on Appropriations.

Senate Bill 604 – Senators Manno, Astle, Benson, Brinkley, Colburn, Currie, DeGrange, Edwards, Feldman, Ferguson, Forehand, Frosh, Getty, Gladden, Glassman, Jennings, Jones–Rodwell, Kasemeyer, King, Kittleman, Klausmeier, Madaleno, Mathias, McFadden, Middleton, Miller, Peters, Pugh, Ramirez, Raskin, Robey, Rosapepe, Stone, Young, and Zirkin

AN ACT concerning

**Income Tax Forms – Graphical Representation of General Fund
Expenditures**

FOR the purpose of requiring the Comptroller to include on certain income tax forms a demonstrative representation of how much of each dollar that the General Fund receives is spent on certain categories; providing that the representation may be in graphical or pictorial form; requiring the Comptroller, in consultation with the Department of Budget and Management and the Department of Legislative Services, to make certain determinations; requiring the Comptroller to post the representation on the Comptroller's Web site and to include it in certain instructions on the Web site; and generally relating to a requirement that the Comptroller include certain information on certain tax forms.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 2–104(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 736 – Senator Jones–Rodwell (By Request – Baltimore City Administration)

AN ACT concerning

**Baltimore City – Property Tax Credit for Historic or Heritage Properties –
Calculation**

FOR the purpose of authorizing the Mayor and City Council of Baltimore City to implement, by law, a certain property tax credit that may not exceed a certain amount under certain circumstances; authorizing the Mayor and City Council of Baltimore City to adopt certain requirements and procedures to carry out the tax credit; requiring a certain value to be determined by the State Department of Assessments and Taxation; requiring a certain value to be determined by certain professional appraisers; excluding Baltimore City from a certain calculation for a certain property tax credit; and generally relating to a property tax credit for historic and heritage properties in Baltimore City.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–204.1
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 785 – Senators Currie, Benson, Colburn, Conway, DeGrange, Dyson, Edwards, Ferguson, Forehand, Getty, Jones–Rodwell, King, Klausmeier, Madaleno, McFadden, Montgomery, Muse, Peters, Pugh, Ramirez, Robey, Rosapepe, Stone, ~~and Young~~ Young, Pinsky, and Simonaire

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.

Senate Bill 827 – Senator Pugh

AN ACT concerning

Criminal Law – Possession of Dangerous or Wild Animals

FOR the purpose of altering the list of entities and individuals to which certain provisions relating to dangerous or wild animals, including a prohibition on importing into the State, offering for sale, trading, bartering, possessing, breeding, or exchanging certain animals, do not apply; ~~establishing that certain provisions relating to dangerous animals do not prohibit the holder of a certain federal exhibitor's license from importing into the State, offering for sale, trading, bartering, possessing, breeding, or exchanging certain animals; 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~~ prohibiting certain holders of a certain federal exhibitor's license from possessing certain animals not possessed on a certain date; authorizing certain holders of a certain federal exhibitor's license to possess or breed certain animals if certain conditions are met; requiring rather than authorizing a local animal control authority to take certain steps to find long-term placement of certain seized animals; and generally relating to the possession of dangerous or 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.

Senate Bill 960 – Senator Ferguson

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.

Senate Bill 975 – Senators Montgomery, Benson, Ramirez, and Rosapepe

AN ACT concerning

Small Business Reserve Program – Definition of Small Business – Repeal of Sunset Provision

FOR the purpose of repealing the termination provision of a certain provision of law relating to the definition of “small business” as used for the purposes of the Small Business Reserve Program; and generally relating to the Small Business Reserve Program.

BY repealing and reenacting, with amendments,
Chapter 539 of the Acts of the General Assembly of 2012
Section 2

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

Senate Bill 993 – Senators Brinkley and Young

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.

Senate Bill 364 – Senators Zirkin and Kittleman

AN ACT concerning

Criminal Law – Possession of Marijuana – Civil Offense

FOR the purpose of altering the penalty for the use or possession of less than a certain quantity of marijuana; making the use or possession of less than a certain quantity of marijuana a civil offense; establishing that a person who violates this Act may be issued a certain citation; requiring a court to summon a certain person to appear in court under certain circumstances; authorizing a court to order a person convicted of a violation of this Act for a third or subsequent time to attend a certain program; authorizing a police officer to issue a certain citation under certain circumstances; establishing that a certain violation of this Act is not a criminal conviction and does not impose any of the civil disabilities that may result from a criminal conviction; establishing certain requirements for a citation issued under this Act; providing that persons who receive a certain citation may pay the civil penalty or may elect to stand trial in the District Court; requiring a civil penalty collected under this Act to be remitted to the Department of Health and Mental Hygiene; requiring the Department of Health and Mental Hygiene to use certain money for certain purposes; requiring the District Court to prescribe a certain form of citation; requiring the Chief Judge of the District Court to establish a certain schedule for the prepayment of a certain fine; providing that a minor who violates certain provisions of this Act is subject to certain procedures and dispositions; prohibiting a certain citation for a violation of certain provisions of this Act from being subject to public inspection or included on a certain public Web site; 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; authorizing a court to order a certain child to participate in a certain substance abuse education or rehabilitation program under certain circumstances; altering a certain defined term; making conforming changes; and generally relating to penalties for possession of marijuana.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 3–8A–01(dd), 3–8A–19(e)(2), ~~and~~ 3–8A–33(a), and 7–302(a)

Annotated Code of Maryland

(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Courts and Judicial Proceedings

Section 3–8A–19(e)(1)

Annotated Code of Maryland

(2013 Replacement Volume and 2013 Supplement)

BY adding to

Article – Courts and Judicial Proceedings

Section 7–302(g)

Annotated Code of Maryland

(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 5–601
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY adding to
Article – Criminal Law
Section 5–601.1
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 5–212
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 688 – Senators Raskin, Conway, Feldman, Ferguson, Kelley, King, Madaleno, Manno, Montgomery, Peters, Pinsky, Pugh, ~~and Rosapepe~~ Rosapepe, and Forehand

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~~ an employer is liable under certain circumstances in an action concerning a violation of certain provisions of law based on the creation or continuation of a hostile work environment; 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.

QUORUM CALL

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

(See Roll Call No. 544)

ADJOURNMENT

At 2:14 P.M. on motion of Delegate Barve the House adjourned until 11:00 A.M. on Legislative Day March 12, 2014, Calendar Day Saturday, March 15, 2014.

Annapolis, Maryland
Legislative Day: March 12, 2014
Calendar Day: Saturday, March 15, 2014

The House met at 11:31 A.M. 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 131 Members present.

(See Roll Call No. 548)

The Journal of March 11, 2014 was read and approved.

EXCUSES:

Del. Bobo – grandson's death
Del. DeBoy – illness
Del. Dwyer – weekend incarceration
Del. Frank – medical
Del. Harper – medical
Del. Hogan – personal
Del. Myers – personal
Del. Oaks – business
Del. Stifler – late – personal

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 840 – ~~Senator Jones-Rodwell~~ Senators Jones-Rodwell, Conway, Ferguson, and Montgomery

AN ACT concerning

**Corporations – Members of Boards of Directors – Demographic Information –
Report to Board of Public Works**

FOR the purpose of requiring certain corporations to submit a certain report each year to the Board of Public Works; specifying the contents of a certain report; and

generally relating to reports on the demographics of the members of boards of directors of certain corporations submitted to the Board of Public Works.

BY adding to

Article – State Finance and Procurement

Section 10–207

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

THE COMMITTEE ON APPROPRIATIONS REPORT #8

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 1545 – Delegates Conway, M. Washington, and DeBoy

AN ACT concerning

University of Maryland Medical System Corporation – Governance – Medical Center Employees

HB1545/834764/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1545

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 18, after “Act;” insert “providing for the application of this Act; honoring certain collective bargaining agreements subject to certain terms and requirements; providing that certain individuals exclusively represented maintain certain representation under certain circumstances;”.

AMENDMENT NO. 2

On page 6, after line 10, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(1) Nothing in Section 1 of this Act shall be construed to affect the recognition of bargaining representatives of employees working at the University of Maryland Medical Center that are in existence on the effective date of this Act;

(2) Following the effective date of this Act, any collective bargaining agreements shall continue to be honored by the subsidiary established in Section 1 of this Act, subject to the terms of the collective bargaining agreements and the requirements of the National Labor Relations Act; and

(3) Those individuals employed by the Medical System Corporation who have elected to be exclusively represented shall not have that representation affected by the creation of the new subsidiary established in Section 1 of this Act.”;

and in line 11, strike “2.” and substitute “3.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Schuh moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #14

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 702 – Delegates Vaughn, Haddaway–Riccio, Howard, McHale, Schulz, Swain, and Valentino–Smith

AN ACT concerning

Professional Land Surveyors – Licensure Qualifications – Revisions

HB0702/813993/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 702

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “for” insert “applicants for”; in line 7, after “waive” insert “certain examination requirements”; and in line 9, strike “examination requirements” and substitute “examinations”.

AMENDMENT NO. 2

On page 2, in line 3, strike “**THAT INCLUDES**” and substitute “**FROM A COLLEGE OR UNIVERSITY THAT IS ACCREDITED BY, OR IS A CONSTITUENT UNIT OF AN INSTITUTION ACCREDITED BY, THE MIDDLE STATES ASSOCIATION OF COLLEGES AND UNIVERSITIES OR THE EQUIVALENT REGIONAL ACCREDITING ASSOCIATION OF OTHER REGIONAL AREAS AND POSSESSES, BEGINNING ON OCTOBER 1, 2023,**”; in line 7, after “(3)” insert:

“(I) **ON OR BEFORE SEPTEMBER 30, 2017,**”;

in the same line, strike the second set of brackets; in the same line, strike “4”; in line 8, after the first bracket, insert “**OF**”; in line 10, strike “and” and substitute “**OR**”; and after line 10, insert:

“(II) **BEGINNING ON OCTOBER 1, 2017, HAS AT LEAST 4 YEARS OF EXPERIENCE IN LAND SURVEYING THAT IS SATISFACTORY TO THE BOARD AND THAT INDICATES TO THE BOARD THAT THE APPLICANT MAY BE COMPETENT TO PRACTICE LAND SURVEYING; AND**”.

AMENDMENT NO. 3

On page 2, in line 23, strike “LAND”; in line 25, after “(4)” insert:

“(I) **ON OR BEFORE SEPTEMBER 30, 2017,**”;

in the same line, strike the third set of brackets; in the same line, strike “6”; in line 26, after the first bracket, insert “**OF**”; in line 28, strike “and” and substitute “**OR**”; and after line 28, insert:

“(II) **BEGINNING ON OCTOBER 1, 2017, HAS AT LEAST 6 YEARS OF EXPERIENCE IN LAND SURVEYING THAT IS SATISFACTORY TO THE BOARD AND THAT INDICATES TO THE BOARD THAT THE APPLICANT MAY BE COMPETENT TO PRACTICE LAND SURVEYING; AND**”.

AMENDMENT NO. 4

On page 2, in line 12, strike “A WRITTEN EXAMINATION IN”; in line 13, strike “LAND”; in line 30, strike “A WRITTEN EXAMINATION IN”; and in line 31, strike “LAND”.

On page 3, in line 14, strike “A WRITTEN EXAMINATION IN”; in line 15, strike “LAND”; in line 31, strike “A WRITTEN” and substitute “THE”; and in line 32, strike “LAND”.

On page 4, in line 6, strike “A WRITTEN EXAMINATION IN”; in line 7, strike “LAND”; and in line 30, strike “A WRITTEN” and substitute “AN”.

AMENDMENT NO. 5

On page 3, strike lines 24 and 25 in their entirety; in line 26, strike “[i] (II)” and substitute “(I)”; in the same line, after “equivalent” insert “AND, BEGINNING ON OCTOBER 1, 2023, POSSESSES A MINIMUM OF 32 CREDIT HOURS OF LAND SURVEYING THAT THE BOARD APPROVES”; in line 27, strike “[ii] (III)” and substitute “(II)”; in line 28, after “years” insert “OF”; and in line 31, strike “[iii] (IV)” and substitute “(III)”.

On page 4, in line 1, strike “(V)” and substitute “(IV)”; in line 5, strike “[iv] (VI)” and substitute “(V)”; and in line 13, strike “[1)(ii] (1)(III)” and substitute “(1)(II)”.

The preceding 5 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 918 – Delegate Costa

AN ACT concerning

**Business Regulation – Automated Purchasing Machines – Licensing of
Buyers and Required Records**

HB0918/793798/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 918

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Costa” and substitute “Delegates Costa, Clippinger, and M. Washington”; in line 15, after “revoked;” insert “requiring a buyer to ensure that each automated purchasing machine that the buyer owns or operates in the State meets certain requirements;”; in line 22, after “time;” insert “providing that certain reporting requirements may not be construed to require a buyer to incur a certain financial burden;”; in line 23, after “time;” insert “requiring a buyer to provide certain personal property to the primary law enforcement unit on request and at the cost of the buyer; requiring a buyer to make certain personal property available for inspection by the primary law enforcement unit at a certain time; requiring buyers to remove certain personal property from an automated purchasing machine in a certain manner and to provide a certain notice; authorizing the primary law enforcement unit to inspect personal property being removed from an automated purchasing machine at the time of removal;”; in line 28, strike “an automated purchasing machine operator” and substitute “a buyer”; in line 29, after “minor;” insert “prohibiting a buyer from buying an electronic device under certain circumstances;”; and in line 31, after “Act;” insert “providing that this Act preempts the right of any county or municipality to regulate automated purchasing machines or operators of automated purchasing machines and supercedes any existing law of a county or municipality that regulates automated purchasing machines or operators of automated purchasing machines under certain circumstances;”.

AMENDMENT NO. 2

On page 3, in line 21, after “WHO” insert “;”

(1);

in the same line, strike “AND” and substitute “;”

(2);

and in line 22, after “LICENSEE” insert “;AND

(3) MAINTAINS A PHYSICAL LOCATION IN MARYLAND WHERE THE RESIDENT AGENT REGULARLY CONDUCTS BUSINESS AND AT WHICH THE RESIDENT AGENT OR AN EMPLOYEE OF THE RESIDENT AGENT IS PHYSICALLY PRESENT DURING NORMAL BUSINESS HOURS”.

On page 13, in line 17, after “(A)” insert “A BUYER SHALL ENSURE THAT EACH AUTOMATED PURCHASING MACHINE THAT THE BUYER OWNS OR OPERATES IN THE STATE MEETS THE REQUIREMENTS OF THIS SECTION.

(B)”.

On page 14, in line 5, strike “(B)” and substitute “(C)”; in line 10, strike “(A)(1)” and substitute “(B)(1)”; and in line 13, strike “(A)(2)” and substitute “(B)(2)”.

On page 15, in line 4, strike “A” and substitute “SUBJECT TO PARAGRAPH (III) OF THIS SUBSECTION, A”; in lines 5, 12, 15, 17 and 18, 20, and 28, in each instance, strike “§ 20-401(B)” and substitute “§ 20-401(C)”; and after line 16, insert:

“(III) THE PROVISIONS OF SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY NOT BE CONSTRUED TO REQUIRE A BUYER TO INCUR A SUBSTANTIAL FINANCIAL BURDEN TO COMPLY WITH THE REQUIREMENTS OF THIS PARAGRAPH.”.

AMENDMENT NO. 3

On page 14, in line 27, after “DEVICE” insert “IF IT CAN BE DETERMINED AT THE TIME OF PURCHASE”.

On page 16, in line 16, before “A” insert “(A)”; and after line 17, insert:

“(B) IF AN AUTOMATED PURCHASING MACHINE CANNOT DETERMINE THE SERIAL NUMBER OF AN ELECTRONIC DEVICE AND THE DEVICE IS VALUED AT \$25 OR MORE, THE BUYER MAY NOT PURCHASE THE ELECTRONIC DEVICE.”.

AMENDMENT NO. 4

On page 15, in line 26, after “(B)” insert “(1)”; and after line 29, insert:

“(2) ON THE REQUEST OF THE PRIMARY LAW ENFORCEMENT UNIT, A BUYER SHALL PROVIDE TO THE PRIMARY LAW ENFORCEMENT UNIT ANY PERSONAL PROPERTY PURCHASED BY AN AUTOMATED PURCHASING MACHINE AT THE COST OF THE BUYER.”

(C) A BUYER SHALL MAKE ALL PERSONAL PROPERTY PURCHASED BY AN AUTOMATED PURCHASING MACHINE AVAILABLE FOR INSPECTION BY THE PRIMARY LAW ENFORCEMENT UNIT AT ANY TIME.

(D) (1) A BUYER SHALL REMOVE ALL ITEMS OF PERSONAL PROPERTY FROM AN AUTOMATED PURCHASING MACHINE IN INTERVALS OF NO LESS THAN 10 DAYS.

(2) A BUYER SHALL NOTIFY THE PRIMARY LAW ENFORCEMENT UNIT OF THE DATE AND TIME THE BUYER WILL REMOVE PERSONAL PROPERTY FROM AN AUTOMATED PURCHASING MACHINE AT LEAST 72 HOURS BEFORE REMOVING THE PERSONAL PROPERTY.

(3) THE PRIMARY LAW ENFORCEMENT UNIT MAY INSPECT THE PERSONAL PROPERTY BEING REMOVED FROM AN AUTOMATED PURCHASING MACHINE AT THE TIME OF THE REMOVAL.”

AMENDMENT NO. 5

On page 16, in line 21, strike “\$500;” and substitute “\$1,000;”; and in line 23, strike “\$1,000.” and substitute “\$5,000.”.

AMENDMENT NO. 6

On page 3, in line 26, before “THIS” insert “(A)”; and after line 29, insert:

“(B) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THIS TITLE:

(I) PREEMPTS THE RIGHT OF A COUNTY OR MUNICIPALITY TO REGULATE AUTOMATED PURCHASING MACHINES AND OPERATORS OF AUTOMATED PURCHASING MACHINES; AND

(II) SUPERCEDES ANY EXISTING LAW OF A COUNTY OR MUNICIPALITY THAT REGULATES AUTOMATED PURCHASING MACHINES AND OPERATORS OF AUTOMATED PURCHASING MACHINES.

(2) THIS TITLE DOES NOT LIMIT THE POWER OF A COUNTY OR MUNICIPALITY TO PROHIBIT THE INSTALLATION OR OPERATION OF AUTOMATED PURCHASING MACHINES WITHIN THE COUNTY OR MUNICIPALITY.”.

The preceding 6 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate McComas moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 1118 – Delegates Clagett, Barve, Beidle, DeBoy, Frick, Olszewski, and Walker

AN ACT concerning

Economic Development – Office of the Business Ombudsman – Establishment

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 1168 – Southern Maryland Delegation

AN ACT concerning

Electricity – Certificate – Wind Turbines – Limitation

HB1168/623597/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1168

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “station” insert “above certain heights”; in the same line, strike the first “a”; in the same line, strike “area” and substitute “areas”; in line 8, after “facilities,” insert “altering the scope of a certain exception to the requirement to obtain a certificate of public convenience and necessity under certain circumstances;”; in the same line, after “Act;” insert “defining a certain term; providing for the application of this Act;”; in line 12, after “7–207” insert “and 7–207.1(a)(1)(ii)”; and strike in their entirety lines 15 through 19, inclusive.

AMENDMENT NO. 2

On page 6, in line 7, after “(1)” insert “IN THIS SUBSECTION, “REFERENCE POINT” MEANS A POINT ON THE PATUXENT NAVAL AIR STATION CENTERED AT 38.29667N AND 76.37668W.”

(2);

in line 10, strike “**50 FEET IN**” and substitute “THE”; in the same line, after “**HEIGHT**” insert “SPECIFIED”; in lines 11 and 14, in each instance, strike “**§ 7–207.1(A)(1)(II)5**” and substitute “PARAGRAPH (3)”; in lines 11 and 15, in each instance, strike “**SUBTITLE**” and substitute “SUBSECTION”; after line 12, insert:

“(3) A WIND TURBINE FOR A WIND-POWERED GENERATING STATION MAY NOT EXCEED THE HEIGHT ABOVE GROUND LEVEL SPECIFIED IN THIS PARAGRAPH IN THE AREA DESCRIBED AS FOLLOWS:

(I) EAST OF A LINE PASSING THROUGH THE REFERENCE POINT AND 39.0986N AND 76.5284W AND:

1. NOT MORE THAN 24 MILES FROM THE REFERENCE POINT, 0 FEET;

2. MORE THAN 24 MILES AND NOT MORE THAN 30 MILES FROM THE REFERENCE POINT, 100 FEET;

3. MORE THAN 30 MILES AND NOT MORE THAN 35 MILES FROM THE REFERENCE POINT, 200 FEET;

4. MORE THAN 35 MILES AND NOT MORE THAN 39 MILES FROM THE REFERENCE POINT, 300 FEET;

5. MORE THAN 39 MILES AND NOT MORE THAN 43 MILES FROM THE REFERENCE POINT, 400 FEET;

6. MORE THAN 43 MILES AND NOT MORE THAN 46 MILES FROM THE REFERENCE POINT, 500 FEET;

7. MORE THAN 46 MILES AND NOT MORE THAN 49 MILES FROM THE REFERENCE POINT, 600 FEET; AND

8. MORE THAN 49 MILES AND NOT MORE THAN 56 MILES FROM THE REFERENCE POINT, 700 FEET; AND

(II) WEST OF A LINE PASSING THROUGH THE REFERENCE POINT AND 39.0986N AND 76.5284W AND:

1. SOUTH OF 38.4428N, 0 FEET;

2. NORTH OF 38.4428N AND NO FARTHER NORTH THAN 38.5711N, 100 FEET;

3. NORTH OF 38.5711N AND NO FARTHER NORTH THAN 38.5943N, 200 FEET;

4. NORTH OF 38.5943N AND NO FARTHER NORTH THAN 38.6366N, 300 FEET;

5. NORTH OF 38.6366N AND NO FARTHER NORTH THAN 38.6596N, 400 FEET;

6. NORTH OF 38.6596N AND NO FARTHER NORTH THAN 38.6873N, 500 FEET;

7. NORTH OF 38.6873N AND NO FARTHER NORTH THAN 38.7075N, 600 FEET; AND

8. NORTH OF 38.7075N AND NOT MORE THAN 56 MILES FROM THE REFERENCE POINT, 700 FEET.”;

and in line 13, strike “(2)” and substitute “(4)”.

On page 7, in line 2, after “Station” insert “AND AT A HEIGHT”; in the same line, strike “is” and substitute “ARE”; and in line 9, after “B.” insert “SUBJECT TO § 7-207(H) OF THIS SUBTITLE,”.

AMENDMENT NO. 3

On page 7, in line 14, after “ENACTED,” insert “That this Act may not be construed to affect any wind-powered generating station on which physical construction has begun on or before March 10, 2014.”

SECTION 3. AND BE IT FURTHER ENACTED.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Szeliga moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 1170 – Delegate James

AN ACT concerning

Harford County – Alcoholic Beverages – Residency Requirements

HB1170/813796/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1170

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate James” and substitute “Harford County Delegation”.

AMENDMENT NO. 2

On page 2, in lines 29 and 33, in each instance, strike “SHALL” and substitute “:

1. SHALL”;

and in lines 31 and 36, in each instance, after “EFFECT” insert “**;** **AND**

2. SHALL RESIDE WITHIN A 100-MILE RADIUS OF THE TOWN OF BEL AIR”.

On page 6, in line 32, strike the first “shall” and substitute “:

(I) SHALL”.

On page 7, in line 3, after “EFFECT” insert “**;** **AND**

(II) SHALL RESIDE WITHIN A 100-MILE RADIUS OF THE TOWN OF BEL AIR”.

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 1314 – Delegate Hucker

AN ACT concerning

**Maryland Wage Payment and Collection Law – Awards of Certain Fees and
Costs and Prohibition Against Retaliation**

HB1314/343791/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1314

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 4 and 7, in each instance, strike “requiring” and substitute “authorizing”.

AMENDMENT NO. 2

On page 2 in line 17, and on page 3 in line 1, in each instance, strike “**SHALL**” and substitute “**MAY**”.

On page 3, in lines 1 and 3, strike “**(I)**” and “**(II)**”, respectively, and substitute “**(1)**” and “**(2)**”, respectively.

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 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**

HB1334/113599/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1334

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “or Use of Electronic Cigarettes”; in line 6, after “regulations” insert “, on or before a certain date,”; and strike beginning with “providing” in line 8 down through “products;” in line 9.

AMENDMENT NO. 2

On page 1, in line 22, after “SUBSECTION,” insert “**ON OR BEFORE JUNE 30, 2015,**”.

On page 2, in line 7, after “APPLICABILITY;” insert “AND”; and strike beginning with “; AND” in line 11 down through “NICOTINE” in line 14.

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 1417 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Unemployment Insurance – Work Sharing

HB1417/313595/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1417

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “appeal;” insert “altering the benefit charging provisions for employing units that participate in work sharing;”; strike beginning with “providing” in line 14 down through “law;” in line 17; in line 22, after “Section”

insert “8-611(d).”; in the same line, strike “8-1204” and substitute “8-1204.”; and in line 27, after “Section” insert “8-611(b) and (g) and”.

On page 2, in line 4, strike “and 8-1210”.

AMENDMENT NO. 2

On page 2, after line 9, insert:

“8-611.

(b) Except as provided in subsection (d) of this section, the Secretary shall charge pro rata against the earned rating record of each base period employer all regular benefits and the share of extended benefits required under subsection (c) of this section in the same proportion as the wages paid by the base period employer is to the total wages of the claimant during the base period, and rounded to the nearest dollar.

(d) The Secretary shall charge all regular and extended benefits paid to a claimant against the earned rating record of an employing unit that caused the claimant’s unemployment during any period in which the unemployment is caused by[:

(1) participation of the employing unit in a work sharing unemployment insurance program that the Secretary has approved; or

(2) a shutdown of the employing unit:

[(i)](1) to have employees take their vacations at the same time;

[(ii)](2) for inventory;

[(iii)](3) for retooling; or

[(iv)](4) for any other purpose that is primarily other than a lack of work and that causes unemployment for a definite period.

(g) The Secretary may not charge the earned rating record of an employing unit that has employed a claimant on a continuous part-time basis and continues to

do so while the claimant is separated from other employment and is eligible for benefits because of that separation.”.

AMENDMENT NO. 3

On page 5, strike beginning with “BUT, UNLESS” in line 26 down through “SECRETARY,” in line 27 and substitute “BUT”.

AMENDMENT NO. 4

On page 12, strike in their entirety lines 21 through 32, inclusive.

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 ENVIRONMENTAL MATTERS REPORT #12

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 274 – Delegates Lafferty, Bobo, Carr, Clippinger, Conaway, Frush, Healey, Luedtke, McIntosh, Niemann, S. Robinson, Rosenberg, Stein, Valderrama, Waldstreicher, M. Washington, Wilson, and Zucker

AN ACT concerning

Civil Actions – Statute of Limitations for Certain Specialties and Motion for Certain Deficiency Judgments

HB0274/150314/5

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 274

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Civil Actions” and substitute “Foreclosure Sales of Residential Property”; strike beginning with the comma in line 5 down through the comma in line 6; in line 6, after the semicolon, insert “requiring a certain party that files a certain motion for a deficiency judgment to file within a certain time period;” in

line 7, in each instance, strike “the” and substitute “a certain”; in line 8, after “of” insert “certain sections of”; in the same line, after the semicolon insert “providing that any cause of action for a deficiency judgment on a certain deed of trust, mortgage, or promissory note that accrues before a certain date must be filed within a certain time period under certain circumstances; providing that any motion for a deficiency judgment on a certain deed of trust, mortgage, or promissory note for which an auditor’s report has final ratification must be filed within a certain time period under certain circumstances; defining certain terms;”; and in line 9, after “judgments” insert “in connection with foreclosure sales of residential property”.

AMENDMENT NO. 2

On page 2, in line 24, strike “**THAT TERM IS**”.

On page 3, in line 1, strike “**WITHIN 180 DAYS AFTER**” and substitute:

“(1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

“(2) “OWNER-OCCUPIED RESIDENTIAL PROPERTY” HAS THE MEANING STATED IN § 7-105.1 OF THIS SUBTITLE.

“(3) “RESIDENTIAL PROPERTY” HAS THE MEANING STATED IN § 7-105.1 OF THIS SUBTITLE.

“(B) THIS SECTION APPLIES TO RESIDENTIAL PROPERTY THAT WAS OWNER-OCCUPIED RESIDENTIAL PROPERTY AT THE TIME AN ORDER TO DOCKET OR COMPLAINT TO FORECLOSE WAS FILED.

“(C) AFTER”;

in line 2, strike “**7-105**” and substitute “7-105.1”; after line 7, insert:

“(D) A SECURED PARTY OR PARTY IN INTEREST THAT FILES A MOTION FOR DEFICIENCY JUDGMENT UNDER THIS SECTION MUST FILE WITHIN 2 YEARS OF THE FINAL RATIFICATION OF THE AUDITOR’S REPORT.”;

and in line 8, strike “(B)” and substitute “(E)”.

AMENDMENT NO. 3

On page 2, after line 25, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:”.

On page 3, strike in their entirety lines 10 through 13, inclusive, and substitute:

“SECTION 3. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall be construed to apply prospectively to any cause of action that is filed on or after the effective date of this Act for a deficiency judgment on a deed of trust, mortgage, or promissory note that has been signed under seal by a mortgagor and secures or is secured by residential property that was owner-occupied residential property at the time the order to docket or complaint to foreclose was filed.

SECTION 4. AND BE IT FURTHER ENACTED, That any cause of action for a deficiency judgment on a deed of trust, mortgage, or promissory note that has been signed under seal by a mortgagor and secures or is secured by residential property that was owner-occupied residential property at the time the order to docket or complaint to foreclose was filed that accrues before July 1, 2014, and would not be barred under Section 5–102 of the Courts and Judicial Proceedings Article before July 1, 2014, must be filed within 12 years after the date the action accrues or before July 1, 2016, whichever occurs first.

SECTION 5. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall be construed to apply prospectively to any motion for a deficiency judgment that is filed on or after the effective date of this Act on a deed of trust, mortgage, or promissory note that secures or is secured by residential property that was owner-occupied residential property at the time the order to docket or complaint to foreclose was filed.

SECTION 6. AND BE IT FURTHER ENACTED, That any motion for a deficiency judgment on a deed of trust, mortgage, or promissory note that secures or is secured by residential property that was owner-occupied residential property at the time the order to docket or complaint to foreclose was filed for which an auditor’s report has final ratification before July 1, 2014, and would not be barred under Maryland Rule 14–216 before July 1, 2014, must be filed within 3 years after the date of final ratification or before July 1, 2016, whichever occurs first.”;

and in line 14, strike “3.” and substitute “7.”.

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 759 – Calvert County Delegation

AN ACT concerning

Calvert County – Deer Hunting – Sundays

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 825 – Delegate McConkey

AN ACT concerning

Anne Arundel County – State’s Attorney and Deputy, Assistant, and Temporary Assistant State’s Attorneys – Annual Salary and Compensation

HB0825/190111/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 825

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate McConkey” and substitute “Anne Arundel County Delegation”; strike beginning with “altering” in line 4 down through “circumstances,” in line 5 and substitute “providing that”; in line 6, strike the semicolon and substitute “shall be certain amounts for certain calendar years; repealing a certain provision of law that requires a certain increase in the salary of the”

State's Attorney for Anne Arundel County each calendar year;"; and in line 8, strike "making a stylistic change;".

AMENDMENT NO. 2

On page 2, strike in their entirety lines 2 through 9, inclusive, and substitute:

“(B) THE STATE’S ATTORNEY’S SALARY SHALL BE:

(1) \$165,551 FOR CALENDAR YEAR 2014; AND

(2) \$175,000 FOR CALENDAR YEAR 2015 AND EACH SUBSEQUENT CALENDAR YEAR.”.

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 1075 – Prince George’s County Delegation and Montgomery County Delegation

AN ACT concerning

**Public Utilities – System Development Charge – Definitions
PG/MC 106–14**

HB1075/730116/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1075

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Public Utilities” and substitute “Washington Suburban Sanitary Commission”; in line 4, strike “term” and substitute “terms”; in the same line, before the semicolon insert “and “property” for purposes of certain provisions of law relating to system development charges imposed by the Washington

Suburban Sanitary Commission"; and in line 7, after "charges" insert "imposed by the Washington Suburban Sanitary Commission".

AMENDMENT NO. 2

On page 2, after line 17, insert:

"(E) "PROPERTY" MEANS AN IMPROVEMENT OR A BUILDING ON A LOT OR PARCEL OF LAND THAT CONTAINS PLUMBING FIXTURES.";

and in line 18, strike "**(E)**" and substitute "**(F)**".

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 1124 – Delegates Luedtke, Barkley, Barnes, Bobo, Cardin, Carr, DeBoy, Frush, Gilchrist, Gutierrez, Guzzone, Haddaway-Riccio, Healey, Hixson, Hucker, 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

HB1124/320418/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1124

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2, 4, and 15, in each instance, strike "and" and substitute "or"; and strike beginning with "prohibiting" in line 6 down through "time" in line 14 and substitute "prohibiting certain holders of a certain federal exhibitor's license from possessing certain animals not possessed on a certain date; authorizing certain holders of a certain federal exhibitor's license to possess or breed certain animals if certain

conditions are met; requiring rather than authorizing a local animal control authority to take certain steps to find long-term placement of certain seized animals”.

AMENDMENT NO. 2

On pages 2 through 5, strike in their entirety the lines beginning with line 6 on page 2 through line 31 on page 5, inclusive, and substitute:

“(ii) [an exhibitor licensed under the federal Animal Welfare Act]
THE HOLDER OF A CLASS C EXHIBITOR’S LICENSE UNDER THE ANIMAL
WELFARE ACT, 7 U.S.C. § 2131 ET SEQ., that displays the animals specified in
subsection (b) of this section in a public setting as the exhibitor’s primary function;

(iii) a person who possesses a valid license or permit issued by
the Department of Natural Resources to import, sell, trade, barter, possess, breed, or
exchange an animal specified in subsection (b) of this section;

(iv) an animal sanctuary that:

1. is a nonprofit organization qualified under § 501(c)(3)
of the Internal Revenue Code;

2. operates a place of refuge for abused, neglected,
impounded, abandoned, orphaned, or displaced wildlife;

3. does not conduct commercial activity with respect to
any animal of which the organization is an owner; and

4. does not buy, sell, trade, lease, or breed any animal
except as an integral part of the species survival plan of the American Zoo and
Aquarium Association;

(v) an animal control officer under the jurisdiction of the State
or a local governing authority, a law enforcement officer acting under the authority of
this subtitle, or a private contractor of a county or municipal corporation that is
responsible for animal control operations;

(vi) a person who holds a valid license to practice veterinary
medicine in the State and treats the animal specified in subsection (b) of this section
in accordance with customary and normal veterinary practices; [and]

(vii) a person who is not a resident of the State and is in the State for 10 days or less for the purpose of traveling between locations outside of the State; AND

(VIII) A CIRCUS HOLDING A CLASS C EXHIBITOR'S LICENSE UNDER THE ANIMAL WELFARE ACT, 7 U.S.C. § 2131 ET SEQ., THAT:

1. IS IN THE STATE FOR LESS THAN 90 DAYS PER CALENDAR YEAR;

2. REGULARLY CONDUCTS PERFORMANCES FEATURING LIVE ANIMALS AND MULTIPLE HUMAN ENTERTAINERS, INCLUDING ACROBATS AND CLOWNS; AND

3. DOES NOT ALLOW MEMBERS OF THE PUBLIC TO BE IN PROXIMITY TO AN ANIMAL SPECIFIED UNDER SUBSECTION (B) OF THIS SECTION, INCLUDING OPPORTUNITIES TO BE PHOTOGRAPHED WITH THE ANIMAL, WITHOUT SUFFICIENT DISTANCE AND PROTECTIVE BARRIERS.

(2) (i) This section does not prohibit a person who had lawful possession of an animal specified in subsection (b) of this section on or before May 31, 2006, from continuing to possess that animal if the person provides written notification to the local animal control authority on or before August 1, 2006.

(ii) The notification shall include:

1. the person's name, address, and telephone number;

2. the number and type of animals being kept; and

3. a photograph of the animal or a description of a tattoo or microchip identification of the animal.

(3) This section does not prohibit a person who has a disability that severely limits mobility from possessing an animal specified in subsection (b) of this section if that animal is:

(i) trained to perform tasks for the owner by an organization described in Section 501(c) of the Internal Revenue Code; and

(ii) dedicated to improving the quality of life of a person who has a disability that severely limits mobility.

(b) (1) A person may not import into the State, offer for sale, trade, barter, possess, breed, or exchange a live:

[(1)] (I) fox, skunk, raccoon, or bear;

[(2)] (II) caiman, alligator, or crocodile;

[(3)] (III) member of the cat family other than the domestic cat;

[(4)] (IV) hybrid of a member of the cat family and a domestic cat if the hybrid weighs over 30 pounds;

[(5)] (V) member of the dog family other than the domestic dog;

[(6)] (VI) hybrid of a member of the dog family and a domestic dog;

[(7)] (VII) nonhuman primate, including a lemur, monkey, chimpanzee, gorilla, orangutan, marmoset, loris, or tamarin; or

[(8)] (VIII) poisonous snake in the family groups of Hydrophidae, Elapidae, Viperidae, or Crotolidae.

(2) (I) THIS PARAGRAPH DOES NOT APPLY TO AN ENTITY DESCRIBED IN SUBSECTION (A)(1)(I), (III), (IV), (V), (VI), (VII), OR (VIII) OF THIS SECTION.

(II) EXCEPT AS PROVIDED IN SUBPARAGRAPH (III) OF THIS PARAGRAPH, THE HOLDER OF A CLASS C EXHIBITOR'S LICENSE UNDER THE ANIMAL WELFARE ACT, 7 U.S.C. § 2131 ET SEQ., MAY NOT POSSESS A NONHUMAN PRIMATE, BEAR, LION, TIGER, LEOPARD, CLOUDED LEOPARD, SNOW LEOPARD, JAGUAR, CHEETAH, OR COUGAR OR A HYBRID OF ONE OF THESE

ANIMALS THAT WAS NOT OWNED BY THE HOLDER OF THE LICENSE ON JUNE 30, 2014.

(III) THE HOLDER OF A CLASS C EXHIBITOR'S LICENSE UNDER THE ANIMAL WELFARE ACT, 7 U.S.C. § 2131 ET SEQ., MAY ACQUIRE OR BREED A NONHUMAN PRIMATE, BEAR, LION, TIGER, LEOPARD, CLOUDED LEOPARD, SNOW LEOPARD, JAGUAR, CHEETAH, OR COUGAR OR A HYBRID OF ONE OF THESE ANIMALS IF THE HOLDER:

1. MAINTAINS A LIABILITY INSURANCE POLICY OF AT LEAST \$1,000,000;
2. HAS A PAID FULL-TIME DIRECTOR;
3. HAS AT LEAST ONE PAID FULL-TIME STAFF MEMBER TRAINED IN THE CARE OF EACH SPECIES THAT THE HOLDER KEEPS;
4. HAS AN ANIMAL DISPOSITION POLICY THAT PROVIDES FOR THE PLACEMENT OF ANIMALS IN APPROPRIATE FACILITIES IF THE HOLDER'S FACILITY CLOSES; AND
5. MAINTAINS AND IMPLEMENTS A TRAINING PLAN REGARDING ZOO NOTIC DISEASE RISK AND PREVENTION.”.

AMENDMENT NO. 3

On page 8, in line 10, strike “may” and substitute “SHALL”; and in line 24, strike “October” and substitute “July”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Eckardt moved to make the Bill a Special Order for next session.

The motion was adopted.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

House Bill 1205 – Frederick County Delegation

AN ACT concerning

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

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 1436 – Calvert County Delegation

AN ACT concerning

**Calvert County – Salaries of County Officials and County Commissioner
Retirement Plan Participation**

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 1491 – Delegates Oaks, Carter, and Rosenberg

AN ACT concerning

**Transportation – Citizens' Advisory Council for the Baltimore Corridor
Transit Study – Red Line**

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 1493 – Allegany County Delegation

AN ACT concerning

Allegany County – Deputy Sheriffs – Meals on Duty

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS
REPORT #8**

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 14 – Chair, Health and Government Operations Committee (By Request – Departmental – General Services) (By Request – Departmental – Minority Affairs, Office of)

AN ACT concerning

**Small Business Reserve Program – Procurements by Designated
Procurement Units**

HB0014/896488/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 14
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “all” and substitute “certain”; in line 6, after “condition;” insert “altering a certain definition; declaring the intent of the General Assembly; requiring the Council for the Procurement of Health, Educational, and Social Services and the Secretary of General Services or the Secretary’s designee to conduct a certain study and report to the Board of Public Works and the General Assembly on or before a certain date;”; in line 11, after “Section” insert “14–501 and”; and after line 13 insert:

“BY repealing and reenacting, without amendments,

Article – State Finance and Procurement

Section 14–502

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 16, insert:

“14–501.

- (a) In this subtitle the following words have the meanings indicated.
- (b) “Designated procurement unit” means:
 - (1) the State Treasurer;
 - (2) the Department of Information Technology;
 - (3) the Department of Business and Economic Development;
 - (4) the Department of the Environment;
 - (5) the Department of General Services;
 - (6) the Department of Health and Mental Hygiene;
 - (7) the Department of Housing and Community Development;
 - (8) the Department of Human Resources;
 - (9) the Department of Juvenile Services;
 - (10) the Department of Labor, Licensing, and Regulation;
 - (11) the Department of Natural Resources;
 - (12) the State Department of Education;
 - (13) the Department of State Police;
 - (14) the Department of Public Safety and Correctional Services;
 - (15) the Department of Transportation;

- (16) the University System of Maryland;
- (17) the Maryland Port Commission;
- (18) the State Retirement Agency;
- (19) the Maryland Insurance Administration;
- (20) the Maryland Stadium Authority;
- (21) the State Lottery and Gaming Control Agency;
- (22) the Morgan State University; and
- (23) the Maryland Transportation Authority.

(c) “Small business” means:

(1) a certified minority business enterprise, as defined in § 14–301 of this title, that meets the criteria specified under paragraph (2) of this subsection; or

(2) a business, other than a broker, that meets the following criteria:

- (i) the business is independently owned and operated;
- (ii) the business is not a subsidiary of another business;
- (iii) the business is not dominant in its field of operation; and

(iv) 1. A. the wholesale operations of the business did not employ more than AN AVERAGE OF 50 persons PER YEAR in its most recently completed 3 fiscal years;

B. the retail operations of the business did not employ more than AN AVERAGE OF 25 persons PER YEAR in its most recently completed 3 fiscal years;

C. the manufacturing operations of the business did not employ more than AN AVERAGE OF 100 persons PER YEAR in its most recently completed 3 fiscal years;

D. the service operations of the business did not employ more than AN AVERAGE OF 100 persons PER YEAR in its most recently completed 3 fiscal years;

E. the construction operations of the business did not employ more than AN AVERAGE OF 50 persons PER YEAR in its most recently completed 3 fiscal years; and

F. the architectural and engineering services of the business did not employ more than AN AVERAGE OF 100 persons PER YEAR in its most recently completed 3 fiscal years; or

2. A. the gross sales of the wholesale operations of the business did not exceed an average of \$4,000,000 in its most recently completed 3 fiscal years;

B. the gross sales of the retail operations of the business did not exceed an average of \$3,000,000 in its most recently completed 3 fiscal years;

C. the gross sales of the manufacturing operations of the business did not exceed an average of \$2,000,000 in its most recently completed 3 fiscal years;

D. the gross sales of the service operations of the business did not exceed an average of \$10,000,000 in its most recently completed 3 fiscal years;

E. the gross sales of the construction operations of the business did not exceed an average of \$7,000,000 in its most recently completed 3 fiscal years; and

F. the gross sales of the architectural and engineering services of the business did not exceed an average of \$4,500,000 in its most recently completed 3 fiscal years.

(d) “Small business reserve” means those procurements that are limited to responses from small businesses under [§ 14–502 (b)] § 14–502(C) of this subtitle.

14–502.

(a) Except as provided in subsection (d) of this section, this subtitle applies to all procurements by a designated procurement unit.

(b) This subsection does not apply to procurements subject to Subtitle 1 of this title.

(c) A designated procurement unit shall structure its procurement procedures to achieve a minimum of 10% of the unit’s total dollar value of goods, supplies, services, maintenance, construction, construction–related services, and architectural and engineering service contracts to be made directly to small businesses.

(d) The total dollar value of procurements by a designated procurement unit does not include the value of contracts to which this section does not apply because of a conflict with federal law.”.

AMENDMENT NO. 3

On page 2, in line 1, after “(B)” insert:

“(1) THIS SUBSECTION DOES NOT APPLY TO:

(I) A PROCUREMENT OF HUMAN, SOCIAL, CULTURAL, OR EDUCATION SERVICES;

(II) A SOLE SOURCE PROCUREMENT AUTHORIZED UNDER § 13–107 OF THIS ARTICLE;

(III) AN EMERGENCY PROCUREMENT AUTHORIZED UNDER § 13–108 OF THIS ARTICLE;

(IV) AN INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT AUTHORIZED UNDER § 13–110 OF THIS ARTICLE;

(V) A PROCUREMENT OF THE SAME TYPE AND NATURE AS THOSE IDENTIFIED IN ITEMS (II) THROUGH (IV) AS PERFORMED BY A DESIGNATED PROCUREMENT UNIT THAT IS EXEMPT FROM DIVISION II OF THIS ARTICLE IN ACCORDANCE WITH § 11-203 OF THIS ARTICLE; OR

(VI) A PROCUREMENT OF LEGAL SERVICES PROVIDED FOR CHILDREN AND INDIGENT ADULTS IN NEED OF ASSISTANCE, ADULT GUARDIANSHIPS, CHILD ADOPTIONS, AND GUARDIANSHIPS.

(2)”.

AMENDMENT NO. 4

On page 2, after line 17, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly to:

(1) promote participation by small businesses in State contracting opportunities as part of the effort to increase the valuable contribution of small businesses to the State’s economy and growth; and

(2) ensure that the Small Business Reserve Program as established under Title 14, Subtitle 5 of the State Finance and Procurement Article and amended by this Act does not displace or disrupt the important service relationships between nonprofit organizations and State agencies.

SECTION 3. AND BE IT FURTHER ENACTED, That on or before July 1, 2015, the Council for the Procurement of Health, Educational, and Social Services as established by § 12-110 of the State Finance and Procurement Article and the Secretary of General Services or the Secretary’s designee shall:

(1) study the current and potential impact of the designation of contracts for the Small Business Reserve Program on nonprofit organizations contracting with State agencies, including consideration of the State’s policy interest in promoting participation by small businesses in State contracting opportunities and the State’s policy interest in providing nonprofit corporations access to contracting opportunities that permit the furtherance of the nonprofit corporations’ tax exempt missions; and

(2) report the findings and recommendations of the study to the Board of Public Works and the General Assembly, in accordance with § 2–1246 of the State Government Article.”;

in line 18, strike “2.” and substitute “4.”.

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 with amendments:

House Bill 166 – Delegates Arora, Kipke, Afzali, Bromwell, Cullison, Elliott, A. Kelly, Krebs, McDermott, Oaks, Pena–Melnik, Ready, Reznik, Smigiel, Tarrant, and Valderrama

AN ACT concerning

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

HB0166/976688/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 166

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Valderrama” and substitute “Valderrama, Hammen, Pendergrass, Donoghue, Hubbard, Kach, McDonough, Morhaim, Murphy, Nathan–Pulliam, and V. Turner”.

AMENDMENT NO. 2

On page 2, in line 29, strike “OR”; and after line 32, insert:

**“9. THE REGULATION IS ADOPTED BY THE
DEPARTMENT OF BUDGET AND MANAGEMENT UNDER TITLE 17 OF THE CODE
OF MARYLAND REGULATIONS; 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 Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 378 – Delegates Otto, Cane, Conway, Eckardt, Haddaway–Riccio, Jacobs, Malone, McDermott, Weir, and Wood

AN ACT concerning

Somerset County – Service Award Program for Emergency Medical Services and Fire and Rescue Personnel

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 402 – Delegates Oaks, Krebs, Barkley, Carter, Cullison, Donoghue, Eckardt, Frank, Gutierrez, Howard, Hubbard, Ivey, A. Kelly, Kipke, McDonough, McIntosh, Mizeur, Murphy, Nathan–Pulliam, Pena–Melnyk, Ready, B. Robinson, Rosenberg, V. Turner, and M. Washington

AN ACT concerning

Health Occupations – State Board of Naturopathic Medicine

HB0402/526681/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 402

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and M. Washington” and substitute “M. Washington, Tarrant, Kach, and Pendergrass”; in line 2, after “of” insert “Physicians –”; in the same line, strike “Medicine” and substitute “Doctors”; in line 3, strike “State

Board of Naturopathic Medicine” and substitute “Naturopathic Medicine Advisory Committee within the State Board of Pharmacy”; in lines 3 and 4, in each instance, strike “specifying” and substitute “providing for”; in lines 4 and 14, in each instance, strike “Board” and substitute “Committee”; strike beginning with “requiring” in line 4 down through “circumstances;” in line 7; in line 7, strike “Board” and substitute “Committee”; in lines 7 and 8, strike “and any other officers”; strike beginning with “requiring” in line 8 down through “committees;” in line 14; strike beginning with “establishing” in line 15 down through “Fund;” in line 25 and substitute “requiring the Board to adopt certain regulations; requiring the Board to set certain fees; requiring the Board to pay the fees to the Comptroller; requiring the Comptroller to distribute the fees of the Board; requiring the fees to be used for a certain purpose;”; and in line 25, strike “Board” and substitute “Committee”.

On page 2, in line 3, after “Board” insert “, complete and submit a certain written attestation;”; strike beginning with “order” in line 5 down through “other” in line 7 and substitute “dispense or order certain”; strike beginning with “specifying” in line 13 down through “circumstances;” in line 14; in lines 23 and 29, in each instance, after “Board” insert “or a disciplinary panel”; strike beginning with “authorizing” in line 26 down through “circumstances;” in line 29; in line 31, after “law;” insert “requiring a disciplinary panel to order the suspension and the revocation of a license under certain circumstances;”; strike beginning with “requiring” in line 38 down through “period;” in line 39; in line 42, after “Board” insert “or a disciplinary panel”; and in line 43, after “circumstances;” insert “prohibiting an order of the Board or a disciplinary panel from being stayed pending judicial review; authorizing the Board to make a certain appeal;”.

On page 3, in line 1, after “practicing” insert “, attempting to practice, or offering to practice”; in the same line, after “license;” insert “providing for certain penalties;”; strike beginning with “requiring” in line 6 down through “members;” in line 8; in line 9, strike “Board” and substitute “Committee”; strike beginning with “stating” in line 9 down through “circumstances;” in line 11; in line 12, after “circumstances;” insert “providing that the Committee is subject to a certain evaluation in a certain year;”; in line 13, after “State” insert “and the routes of administration that may be used by a naturopathic doctor when administering natural medicines”; in line 17, after “date;” insert “requiring the Board to conduct a certain examination and provide certain information to the Naturopathic Medicine Advisory Board;”; strike beginning with “the” in line 17 down through “and” in line 18; strike in their entirety lines 19 through 29; in line 32, strike “7.5–101 through 7.5–702” and substitute “14–5F–01 through 14–5F–32”; in the same line, strike “title” and

substitute “subtitle”; in the same line, strike “Title 7.5.” and substitute “Subtitle 5F.”; in line 38, strike “8–403(a)” and substitute “8–405(a)”; and in line 41, strike “adding to” and substitute “repealing and reenacting, with amendments.”.

On page 4, in line 1, strike “8–403(b)(36)” and substitute “8–405(b)(5)”.

AMENDMENT NO. 2

On page 4, strike in their entirety lines 4 through 7, inclusive; in line 8, strike “2. AND BE IT FURTHER ENACTED” and substitute “1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND”; strike in their entirety lines 10 through 17, inclusive; in line 19, strike “**TITLE 7.5.**” and substitute “**SUBTITLE 5F.**”; strike line 20 in its entirety; in line 21, strike “**7.5–101.**” and substitute “**14–5F–01.**”; in line 22, strike “**TITLE**” and substitute “**SUBTITLE**”; and in line 29, after “**OFFERS**” insert “**A 4–YEAR**”.

On page 5, in line 8, after “**EDUCATION;**” insert “**OR**”.

On pages 5 and 6, strike beginning with “**; OR**” in line 18 on page 5 down through “**PROGRAMS**” in line 7 on page 6.

On page 6, strike line 8 in its entirety and substitute:

“(C) “**BOARD**” MEANS THE STATE BOARD OF PHYSICIANS.

(D) “**COMMITTEE**” MEANS THE NATUROPATHIC MEDICINE ADVISORY COMMITTEE.”;

in line 9, strike “(D)” and substitute “(E)”; strike in their entirety lines 11 through 14, inclusive; and in line 19, after “**USING**” insert “**ONLY**”.

On page 7, in lines 8 and 20, strike “**7.5–102.**” and “**7.5–103.**”, respectively, and substitute “**14–5F–02.**” and “**14–5F–03.**”, respectively; in lines 9, 12, and 21, in each instance, strike “**TITLE**” and substitute “**SUBTITLE**”; and after line 28, insert:

“**14–5F–04.**

THE BOARD SHALL ADOPT REGULATIONS FOR THE LICENSURE AND PRACTICE OF NATUROPATHIC MEDICINE.

14-5F-05.

(A) (1) THE BOARD SHALL SET REASONABLE FEES FOR THE ISSUANCE AND RENEWAL OF LICENSES AND THE OTHER SERVICES THE BOARD PROVIDES TO NATUROPATHIC DOCTORS.

(2) THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO APPROXIMATE THE COST OF MAINTAINING THE LICENSURE PROGRAM AND THE OTHER SERVICES PROVIDED TO NATUROPATHIC DOCTORS.

(B) (1) THE BOARD SHALL PAY ALL FEES COLLECTED UNDER THE PROVISIONS OF THIS SUBTITLE TO THE COMPTROLLER.

(2) THE COMPTROLLER SHALL DISTRIBUTE ALL FEES TO THE BOARD ESTABLISHED UNDER § 14-201 OF THIS TITLE.

(C) THE FEES SHALL BE USED TO COVER THE ACTUAL DOCUMENTED DIRECT AND INDIRECT COSTS OF FULFILLING THE STATUTORY AND REGULATORY DUTIES OF THE BOARD AS PROVIDED BY THE PROVISIONS OF THIS SUBTITLE.”.

On pages 7 through 12, strike in their entirety the lines beginning with line 29 on page 7 through line 12 on page 12, inclusive, and substitute:

“14-5F-06.

THERE IS A NATUROPATHIC MEDICINE ADVISORY COMMITTEE WITHIN THE BOARD.

14-5F-07.

(A) (1) THE COMMITTEE CONSISTS OF FIVE MEMBERS APPOINTED BY THE BOARD AS FOLLOWS:

(I) TWO SHALL BE INDIVIDUALS WHO PRACTICE NATUROPATHIC MEDICINE AND WHO:

1. ON OR AFTER OCTOBER 1, 2014:

A. ARE CERTIFIED BY THE NORTH AMERICAN BOARD OF NATUROPATHIC EXAMINERS; AND

B. HAVE A MINIMUM OF 2 YEARS EXPERIENCE; AND

2. ON OR AFTER MARCH 1, 2016, ARE LICENSED NATUROPATHIC DOCTORS;

(II) ONE SHALL BE A PRACTICING LICENSED PHYSICIAN OR PRACTICING DOCTOR OF OSTEOPATHY WHO IS A MEMBER OF THE BOARD;

(III) ONE SHALL BE A PRACTICING LICENSED PHYSICIAN OR PRACTICING LICENSED DOCTOR OF OSTEOPATHY WITH EXPERIENCE WORKING WITH NATUROPATHIC DOCTORS; AND

(IV) ONE SHALL BE A CONSUMER MEMBER.

(2) THE BOARD SHALL APPOINT THE NATUROPATHIC DOCTOR MEMBERS FROM A LIST OF NAMES SUBMITTED BY THE MARYLAND ASSOCIATION OF NATUROPATHIC PHYSICIANS.

(B) EACH NATUROPATHIC DOCTOR MEMBER OF THE COMMITTEE SHALL BE:

(1) IN GOOD STANDING WITH THE BOARD; AND

(2) A RESIDENT OF THE STATE WHO HAS BEEN ENGAGED ACTIVELY IN THE PRACTICE OR INSTRUCTION OF NATUROPATHIC MEDICINE FOR AT LEAST 5 YEARS IMMEDIATELY BEFORE APPOINTMENT.

(C) THE PHYSICIAN OR DOCTOR OF OSTEOPATHY MEMBERS OF THE COMMITTEE SHALL BE IN GOOD STANDING WITH THE BOARD.

(D) THE CONSUMER MEMBER OF THE COMMITTEE:

(1) SHALL BE A RESIDENT OF THE STATE AND A MEMBER OF THE GENERAL PUBLIC;

(2) MAY NOT BE OR EVER HAVE BEEN LICENSED TO PRACTICE A HEALTH OCCUPATION UNDER THIS ARTICLE; AND

(3) MAY NOT HAVE A SUBSTANTIAL PERSONAL, BUSINESS, PROFESSIONAL, OR PECUNIARY CONNECTION WITH NATUROPATHIC EDUCATION, BUSINESS, OR PRACTICE.

(E) (1) THE TERM OF A MEMBER IS 4 YEARS.

(2) THE TERMS OF MEMBERS ARE STAGGERED AS REQUIRED BY THE TERMS PROVIDED FOR MEMBERS OF THE COMMITTEE ON OCTOBER 1, 2014.

(3) AT THE END OF A TERM, A MEMBER CONTINUES TO SERVE UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.

(4) A MEMBER MAY NOT SERVE MORE THAN TWO CONSECUTIVE FULL TERMS.

(F) FROM AMONG ITS MEMBERS, THE COMMITTEE SHALL ELECT A CHAIR EVERY 2 YEARS.

14-5F-08.

(A) IN ADDITION TO THE POWERS SET FORTH ELSEWHERE IN THIS SUBTITLE, THE COMMITTEE SHALL:

(1) DEVELOP AND RECOMMEND TO THE BOARD REGULATIONS TO CARRY OUT THIS SUBTITLE;

(2) DEVELOP AND RECOMMEND TO THE BOARD PROCEDURES FOR THE ISSUANCE OF LICENSES TO APPLICANTS WHO QUALIFY FOR LICENSURE BY RECIPROCITY;

(3) EVALUATE THE CONTENT OF ANY CLINICAL, PRACTICAL, OR RESIDENCY REQUIREMENT FOR LICENSURE;

(4) PROVIDE ANY SERVICE AND PERFORM ANY FUNCTION THAT IS NECESSARY TO FULFILL ITS PURPOSES;

(5) DEVELOP AND RECOMMEND TO THE BOARD EXAMINATION STANDARDS, CONSISTENT WITH THE STANDARDS ENUMERATED IN THIS SUBTITLE, FOR LICENSURE AND TIMES AT WHICH THE EXAMINATIONS WILL BE GIVEN;

(6) DEVELOP AND RECOMMEND TO THE BOARD A CODE OF ETHICS FOR LICENSED NATUROPATHIC DOCTORS; AND

(7) DEVELOP AND RECOMMEND TO THE BOARD CONTINUING EDUCATION REQUIREMENTS FOR LICENSE RENEWAL.”.

On page 12, in lines 13 and 19, strike “7.5–207.” and “7.5–301.”, respectively, and substitute “14–5F–09.” and “14–5F–10.”, respectively; in line 16, strike “BOARD” and substitute “COMMITTEE”; strike line 18 in its entirety; in line 20, strike “JANUARY” and substitute “MARCH”; and in line 21, strike “TITLE” and substitute “SUBTITLE”.

On page 13, in line 2, strike the second “OR”; in line 6, after “LITIGATION” insert “; OR”

(4) A NATUROPATHIC DOCTOR LICENSED BY AND RESIDING IN ANOTHER JURISDICTION, IF THE NATUROPATHIC DOCTOR IS ENGAGED IN

CONSULTATION WITH THE NATUROPATHIC DOCTOR IN THE STATE ABOUT A PARTICULAR PATIENT AND DOES NOT DIRECT PATIENT CARE”;

in lines 10 and 15, strike “7.5-302.” and “§ 7.5-303”, respectively, and substitute “14-5F-11.” and “§ 14-5F-12”, respectively; in line 19, strike “(I)”; in the same line, strike “A” and substitute “THE”; in line 20, after “EXAMINATION” insert “PART I AND PART II”; and strike beginning with “; OR” in line 24 down through “EXAMINATION” in line 28.

On page 14, in lines 6, 23, and 26, strike “7.5-303.”, “7.5-304.”, and “7.5-305.”, respectively, and substitute “14-5F-12.”, “14-5F-13.”, and “14-5F-14.”, respectively; in line 11, strike “AND”; in line 22, after “LICENSE” insert “;”

(4) COMPLETE AND SUBMIT TO THE BOARD A BOARD-APPROVED WRITTEN ATTESTATION THAT:

(I) STATES THAT THE APPLICANT HAS A COLLABORATION AND CONSULTATION AGREEMENT WITH A PHYSICIAN LICENSED UNDER THIS ARTICLE;

(II) INCLUDES THE NAME AND LICENSE NUMBER OF THE PHYSICIAN WITH WHOM THE APPLICANT HAS A COLLABORATION AND CONSULTATION AGREEMENT;

(III) STATES THAT THE APPLICANT WILL REFER PATIENTS TO AND CONSULT WITH PHYSICIANS AND OTHER HEALTH CARE PROVIDERS LICENSED OR CERTIFIED UNDER THIS ARTICLE AS NEEDED; AND

(IV) STATES THAT THE APPLICANT WILL REQUIRE PATIENTS TO SIGN A CONSENT FORM THAT STATES THAT THE APPLICANT’S PRACTICE OF NATUROPATHIC MEDICINE IS LIMITED TO THE SCOPE OF PRACTICE IDENTIFIED IN § 14-5F-14 OF THIS SUBTITLE; AND

(5) INFORM THE PHYSICIAN NAMED IN THE ATTESTATION THAT THE PHYSICIAN HAS BEEN NAMED”;

and in line 25, strike “**TITLE**” and substitute “**SUBTITLE**”.

On page 15, in line 6, strike “**DISPENSE, ORDER, OR ADMINISTER**” and substitute “**DISPENSE OR ORDER**”; in line 11, strike “**USING**” and substitute “**THAT USE VARIOUS**”; after line 13, insert:

“(4) ADMINISTER NATURAL MEDICINES OF MINERAL, ANIMAL, OR BOTANICAL ORIGIN, INCLUDING FOOD, EXTRACTS OF FOOD, NUTRACEUTICALS, VITAMINS, AMINO ACIDS, MINERALS, ENZYMES, BOTANICALS AND THEIR EXTRACTS, BOTANICAL MEDICINES, HOMEOPATHIC MEDICINES, AND ALL DIETARY SUPPLEMENTS AND NONPRESCRIPTION DRUGS AS DEFINED BY THE FEDERAL FOOD, DRUG, AND COSMETIC ACT USING TRANSDERMAL ROUTES OF ADMINISTRATION;”;

in line 14, strike “**(4)**” and substitute “**(5)**”; in lines 15 and 16, strike “**COLON HYDROTHERAPY,**”; strike in their entirety lines 21 through 26, inclusive; and strike in their entirety lines 31 through 35, inclusive.

On page 16, strike in their entirety lines 1 and 2; in line 3, strike “**(C)**” and substitute “**(B)**”; strike beginning with “**OTHER**” in line 6 down through “**TISSUE**” in line 9; in line 10, after “**DOCTOR**” insert “**OR PHYSICIAN**”; and in line 21, after “**CHIROPRACTOR,**” insert “**OR**”.

On pages 16 and 17, strike beginning with “**; OR**” in line 23 on page 16 through “**BOARD**” in line 2 on page 17.

On page 17, in lines 3 and 23, strike “**7.5–306.**” and “**7.5–307.**”, respectively, and substitute “**14–5F–15.**” and “**14–5F–16.**”, respectively; and in line 4, strike “**1 YEAR**” and substitute “**2 YEARS**”.

On page 18, in lines 4 and 18, in each instance, strike “**TITLE**” and substitute “**SUBTITLE**”; in lines 12, 19, and 29, strike “**§ 7.5–306**”, “**7.5–308.**” and “**7.5–401.**”, respectively, and substitute “**§ 14–5F–15**”, “**14–5F–17.**”, and “**14–5F–18.**”, respectively; and strike line 28 in its entirety.

On page 19, in line 1, before “**SUBJECT**” insert “**(A)**”; strike “**§ 7.5–404**” and substitute “**§ 14–405**”; in the same line, strike “**SUBTITLE**” and substitute “**TITLE**”; strike beginning with the second “**OF**” in line 2 down through “**SERVING**” in line 3 and substitute “**OF A QUORUM OF THE BOARD**”; in line 3, after “**APPLICANT,**” insert “**OR A DISCIPLINARY PANEL, ON THE AFFIRMATIVE VOTE OF A MAJORITY OF A QUORUM OF THE DISCIPLINARY PANEL, MAY**”; strike in their entirety lines 6 through 14, inclusive, and substitute:

“(1) IS HABITUALLY INTOXICATED, OR IS ADDICTED TO OR HABITUALLY ABUSES ANY NARCOTIC OR CONTROLLED DANGEROUS SUBSTANCE, AS DEFINED IN § 5–101 OF THE CRIMINAL LAW ARTICLE, OR ANY DRUG WITHOUT A VALID PRESCRIPTION OR INDICATION, OR PROVIDES PROFESSIONAL SERVICES WHILE UNDER THE INFLUENCE OF ALCOHOL OR USING ANY NARCOTIC OR CONTROLLED DANGEROUS SUBSTANCE, AS DEFINED IN § 5–101 OF THE CRIMINAL LAW ARTICLE;”;

in lines 15, 19, 22, 24, 27, 28, and 30, strike “**(3)**”, “**(4)**”, “**(5)**”, “**(6)**”, “**(7)**”, “**(8)**”, and “**(9)**”, respectively, and substitute “**(2)**”, “**(3)**”, “**(4)**”, “**(5)**”, “**(6)**”, “**(7)**”, and “**(8)**”, respectively; in line 22, strike the second “**OR**” and substitute a comma; in line 23, after “**OBTAIN**” insert “**, OR USES**”; in the same line, after “**LICENSE**” insert “**FOR THE APPLICANT, THE LICENSEE, OR ANOTHER**”; and in line 32, strike “**TITLE**” and substitute “**SUBTITLE**”.

On page 20, in lines 1, 3, 7, 12, 14, and 15, strike “**(10)**”, “**(11)**”, “**(12)**”, “**(13)**”, “**(14)**”, and “**(15)**”, respectively, and substitute “**(9)**”, “**(10)**”, “**(11)**”, “**(12)**”, “**(13)**”, and “**(14)**”, respectively; strike in their entirety lines 17 through 21, inclusive, and substitute:

“(15) ENGAGES IN AN ACT OR OMISSION THAT DOES NOT MEET GENERALLY ACCEPTED STANDARDS OF PRACTICE OF NATUROPATHIC MEDICINE OR OF SAFE CARE OF PATIENTS, WHETHER OR NOT ACTUAL INJURY TO A PATIENT IS ESTABLISHED;”;

in line 22, strike “**(17)**” and substitute “**(16)**”; in line 26, strike “**OR**” and substitute:

“(17) PROMOTES THE SALE OF SERVICES, DRUGS, DEVICES, APPLIANCES, OR GOODS TO A PATIENT SO AS TO EXPLOIT THE PATIENT FOR FINANCIAL GAIN;

(18) BREACHES PATIENT CONFIDENTIALITY;

(19) IS GUILTY OF UNPROFESSIONAL OR IMMORAL CONDUCT IN THE PRACTICE OF NATUROPATHIC MEDICINE;

(20) OFFERS, UNDERTAKES, OR AGREES TO CURE OR TREAT A DISEASE BY A SECRET METHOD, TREATMENT, OR MEDICINE;

(21) KNOWINGLY FAILS TO REPORT SUSPECTED CHILD ABUSE IN VIOLATION OF § 5-704 OF THE FAMILY LAW ARTICLE;

(22) SELLS, PRESCRIBES, GIVES AWAY, OR ADMINISTERS DRUGS FOR ILLEGAL OR ILLEGITIMATE PURPOSES;

(23) DENIES OR DISCRIMINATES AGAINST AN INDIVIDUAL WITH REGARD TO THE PROVISION OF PROFESSIONAL SERVICES FOR WHICH THE LICENSEE IS LICENSED AND QUALIFIED TO RENDER BECAUSE THE INDIVIDUAL IS HIV POSITIVE;

(24) FAILS TO COOPERATE WITH A LAWFUL INVESTIGATION OF THE BOARD;

(25) ABANDONS A PATIENT; OR “;

in line 27, strike “(18)” and substitute “(26)”;

“(B) EXCEPT AS OTHERWISE PROVIDED IN TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE, BEFORE THE BOARD OR A DISCIPLINARY PANEL TAKES ANY ACTION UNDER SUBSECTION (A) OF THIS SECTION, IT SHALL GIVE THE INDIVIDUAL AGAINST WHOM THE ACTION IS CONTEMPLATED AN OPPORTUNITY FOR A HEARING BEFORE THE BOARD OR THE DISCIPLINARY

PANEL IN ACCORDANCE WITH THE HEARING REQUIREMENTS OF § 14-405 OF THIS TITLE.

(C) (1) ON THE FILING OF CERTIFIED DOCKET ENTRIES WITH THE BOARD BY THE OFFICE OF THE ATTORNEY GENERAL, A DISCIPLINARY PANEL SHALL ORDER THE SUSPENSION OF A LICENSE IF THE LICENSEE IS CONVICTED OF OR PLEADS GUILTY OR NOLO CONTENDERE WITH RESPECT TO A CRIME INVOLVING MORAL TURPITUDE, WHETHER OR NOT ANY APPEAL OR OTHER PROCEEDING IS PENDING TO HAVE THE CONVICTION OR PLEA SET ASIDE.

(2) AFTER COMPLETION OF THE APPELLATE PROCESS IF THE CONVICTION HAS NOT BEEN REVERSED OR THE PLEA HAS NOT BEEN SET ASIDE WITH RESPECT TO A CRIME INVOLVING MORAL TURPITUDE, A DISCIPLINARY PANEL SHALL ORDER THE REVOCATION OF A LICENSE ON THE CERTIFICATION BY THE OFFICE OF THE ATTORNEY GENERAL.”;

and in line 29, strike “7.5-402.” and substitute “14-5F-19.”.

On page 21, in line 3, after “STATE;” insert “AND”; strike beginning with “; AND” in line 4 down through “AGENCY” in line 5; and in line 29, strike “7.5-403.” and substitute “14-5F-20.”.

On page 22, in lines 2 and 3 and 6, in each instance, strike “§ 7.5-401” and substitute “§ 14-5F-18”; in lines 8 and 14, strike “§ 7.5-405” and “7.5-404.”, respectively, and substitute “§ 14-5F-22” and “14-5F-21.”, respectively; strike beginning with “EXCEPT” in line 15 down through “(B)” in line 19; in line 19, strike “THE” and substitute “A”; in lines 21, 23, and 27, strike “(C)”, “(D)”, and “(E)”, respectively, and substitute “(B)”, “(C)”, and “(D)”, respectively; and in line 25, strike “TITLE” and substitute “SUBTITLE”.

On page 23, in lines 1 and 4, strike “(F)” and “(G)”, respectively, and substitute “(E)” and “(F)”, respectively; in lines 4 and 5 and 9, in each instance, strike “§ 7.5-401” and substitute “§ 14-5F-18”; in lines 7 and 21, strike “7.5-405.” and “7.5-406.”, respectively, and substitute “14-5F-22.” and “14-5F-23.”, respectively; in line 8, strike “(1)”; strike in their entirety lines 11 through 16, inclusive; and strike in their entirety lines 22 through 30, inclusive, and substitute:

“(A) (1) ANY PERSON AGGRIEVED BY A FINAL DECISION OF THE BOARD OR A DISCIPLINARY PANEL UNDER THIS SUBTITLE IN A CONTESTED CASE, AS DEFINED IN THE ADMINISTRATIVE PROCEDURE ACT, MAY TAKE A DIRECT JUDICIAL APPEAL.

(2) THE APPEAL SHALL BE MADE AS PROVIDED FOR JUDICIAL REVIEW OF FINAL DECISIONS IN THE ADMINISTRATIVE PROCEDURE ACT.

(B) AN ORDER OF THE BOARD OR A DISCIPLINARY PANEL MAY NOT BE STAYED PENDING JUDICIAL REVIEW.

(C) THE BOARD MAY APPEAL FROM ANY DECISION THAT REVERSES OR MODIFIES AN ORDER OF THE BOARD OR A DISCIPLINARY PANEL.”.

On page 24, strike in their entirety lines 1 and 2; in lines 3, 14, 21, and 27, strike “**7.5-407.**”, “**7.5-408.**”, “**7.5-501.**”, and “**7.5-502.**”, respectively, and substitute “**14-5F-24.**”, “**14-5F-25.**”, “**14-5F-26.**”, and “**14-5F-27.**”, respectively; and strike line 20 in its entirety.

AMENDMENT NO. 3

On page 25, in line 11, before “**EXCEPT**” insert “**(A)**”; in line 12, after “**PRACTICE**” insert “**, ATTEMPT TO PRACTICE, OR OFFER TO PRACTICE**”; and after line 12, insert:

“(B) AN INDIVIDUAL WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY AND ON CONVICTION IS SUBJECT TO:

(1) A FINE NOT EXCEEDING \$10,000 OR IMPRISONMENT NOT EXCEEDING 5 YEARS OR BOTH; AND

(2) A CIVIL FINE OF NO MORE THAN \$50,000 TO BE LEVIED BY THE BOARD.”.

On page 25, in lines 3, 10, 13, 25, and 28, strike “**7.5-503.**”, “**7.5-601.**”, “**7.5-602.**”, “**7.5-701.**”, and “**7.5-702.**”, respectively, and substitute “**14-5F-28.**”, “**14-5F-29.**”, “**14-5F-30.**”, “**14-5F-31.**”, and “**14-5F-32.**”, respectively; strike line 9

in its entirety; in lines 11 and 26, in each instance, strike “TITLE” and substitute “SUBTITLE”; in line 14, before “UNLESS” insert “(A)”; after line 23, insert:

“(B) AN INDIVIDUAL LICENSED TO PRACTICE NATUROPATHIC MEDICINE IN THE STATE MAY NOT USE THE TITLE “PHYSICIAN”.”; and strike line 24 in its entirety.

On page 26, in lines 2 and 3, in each instance, strike “TITLE” and substitute “SUBTITLE”; in line 4, strike “2024” and substitute “2018”; strike in their entirety lines 6 through 16, inclusive, and substitute:

“8–405.

(a) The Department shall:

(1) conduct a full evaluation of each governmental activity or unit to be evaluated under this section; and

(2) prepare a report on each full evaluation conducted.

(b) Each of the following governmental activities or units and the statutes and regulations that relate to the governmental activities or units are subject to full evaluation, in the evaluation year specified, without the need for a preliminary evaluation:

(5) Physicians, State Board of (§ 14–201 of the Health Occupations Article: 2016), including:

(i) Athletic Training Advisory Committee (§ 14–5D–04 of the Health Occupations Article: 2016);

(II) NATUROPATHIC MEDICINE ADVISORY COMMITTEE (§ 14–5F–04 OF THE HEALTH OCCUPATIONS ARTICLE: 2016);

[(ii)] (III) Perfusion Advisory Committee (§ 14–5E–05 of the Health Occupations Article: 2016);

[(iii)] (IV) Physician Assistant Advisory Committee (§ 15–201 of the Health Occupations Article: 2016);

[(iv)] (V) Polysomnography Professional Standards Committee (§ 14–5C–05 of the Health Occupations Article: 2016);

[(v)] (VI) Radiation Therapy, Radiography, Nuclear Medicine Technology Advisory, and Radiology Assistance Committee (§ 14–5B–05 of the Health Occupations Article: 2016); and

[(vi)] (VII) Respiratory Care Professional Standards Committee (§ 14–5A–05 of the Health Occupations Article: 2016).”;

in line 17, strike “3.” and substitute “2.”; in line 18, strike “State Board of Naturopathic Medicine” and substitute “Naturopathic Medicine Advisory Committee”; strike in their entirety lines 22 through 30, inclusive; and in line 31, strike “6.” and substitute “3.”.

On page 27, in line 1, after “The” insert “State”; in the same line, strike “Naturopathic Medicine” and substitute “Physicians”; in line 2, after “State” insert “and the routes of administration that may be used by a naturopathic doctor when administering natural medicines”; in line 7, strike “and” and substitute:

“(5) the Department of Health and Mental Hygiene, including one representative from the Maryland Medical Assistance Program;

(6) the Maryland Board of Physicians;

(7) the Maryland Board of Pharmacy; and”;

in line 8, strike “(5)” and substitute “(8)”; strike beginning with “make” in line 11 down through “(3)” in line 13; in line 15, strike “council will decide which”; in line 16, after “formulary” insert “; and

(3) make recommendations regarding the routes of administration that may be used by a naturopathic doctor when administering natural medicines.

(d) Nothing in this section shall be construed to authorize the establishment of a naturopathic formulary to regulate pharmaceuticals without further action by the General Assembly.”;

in line 17, strike “(d)” and substitute “(e)”; after line 20, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That the State Board of Physicians shall examine methods to identify physicians who are willing to collaborate with naturopathic doctors and provide information on the methods to the Naturopathic Medicine Advisory Committee established in Section 1 of this Act.”;

and in line 21, strike “7.” and substitute “5.”.

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 592 – Delegates Morhaim and Hammen

AN ACT concerning

Mental Health – Approval by Clinical Review Panel of Administration of Medication – Standard

HB0592/546785/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 592

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Hammen” and substitute “, Hammen, Kach, Pena–Melnik, and Oaks”.

AMENDMENT NO. 2

On page 2, strike beginning with “that” in line 26 down through “HOSPITALIZED” in line 27 and substitute “THAT:”

1. CAUSE THE INDIVIDUAL TO BE A DANGER TO THE INDIVIDUAL OR OTHERS WHILE IN THE HOSPITAL;

2. RESULTED IN THE INDIVIDUAL BEING COMMITTED TO A HOSPITAL UNDER THIS TITLE OR TITLE 3 OF THE CRIMINAL PROCEDURE ARTICLE; OR

3. WOULD CAUSE THE INDIVIDUAL TO BE A DANGER TO THE INDIVIDUAL OR OTHERS IF RELEASED FROM THE HOSPITAL”;

and strike beginning with “that” in line 29 down through “HOSPITALIZED” in line 30 and substitute “THAT:”

1. CAUSE THE INDIVIDUAL TO BE A DANGER TO THE INDIVIDUAL OR TO OTHERS WHILE IN THE HOSPITAL;

2. RESULTED IN THE INDIVIDUAL BEING COMMITTED TO A HOSPITAL UNDER THIS TITLE OR TITLE 3 OF THE CRIMINAL PROCEDURE ARTICLE; OR

3. WOULD CAUSE THE INDIVIDUAL TO BE A DANGER TO THE INDIVIDUAL OR OTHERS IF RELEASED FROM THE HOSPITAL”.

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 593 – Delegates Krebs, Costa, Cullison, Elliott, Frank, Kach, A. Kelly, Kipke, Nathan–Pulliam, Oaks, Pena–Melnik, Ready, Reznik, Tarrant, and V. Turner

AN ACT concerning

Morticians and Funeral Directors – Pre-Need Contracts**HB0593/356486/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 593

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after the second “contract” insert “, guaranteed in part contract,”; in line 6, after “guaranteed;” insert “requiring certain disclosure statements to contain a certain statement and certain amounts paid under certain contracts;”; in line 9, after the first “contracts” insert “, guaranteed in part contracts,”; in the same line, after “items” insert “or goods and services”; and in line 10, after “guaranteed;” insert “providing that a pre-need escrow or trust account may not be deemed an asset of certain licensees; requiring certain escrow and trust accounts to be established and held in a certain manner; requiring certain buyers to receive certain statements; altering the circumstances under which a pre-need contract may be funded by a life insurance policy or an annuity contract;”.

AMENDMENT NO. 2

On page 2, in line 17, after “THAT” insert “:

(I) IS SIGNED BY THE CONSUMER AND A LICENSEE OF A LICENSED FUNERAL ESTABLISHMENT; AND

(II);

in the same line, strike “GUARANTEES” and substitute “GUARANTEES”; in the same line, strike “OR IN PART”; after line 18, insert:

“(5) “GUARANTEED IN PART CONTRACT” MEANS A WRITTEN PRE-NEED CONTRACT THAT:

(I) IS SIGNED BY THE CONSUMER AND A LICENSEE OF A LICENSED FUNERAL ESTABLISHMENT; AND

(II) GUARANTEES IN PART THE PRICE OF GOODS AND SERVICES AND CASH ADVANCE ITEMS SPECIFIED IN THE CONTRACT.”;

in lines 19, 27, and 29, strike “**(5)**”, “**(6)**”, and “**(7)**”, respectively, and substitute “**(6)**”, “**(7)**”, and “**(8)**”, respectively; after line 20, insert:

“(I) THAT IS SIGNED BY THE CONSUMER AND A LICENSEE OF A LICENSED FUNERAL ESTABLISHMENT.”;

in lines 21 and 23, strike “**(I)**” and “**(II)**”, respectively, and substitute “**(II)**” and “**(III)**”, respectively; in line 24, after “**DEPOSIT**” insert “**OR PARTIAL PAYMENT**”; and in line 25, strike “**MERCHANDISE**” and substitute “**SERVICES**”.

AMENDMENT NO. 3

On page 3, strike beginning with “Lists” in line 19 down through “contract” in line 21 and substitute “**STATES THAT “NOT ALL CHARGES THAT MAY BE REQUIRED TO BE PAID AT THE TIME OF NEED ARE LISTED IN THIS CONTRACT”**”; in line 23, after the first “**CONTRACT**” insert “**, A GUARANTEED IN PART CONTRACT,**”; strike beginning with “A” in line 24 down through “**LISTS**” in line 25 and substitute “**THE CONTRACT IS A GUARANTEED IN PART CONTRACT:**

A. LISTS”;

in line 26, after “**GUARANTEE**” insert “**; AND**

B. IDENTIFIES IN AT LEAST 14 POINT BOLD FACE TYPE ABOVE EACH SECTION OF THE CONTRACT WHETHER THE SECTION IS FULLY GUARANTEED OR NOT GUARANTEED”;

in the same line, strike “**AND**”; after line 28, insert:

“(IV) A LINE TOTALING:

1. THE GUARANTEED AMOUNT PAID; AND

2. THE AMOUNT FOR NONGUARANTEED ITEMS THAT ARE CONSIDERED TO BE ONLY A DOWN PAYMENT TOWARD FUTURE TOTAL COST; AND;

and in line 29, strike “(IV)” and substitute “(V)”.

AMENDMENT NO. 4

On page 4, in line 1, after “CONTRACT” insert “, **A GUARANTEED IN PART CONTRACT,**”; in line 3, after “ITEMS” insert “**OR GOODS AND SERVICES**”; and strike beginning with “A” in line 23 down through “contract” in line 24 and substitute “**(I) A PRE-NEED ESCROW OR TRUST ACCOUNT MAY NOT BE DEEMED AN ASSET OF:**

1. THE INDIVIDUAL LICENSEE; OR

2. THE LICENSED FUNERAL ESTABLISHMENT.

(II) A PRE-NEED ESCROW OR TRUST ACCOUNT WITH A BANKING INSTITUTION OR SAVINGS AND LOAN ASSOCIATION DESCRIBED IN PARAGRAPH (2) OF THIS SUBSECTION SHALL BE:

1. ESTABLISHED USING THE NAME, ADDRESS, AND SOCIAL SECURITY NUMBER OF THE BUYER; AND

2. HELD IN TRUST FOR THE LICENSED FUNERAL ESTABLISHMENT.

(III) 1. A BUYER FOR WHOM A MONETARY PRE-NEED ESCROW OR TRUST ACCOUNT IS ESTABLISHED UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH SHALL RECEIVE A STATEMENT REGARDING THE ESCROW OR TRUST ACCOUNT AT LEAST ANNUALLY.

2. THE REQUIREMENT UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH MAY BE SATISFIED BY A STATEMENT THAT IS:

A. ISSUED BY THE BANKING INSTITUTION OR SAVINGS AND LOAN ASSOCIATION AT WHICH THE ESCROW OR TRUST ACCOUNT IS ESTABLISHED; AND

B. SENT TO THE BUYER”.

AMENDMENT NO. 5

On page 7, in line 1, after “CONTRACT” insert “, A GUARANTEED IN PART CONTRACT,”; in line 4, after “director,” insert “LICENSED FUNERAL ESTABLISHMENT,”; in line 6, after “An” insert “IRREVOCABLE”; strike beginning with “mortician” in line 6 down through “spouse” in line 7 and substitute “LICENSED FUNERAL ESTABLISHMENT:

A.”;

in line 7, strike “may” and substitute “MAY”; in the same line, strike “revoked” and substitute “TRANSFERRED”; and in line 8, after “contract” insert “TO ANY OTHER LICENSED FUNERAL ESTABLISHMENT; AND

B. MAY NOT BE TRANSFERRED TO THE CONSUMER”.

The preceding 5 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 658 – Delegates Carter, Glass, Hough, Parrott, and Smigiel

AN ACT concerning

**Public Information Act – State Public Information Act Compliance Board –
Establishment**

HB0658/956887/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 658

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Smigiel” and substitute “Smigiel, 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”; strike in their entirety lines 2 and 3 and substitute “Joint Committee on Transparency and Open Government – Study on Appeals Under the Maryland Public Information Act”; and strike beginning with “establishing” in line 4 down through “Board” in line 22 and substitute “requiring the Joint Committee on Transparency and Open Government to conduct a study on how to improve the administrative process for resolving appeals under the Maryland Public Information Act; requiring that the study take into consideration certain factors; requiring the Joint Committee to report to certain committees on or before a certain date; providing for the termination of this Act; and generally relating to the Joint Committee on Transparency and Open Government and the Study on Appeals Under the Maryland Public Information Act”.

On pages 1 and 2, strike in their entirety the lines beginning with line 23 on page 1 through line 13 on page 2, inclusive.

AMENDMENT NO. 2

On page 2, in line 15, strike “the Laws of Maryland read as follows”; and after line 15, insert:

“(a) The Joint Committee on Transparency and Open Government, as established under § 2–10A–14 of the State Government Article, shall conduct a study on how to improve the administrative process for resolving appeals under the Maryland Public Information Act.

(b) The study shall take into consideration:

- (1) appeals from denials and fees charged under the Act;
- (2) the administrative processes used by other states to resolve appeals;

(3) the costs to State government, local government, and the public associated with resolving appeals; and

(4) input from:

(i) the Office of the Attorney General;

(ii) the Maryland–Delaware–DC Press Association;

(iii) representatives of local and State government, including the Maryland Association of Counties and the Maryland Municipal League; and

(iv) other parties that express interest in participating in the study.

(c) On or before January 1, 2015, the Joint Committee shall report its findings and any recommended legislation to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee, in accordance with § 2–1246 of the State Government Article.”.

On pages 2 through 10, strike in their entirety the lines beginning with line 16 on page 2 through line 20 on page 10, inclusive.

AMENDMENT NO. 3

On page 10, in line 21, strike “3.” and substitute “2.”; in line 22, strike “October” and substitute “July”; and in the same line, after “2014.” insert “It shall remain effective for a period of 1 year and, at the end of June 30, 2015, 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 Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 761 – Delegate Hammen

AN ACT concerning

Health Insurance – Specialty Drugs

HB0761/336381/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 761

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Hammen” and substitute “Delegates Hammen, Holmes, Bromwell, Costa, Cullison, Donoghue, Elliott, Hubbard, Kach, A. Kelly, Kipke, Krebs, McDonough, Morhaim, Murphy, Nathan–Pulliam, Oaks, Pena–Melnik, Pendergrass, Ready, Reznik, and V. Turner”; in line 10, after “source” insert “or a pharmacy participating in the provider network of the insurer, nonprofit health service plan, or health maintenance organization under certain conditions; authorizing a pharmacy registered under a certain provision of federal law to apply to be a designated pharmacy for a certain purpose, under certain conditions; prohibiting an insurer, nonprofit health service plan, or health maintenance organization from unreasonably withholding certain approval”; and in line 12, after “system;” insert “providing that a certain determination is considered a coverage decision under certain provisions of law; authorizing the Maryland Insurance Commissioner to seek advice from certain persons relating to certain complaints filed with the Commissioner; requiring the expenses for the advice to be paid for as provided under certain provisions of law;”.

AMENDMENT NO. 2

On page 4, in line 7, after “**THROUGH**” insert “**;**”

(1);

in line 9, after “**DRUGS**” insert “**;OR**

(2) A PHARMACY PARTICIPATING IN THE ENTITY’S PROVIDER NETWORK, IF THE ENTITY DETERMINES THAT THE PHARMACY:

(I) MEETS THE ENTITY’S PERFORMANCE STANDARDS; AND

(II) ACCEPTS THE ENTITY’S NETWORK REIMBURSEMENT RATES.

(E) (1) A PHARMACY REGISTERED UNDER § 340B OF THE FEDERAL PUBLIC HEALTH SERVICES ACT MAY APPLY TO AN ENTITY SUBJECT TO THIS SECTION TO BE A DESIGNATED PHARMACY UNDER SUBSECTION (D)(1) OF THIS SECTION FOR THE PURPOSE OF ENABLING THE PHARMACY’S PATIENTS WITH HIV, AIDS, OR HEPATITIS C TO RECEIVE THE COPAYMENT OR COINSURANCE MAXIMUM PROVIDED FOR IN SUBSECTION (C) OF THIS SECTION IF:

(I) THE PHARMACY IS OWNED BY A FEDERALLY QUALIFIED HEALTH CENTER, AS DEFINED IN 42 U.S.C. § 254B;

(II) THE FEDERALLY QUALIFIED HEALTH CENTER PROVIDES INTEGRATED AND COORDINATED MEDICAL AND PHARMACEUTICAL SERVICES TO HIV POSITIVE, AIDS, AND HEPATITIS C PATIENTS; AND

(III) THE PRESCRIPTION DRUGS ARE COVERED SPECIALTY DRUGS FOR THE TREATMENT OF HIV, AIDS, OR HEPATITIS C.

(2) AN ENTITY SUBJECT TO THIS SECTION MAY NOT UNREASONABLY WITHHOLD APPROVAL OF A PHARMACY’S APPLICATION UNDER PARAGRAPH (1) OF THIS SUBSECTION”;

and in line 10, strike “(E)” and substitute “(F)”.

AMENDMENT NO. 3

On page 4, after line 11, insert:

“(G) (1) A DETERMINATION BY AN ENTITY SUBJECT TO THIS SECTION THAT A PRESCRIPTION DRUG IS NOT A SPECIALTY DRUG IS CONSIDERED A COVERAGE DECISION UNDER § 15–10D–01 OF THIS TITLE.

(2) FOR COMPLAINTS FILED WITH THE COMMISSIONER UNDER THIS SUBSECTION, IF THE ENTITY MADE ITS DETERMINATION THAT A PRESCRIPTION DRUG IS NOT A SPECIALTY DRUG ON THE BASIS THAT THE

PREScription DRUG DID NOT MEET THE CRITERIA LISTED IN SUBSECTION (A)(5)(I) OF THIS SECTION:

(I) THE COMMISSIONER MAY SEEK ADVICE FROM AN INDEPENDENT REVIEW ORGANIZATION OR MEDICAL EXPERT ON THE LIST COMPILED UNDER § 15–10A–05(B) OF THIS TITLE; AND

(II) THE EXPENSES FOR ANY ADVICE PROVIDED BY AN INDEPENDENT REVIEW ORGANIZATION OR MEDICAL EXPERT SHALL BE PAID FOR AS PROVIDED UNDER § 15–10A–05(H) OF THIS TITLE.”.

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 793 – Delegates Kach, Bromwell, Elliott, and Olszewski

AN ACT concerning

Pharmacy Benefits Managers – Pharmacy Contracts – Payments

HB0793/776180/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 793

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Olszewski” and substitute “Olszewski, Costa, Cullison, Donoghue, Hammen, Hubbard, A. Kelly, Kipke, Krebs, McDonough, Morhaim, Murphy, Nathan–Pulliam, Oaks, Pena–Melnik, Pendergrass, Ready, Reznik, Tarrant, and V. Turner”; in line 2, strike “Payments” and substitute “Maximum Allowable Cost Pricing”; strike beginning with “its” in line 3 down through “devices” in line 25 and substitute “each contract with a contracted pharmacy, the sources used to determine maximum allowable cost pricing; requiring the pharmacy

benefits manager to update its pricing information with a certain frequency and provide a means by which contracted pharmacies may review pricing updates in a certain format; requiring a pharmacy benefits manager to maintain a procedure to eliminate products from a certain list for a certain purpose; requiring a pharmacy benefits manager to ensure that certain conditions are met before placing a prescription drug on a maximum allowable cost list; requiring each contract between a pharmacy benefits manager and a contracted pharmacy to include a certain process for appealing, investigating, and resolving disputes regarding maximum allowable cost pricing; defining certain terms; providing for a delayed effective date; and generally relating to contracts between pharmacy benefits managers and contracted pharmacies and maximum allowable cost pricing”; and in line 28, strike “and 15–1628.2”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 13 through 18, inclusive; and in lines 19 and 23, strike “(4)” and “(5)”, respectively, and substitute “(3)” and “(4)”, respectively.

On pages 2 through 5, strike in their entirety the lines beginning with line 27 on page 2 through line 6 on page 5, inclusive, and substitute:

“(B) IN EACH CONTRACT BETWEEN A PHARMACY BENEFITS MANAGER AND A CONTRACTED PHARMACY, THE PHARMACY BENEFITS MANAGER SHALL INCLUDE THE SOURCES USED TO DETERMINE MAXIMUM ALLOWABLE COST PRICING.

(C) A PHARMACY BENEFITS MANAGER SHALL UPDATE ITS PRICING INFORMATION AT LEAST EVERY 7 DAYS AND PROVIDE A MEANS BY WHICH CONTRACTED PHARMACIES MAY PROMPTLY REVIEW PRICING UPDATES IN A FORMAT THAT IS READILY AVAILABLE AND ACCESSIBLE.

(D) A PHARMACY BENEFITS MANAGER SHALL MAINTAIN A PROCEDURE TO ELIMINATE PRODUCTS FROM THE LIST OF DRUGS SUBJECT TO MAXIMUM ALLOWABLE COST PRICING IN A TIMELY MANNER TO REMAIN CONSISTENT WITH PRICING CHANGES IN THE MARKETPLACE.

(E) BEFORE PLACING A PRESCRIPTION DRUG ON A MAXIMUM ALLOWABLE COST LIST, A PHARMACY BENEFITS MANAGER SHALL ENSURE THAT:

(1) THE DRUG IS LISTED AS “A” OR “B” RATED IN THE MOST RECENT VERSION OF THE U.S. FOOD AND DRUG ADMINISTRATION’S APPROVED DRUG PRODUCTS WITH THERAPEUTIC EQUIVALENCE EVALUATIONS, ALSO KNOWN AS THE ORANGE BOOK, OR HAS AN “NR” OR “NA” RATING OR SIMILAR RATING BY A NATIONALLY RECOGNIZED REFERENCE; AND

(2) THE DRUG IS GENERALLY AVAILABLE FOR PURCHASE BY CONTRACTED PHARMACIES IN THE STATE FROM A NATIONAL OR REGIONAL WHOLESALE DISTRIBUTOR AND IS NOT OBSOLETE.

(F) EACH CONTRACT BETWEEN A PHARMACY BENEFITS MANAGER AND A CONTRACTED PHARMACY MUST INCLUDE A PROCESS TO APPEAL, INVESTIGATE, AND RESOLVE DISPUTES REGARDING MAXIMUM ALLOWABLE COST PRICING THAT INCLUDES:

(1) A REQUIREMENT THAT AN APPEAL BE FILED NO LATER THAN 21 DAYS AFTER THE DATE OF THE INITIAL CLAIM;

(2) A REQUIREMENT THAT AN APPEAL BE INVESTIGATED AND RESOLVED WITHIN 21 DAYS AFTER THE DATE THE APPEAL IS FILED;

(3) A TELEPHONE NUMBER AT WHICH THE CONTRACTED PHARMACY MAY CONTACT THE PHARMACY BENEFITS MANAGER TO SPEAK TO AN INDIVIDUAL RESPONSIBLE FOR PROCESSING APPEALS;

(4) A REQUIREMENT THAT A PHARMACY BENEFITS MANAGER PROVIDE:

(I) A REASON FOR ANY APPEAL DENIAL; AND

(II) THE NATIONAL DRUG CODE OF A DRUG THAT MAY BE PURCHASED BY THE CONTRACTED PHARMACY AT A PRICE AT OR BELOW THE BENCHMARK PRICE DETERMINED BY THE PHARMACY BENEFITS MANAGER; AND

(5) IF AN APPEAL IS UPHELD, A REQUIREMENT THAT A PHARMACY BENEFITS MANAGER:

(I) MAKE THE CHANGE IN THE MAXIMUM ALLOWABLE COST NO LATER THAN 1 BUSINESS DAY AFTER THE DATE OF DETERMINATION ON THE APPEAL; AND

(II) PERMIT THE APPEALING CONTRACTING PHARMACY TO REVERSE AND REBILL THE CLAIM, AND ANY SUBSEQUENT SIMILAR CLAIMS.”.

AMENDMENT NO. 3

On page 5, strike in their entirety lines 7 through 10, inclusive; in line 11, strike “3.” and substitute “2.”; and in line 12, strike “July 1, 2014” and substitute “January 1, 2015”.

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 796 – Delegates V. Turner, Barnes, Healey, Hubbard, Ivey, Murphy, Summers, Swain, Valderrama, and A. Washington

AN ACT concerning

Procurement – Debarment – Violations of Law

HB0796/416884/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 796

(First Reading File Bill)

On page 2, in line 24, strike “CONVICTION BECAME A FINAL CONVICTION” and substitute “DECISION OF THE COURT BECAME FINAL”.

On page 3, in line 5, strike “CONVICTION BECAME A FINAL CONVICTION” and substitute “DECISION OF THE COURT BECAME FINAL”.

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 813 – Delegates M. Washington, Rudolph, Braveboy, Cullison, Davis, Donoghue, Dumais, Eckardt, Glenn, Harper, Haynes, Kaiser, A. Kelly, Kipke, McIntosh, A. Miller, Ready, S. Robinson, Schulz, Szeliga, and Zucker

AN ACT concerning

Joint Committee on Ending Homelessness

HB0813/646181/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 813

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, Swain, Hammen, Pendergrass, Bromwell, Costa, Elliott, Hubbard, Kach, Krebs, McDonough, Morhaim, Murphy, Nathan–Pulliam, Oaks, Pena–Melnyk, Reznik, Tarrant, and V. Turner”; and in line 15, strike “by” and substitute “on or before”; and in the same line, after “year;” insert “providing for a delayed effective date;”.

AMENDMENT NO. 2

On page 3, in line 16, strike “AND”; and in line 17, after the semicolon insert: “AND

(VI) VETERANS EXPERIENCING HOMELESSNESS;”.

AMENDMENT NO. 3

On page 4, in line 25, strike “October 1, 2014” and substitute “June 1, 2015”.

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 856 – Delegates Nathan–Pulliam, Bohanan, Burns, Cane, Carr, Costa, Cullison, Frush, Griffith, Gutierrez, Hammen, Hubbard, Kach, A. Kelly, Morhaim, Oaks, Pena–Melnyk, Reznik, and V. Turner

AN ACT concerning

Task Force on Community Health Workers

HB0856/406888/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 856

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Nathan–Pulliam,” insert “Tarrant,”; strike line 2 in its entirety and substitute “Workgroup on Workforce Development for Community Health Workers”; strike beginning with “establishing” in line 3 down through “Workers” in line 11 and substitute “requiring the Department of Health and Mental Hygiene and the Maryland Insurance Administration to establish a certain stakeholder workgroup; requiring, to the extent practicable, a certain minimum percentage of the membership of the workgroup to be composed of certain individuals; 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”.

AMENDMENT NO. 2

On pages 1 through 3, strike in their entirety the lines beginning with line 14 on page 1 through line 18 on page 3, inclusive, and substitute:

“(a) The Department of Health and Mental Hygiene and the Maryland Insurance Administration jointly shall establish a stakeholder workgroup on workforce development for community health workers.”

“(b) To the extent practicable, at least 50% of the membership of the workgroup shall be composed of individuals who:

(1) are directly involved in the provision of nonclinical health care; or

(2) represent an institution or organization that is directly involved in the provision of nonclinical health care.

“(c) The workgroup shall study and make recommendations regarding:

(1) the training and credentialing required for community health workers to be certified as nonclinical health care providers; and

(2) reimbursement and payment policies for community health workers through the Maryland Medical Assistance Program and private insurers.

“(d) On or before December 1, 2014, the workgroup shall report its findings and recommendations, in accordance with § 2-1246 of the State Government Article, to the Senate Education, Health, and Environmental Affairs Committee, the Senate Finance Committee, and the House Health and Government Operations Committee.”

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2014.”.

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 874 – Delegates Pena–Melnyk, Busch, Costa, Hammen, Hubbard, Nathan–Pulliam, Tarrant, and V. Turner

AN ACT concerning

**County Health Officers – Authority of County Governing Body and Secretary
of Health and Mental Hygiene**

HB0874/796284/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 874

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “certain” insert “process for making a recommendation to the Secretary of Health and Mental Hygiene for the appointment of a health officer”; strike beginning with “committee” in line 5 down through “Secretary” in line 10; and in line 12, after “closed,” insert “providing for the construction of this Act; providing for a delayed effective date;”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 3 through 15, inclusive, and substitute:

“(2) IF A VACANCY OCCURS IN THE POSITION OF HEALTH OFFICER FOR A COUNTY, THE GOVERNING BODY SHALL ESTABLISH A PROCESS, IN CONSULTATION WITH THE DEPARTMENT, FOR MAKING A RECOMMENDATION TO THE SECRETARY FOR THE APPOINTMENT OF A HEALTH OFFICER.”

“(3) THE PROCESS ESTABLISHED UNDER PARAGRAPH (2) OF THIS SUBSECTION SHALL INCLUDE THE REQUIREMENTS FOR RECRUITING, INTERVIEWING, AND RECOMMENDING APPLICANTS FOR THE POSITION OF HEALTH OFFICER.”;

and strike line 20 in its entirety and substitute “county”.

AMENDMENT NO. 3

On page 3, in line 5, strike the opening bracket; in line 7, in each instance, strike the bracket; strike beginning with “**EXCEPT**” in line 7 down through “**THE**” in line 8; strike in their entirety lines 10 through 12, inclusive; in line 13, strike “**(3)**” and substitute “**(2)**”; after line 18, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That nothing in this Act shall be construed to limit the ability of any county governing body to maintain responsibilities of its health officer that are concurrent across more than one agency providing service in the county, or to enter into an agreement with one or more other county governing bodies to allow a health officer to serve multiple jurisdictions.”;

in line 19, strike “2.” and substitute “3.”; and in line 20, strike “October 1, 2014” and substitute “January 31, 2015”.

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 881 – Delegates Morhaim, Anderson, Arora, Barve, Bobo, Boteler, Branch, Braveboy, Cane, Cardin, Carr, Carter, Clagett, Cullison, Donoghue, Dumais, Dwyer, Elliott, Frank, Fraser-Hidalgo, Glass, Glenn, Guzzone, Haynes, Hixson, Hogan, Hubbard, Hucker, Ivey, Kach, A. Kelly, Lafferty, McIntosh, McMillan, A. Miller, Minnick, Mizeur, Murphy, Niemann, Oaks, Ready, Reznik, B. Robinson, S. Robinson, Smigiel, Stein, Swain, Tarrant, F. Turner, V. Turner, Valderrama, Waldstreicher, M. Washington, Weir, and Zucker

AN ACT concerning

Medical Marijuana – Natalie M. LaPrade Medical Marijuana Commission

HB0881/486688/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 881

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Delegates” insert “Glenn”; in the same line, strike “Glenn,”; in the same line, strike “and Zucker” and substitute “Zucker, Hammen, Pendergrass, Bromwell, Costa, Kipke, Nathan-Pulliam, Pena-Melnyk, Barnes, Beidle, DeBoy, Frush, Gilchrist, Gutierrez, Harper, Howard, Kaiser, Kramer, McConkey, Mitchell, Simmons, Stukes, Summers, Vaughn, A. Washington, and

Wilson"; in line 4, strike "and regulation"; in the same line, after "physicians" insert ", the publishing and dissemination of certain information, and the research of certain issues; requiring the Commission to develop certain identification cards; requiring the Commission to develop and maintain a certain Web site"; in line 11, after "applications," insert "providing that a qualifying patient may be a patient of the certifying physician or referred to the certifying physician; requiring a certifying physician to provide each written certification to the Commission; requiring the Commission to issue certain identification cards under certain circumstances; authorizing a certifying physician to discuss medical marijuana with certain patients; providing that certain qualifying patients and caregivers may obtain medical marijuana only from a licensed grower; providing that certain qualifying patients may obtain medical marijuana only through the patient's caregiver"; in line 19, after "license," insert "providing for the term of an initial and renewed medical marijuana grower license; providing for the form of an application to operate as a medical marijuana grower"; in line 20, after the second "marijuana" insert "and prepare marijuana in a range of routes of administration; requiring the Commission to seek to achieve racial, ethnic, and geographic diversity when licensing medical marijuana growers; requiring certain growers to submit a certain annual report to the Commission beginning on a certain date; requiring an entity seeking licensure as a medical marijuana grower to meet local zoning and planning requirements; prohibiting the Commission from setting certain site and planning requirements"; in line 22, after "caregivers" insert "and to distribute marijuana at certain facilities; authorizing a qualifying patient to obtain marijuana from certain facilities; requiring an entity licensed to grow marijuana under certain provisions of law to ensure that certain safety precautions are followed by certain facilities".

On page 2, in line 2, after "patient," insert "providing that this Act may not be construed to require a hospital or hospice program to report certain information to the Commission"; and in line 3, after "regulations" insert "on or before a certain date".

AMENDMENT NO. 2

On page 2, after line 29, insert:

"(C) "CAREGIVER" MEANS:

(1) A PERSON WHO HAS AGREED TO ASSIST WITH A QUALIFYING PATIENT'S MEDICAL USE OF MARIJUANA; AND

(2) FOR A QUALIFIED PATIENT UNDER THE AGE OF 18 YEARS, A PARENT OR LEGAL GUARDIAN.”;

and in line 30, strike “(C)” and substitute “**(D)**”.

On page 3, in line 1, after “STAFF” insert “**OR IS A MEMBER OF THE MEDICAL STAFF**”; in lines 5, 7, 9, 12, and 21, strike “(D)”, “(E)”, “(F)”, “(G)”, and “(H)”, respectively, and substitute “**(E)**”, “**(F)**”, “**(G)**”, “**(H)**”, and “**(I)**”, respectively; strike beginning with “IS” in line 13 down through “(I)” in line 16; in line 18, strike “OR”; in line 19, strike “(II)” and substitute “**(2)**”; and in line 20, after “CENTER” insert “**; OR**”.

(3) IF UNDER THE AGE OF 18 YEARS, HAS A CAREGIVER”.

On page 4, strike beginning with the colon in line 1 down through “THE” in line 5 and substitute “**THE**”; in line 18, strike “AND”; in line 19, strike “AND REGULATE”; and in the same line, after “PHYSICIANS” insert “**;**”.

(6) PUBLISH AND DISSEMINATE ANY INFORMATION THAT RELATES TO THE MEDICAL USE OF MARIJUANA AND RELATED RESEARCH; AND

(7) RESEARCH ISSUES RELATED TO THE MEDICAL USE OF MARIJUANA.

(D) (1) THE COMMISSION SHALL:

(I) DEVELOP IDENTIFICATION CARDS FOR QUALIFYING PATIENTS AND CAREGIVERS; AND

(II) DEVELOP AND MAINTAIN A WEB SITE THAT PROVIDES A LIST OF CERTIFYING PHYSICIANS AND CONTACT INFORMATION FOR LICENSED MEDICAL MARIJUANA GROWERS.

(2) (I) THE DEPARTMENT SHALL ADOPT REGULATIONS THAT ESTABLISH THE REQUIREMENTS FOR IDENTIFICATION CARDS PROVIDED BY THE COMMISSION.

(II) THE REGULATIONS ADOPTED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL INCLUDE:

1. THE INFORMATION TO BE INCLUDED ON AN IDENTIFICATION CARD;

2. THE METHOD THROUGH WHICH THE COMMISSION WILL DISTRIBUTE IDENTIFICATION CARDS; AND

3. THE METHOD THROUGH WHICH THE COMMISSION WILL TRACK IDENTIFICATION CARDS”.

AMENDMENT NO. 3

On page 10, in line 17, after “APPROVE” insert “PHYSICIAN”.

On page 11, after line 4, insert:

“(E) (1) A QUALIFYING PATIENT MAY BE A PATIENT OF THE CERTIFYING PHYSICIAN OR MAY BE REFERRED TO THE CERTIFYING PHYSICIAN.

(2) A CERTIFYING PHYSICIAN SHALL PROVIDE EACH WRITTEN CERTIFICATION TO THE COMMISSION.

(3) ON RECEIPT OF THE WRITTEN CERTIFICATION PROVIDED UNDER PARAGRAPH (2) OF THIS SUBSECTION, THE COMMISSION SHALL ISSUE AN IDENTIFICATION CARD TO EACH QUALIFYING PATIENT OR CAREGIVER NAMED IN THE WRITTEN CERTIFICATION.

(4) A CERTIFYING PHYSICIAN MAY DISCUSS MEDICAL MARIJUANA WITH A QUALIFYING PATIENT.

(5) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, A QUALIFYING PATIENT OR CAREGIVER MAY OBTAIN MEDICAL MARIJUANA ONLY FROM A LICENSED GROWER.

(II) A QUALIFYING PATIENT UNDER THE AGE OF 18 YEARS MAY OBTAIN MEDICAL MARIJUANA ONLY THROUGH THE QUALIFYING PATIENT'S CAREGIVER.”;

and in lines 5, 16, and 21, strike “(E)”, “(F)”, and “(G)”, respectively, and substitute “(F)”, “(G)”, and “(H)”, respectively.

On page 12, in line 6, after “(2)” insert “(I)”; in line 6, strike “five” and substitute “10”; after line 7, insert:

“(II) 1. A MEDICAL MARIJUANA GROWER LICENSE IS VALID FOR 5 YEARS ON INITIAL LICENSURE.

2. A MEDICAL MARIJUANA GROWER LICENSE IS VALID FOR 10 YEARS ON RENEWAL.

(III) AN APPLICATION TO OPERATE AS A MEDICAL MARIJUANA GROWER MAY BE SUBMITTED IN PAPER OR ELECTRONIC FORM.”;

in line 8, after “(3)” insert “(I)”; in line 9, after the second “MARIJUANA” insert “, INCLUDING STRAINS WITH HIGH CANNABIDIOL CONTENT.”; and after line 11, insert:

“(II) THE COMMISSION SHALL ENCOURAGE LICENSING MEDICAL MARIJUANA GROWERS THAT PREPARE MEDICAL MARIJUANA IN A RANGE OF ROUTES OF ADMINISTRATION.

(III) 1. THE COMMISSION SHALL SEEK TO ACHIEVE RACIAL, ETHNIC, AND GEOGRAPHIC DIVERSITY WHEN LICENSING MEDICAL MARIJUANA GROWERS.

2. BEGINNING JUNE 1, 2016, A GROWER LICENSED UNDER THIS SUBTITLE TO OPERATE AS A MEDICAL MARIJUANA GROWER SHALL REPORT ANNUALLY TO THE COMMISSION ON THE MINORITY OWNERS AND EMPLOYEES OF THE GROWER.

(IV) 1. AN ENTITY SEEKING LICENSURE AS A MEDICAL MARIJUANA GROWER SHALL MEET LOCAL ZONING AND PLANNING REQUIREMENTS.

2. THE COMMISSION MAY NOT SET SITE OR PLANNING REQUIREMENTS FOR MEDICAL MARIJUANA GROWERS BEYOND THE REQUIREMENTS SET BY THE LOCAL AUTHORITY.”.

On page 12, after line 17, insert:

“(C) (1) AN ENTITY LICENSED TO GROW MARIJUANA UNDER THIS SECTION MAY DISTRIBUTE MARIJUANA AT THE GROWER’S FACILITY OR AT A SATELLITE FACILITY OF THE GROWER.

(2) A QUALIFYING PATIENT MAY OBTAIN MEDICAL MARIJUANA FROM A GROWER’S FACILITY OR FROM A SATELLITE FACILITY OF THE GROWER.

(D) AN ENTITY LICENSED TO GROW MARIJUANA UNDER THIS SECTION SHALL ENSURE THAT SAFETY PRECAUTIONS ESTABLISHED BY THE COMMISSION ARE FOLLOWED BY ANY FACILITY OPERATED BY THE GROWER.”;

and in lines 18, 21, and 23, strike “(c)”, “(d)”, and “(e)”, respectively, and substitute “(E)”, “(F)”, and “(G)”, respectively.

AMENDMENT NO. 4

On page 13, strike beginning with “AUTHORIZED” in line 4 down through “SUBTITLE” in line 5 and substitute “DETERMINED BY THE COMMISSION TO CONSTITUTE A 30-DAY SUPPLY”; in line 12, strike “OR”; and in line 13, after “PHYSICIAN” insert “;

(5) A CAREGIVER; OR

(6) A HOSPITAL OR HOSPICE PROGRAM WHERE A CERTIFYING PHYSICIAN IS ON STAFF OR IS A MEMBER OF THE MEDICAL STAFF”.

AMENDMENT NO. 5

On page 14, after line 15, insert:

“(C) THIS SUBTITLE MAY NOT BE CONSTRUED TO REQUIRE A HOSPITAL OR HOSPICE PROGRAM TO REPORT TO THE COMMISSION ANY DISCIPLINARY ACTION TAKEN BY THE HOSPITAL OR HOSPICE PROGRAM AGAINST A CERTIFYING PHYSICIAN, INCLUDING THE REVOCATION OF PRIVILEGES, AFTER THE REGISTRATION OF THE CERTIFYING PHYSICIAN WITH THE COMMISSION.”;

in line 26, strike “**THE**” and substitute “ON OR BEFORE SEPTEMBER 15, 2014, THE”; and in line 29, strike “July” and substitute “June”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Schulz moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 963 – Delegates A. Kelly, Barve, Carr, Clippinger, Costa, Cullison, Donoghue, Dumais, Fraser–Hidalgo, Gilchrist, Gutierrez, Lee, Luedtke, A. Miller, Pena–Melnik, Reznik, S. Robinson, Waldstreicher, A. Washington, and M. Washington

AN ACT concerning

Hospitals – Requirements for Sexual Assault Medical Forensic Examinations and Reporting

HB0963/296181/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 963

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and M. Washington” and substitute “M. Washington, Bromwell, Elliott, Hammen, Hubbard, Kach, Kipke, Krebs, McDonough, Morhaim, Murphy, Nathan–Pulliam, Oaks, Pendergrass, Ready, Tarrant, and V.”

Turner"; in line 2, strike "Requirements" and substitute "Protocol"; in line 3, strike "Reporting" and substitute "Planning Committee"; in line 4, strike "provide" and substitute ", on or before a certain date, have a protocol to provide certain access to"; in line 5, after "examiners" insert "or physicians"; strike beginning with "requiring" in line 5 down through the semicolon in line 7 and substitute "establishing the Planning Committee to Implement Improved Access to Sexual Assault Medical Forensic Examinations in Maryland; providing for the composition, chair, and staffing of the Planning Committee and reimbursement for expenses for members of the Planning Committee; providing for the duties of the Planning Committee; requiring the Planning Committee to submit a certain report to the Governor and certain legislative committees on or before a certain date; providing for the termination of a certain provision of this Act."; in line 8, strike "requirements" and substitute "protocols"; and in line 9, strike "reporting" and substitute "the Planning Committee".

AMENDMENT NO. 2

On page 1, in line 19, strike "(A)"; in the same line, strike "EACH" and substitute "ON OR BEFORE JULY 1, 2014, EACH"; in line 20, strike "PROVIDE" and substitute "HAVE A PROTOCOL TO PROVIDE TIMELY ACCESS TO"; and in line 21, after "EXAMINER" insert "OR A PHYSICIAN".

AMENDMENT NO. 3

On page 2, strike in their entirety lines 1 through 3, inclusive, and substitute:

"SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) There is a Planning Committee to Implement Improved Access to Sexual Assault Medical Forensic Examinations in Maryland.

(b) The Planning Committee is composed of the following members appointed by the Governor:

(1) one representative of the Department of Health and Mental Hygiene;

(2) one representative of the Maryland Institute for Emergency Medical Services Systems;

(3) one representative of the Maryland Coalition Against Sexual Assault;

(4) two representatives of programs providing emergency room accompaniment to sexual assault victims and survivors, one of whom represents a rural region of the State and one of whom represents an urban region of the State;

(5) two representatives from hospitals that provide sexual assault forensic exams (SAFEs), one of whom represents a rural region of the State and one of whom represents an urban region of the State;

(6) two representatives from hospitals that do not provide SAFEs, one of whom represents a rural region of the State and one of whom represents an urban region of the State;

(7) two SAFE coordinators, one of whom represents a rural region of the State and one of whom represents an urban region of the State;

(8) two representatives of local law enforcement agencies in the State, one of whom represents a rural region of the State and one of whom represents an urban region of the State; and

(9) one representative of the State Board of Nursing.

(c) The Governor shall designate the chair of the Planning Committee from among the members of the Planning Committee.

(d) The Department of Health and Mental Hygiene and the Maryland Institute for Emergency Medical Services Systems shall provide staff for the Planning Committee.

(e) A member of the Planning Committee:

(1) may not receive compensation as a member of the Planning Committee; but

(2) is entitled to reimbursement for expenses under the Standard State Travel Regulations, as provided in the State budget.

(f) The Planning Committee shall:

(1) review the protocols that certain hospitals are required to have under § 19–310.2 of the Health – General Article;

(2) examine the barriers to providing care for individuals seeking a sexual assault medical forensic examination;

(3) study reimbursement issues for providers that offer sexual assault medical forensic examinations to the community;

(4) examine the protocols of emergency medical service providers and local law enforcement agencies to direct sexual assault victims to a hospital with the capability to provide a sexual assault medical forensic examination;

(5) determine best practices on how to educate the community on where to access sexual assault medical forensic examination services;

(6) study and make recommendations about the optimal caseload level to maintain a high level of quality and competency among SAFE practitioners;

(7) consider geographic differences in the State as the differences relate to the provision of sexual assault medical forensic examination services;

(8) consider hospital reporting requirements regarding the number of victims who present and the actions taken;

(9) review practices in other states that increase the availability of SAFEs;

(10) develop and recommend protocols to enhance protections for sexual assault victims' rights and privacy;

(11) receive public testimony from stakeholders; and

(12) adopt recommendations that are consistent with the State's all-payer model contract approved by the federal Center for Medicare and Medicaid Innovation.

(g) On or before December 1, 2015, the Planning Committee shall submit a report on its findings and recommendations, including any legislation required to

implement the recommendations, to the Governor and, in accordance with § 2–1246 of the State Government Article, the Senate Finance Committee and the House Health and Government Operations Committee.”;

in line 4, strike “2.” and substitute “3.”; in line 5, strike “October” and substitute “June”; and in the same line, after the period insert “Section 2 of this Act shall remain effective for a period of 2 years and 1 month and, at the end of the June 30, 2016, with no further action required by the General Assembly, Section 2 of 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 Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 1042 – Delegates Anderson, Cullison, and Pena–Melnik

AN ACT concerning

**State Board of Morticians and Funeral Directors – Funeral Establishments
Owned by a Single Owner – Pre–Need Trustee Licenses and Public
Notification of Death**

HB1042/466781/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1042

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “altering” in line 9 down through “license;” in line 12; in line 13, after “Board” insert “, within a certain time period,”; strike beginning with “altering” in line 14 down through “valid;” in line 15 and substitute “requiring the Board to provide for the term of an executor license, rather than specifying the term in a certain provision of law; providing that the term of an executor license may not exceed a certain number of months;”; strike beginning with “and” in line 25 down through “owner” in line 26; and strike beginning with “requiring” in line 30 down through “property,” in line 31 and substitute “requiring a

licensed pre-need trustee, within a certain time period, to identify to the Board and the licensed executor certain pre-need bank trust money; requiring the licensed pre-need trustee to make a certain claim against a certain estate; requiring the licensed executor to transfer certain money to the abandoned property office in the Office of the Comptroller;”.

AMENDMENT NO. 2

On page 2, in line 32, strike the brackets; and in the same line, strike “14”.

On page 3, in line 2, after the semicolon insert “AND”; in line 4, strike “(IV)” and substitute “(3)”; in the same line, strike “THE” and substitute “WITHIN 14 DAYS AFTER THE DEATH OF THE LICENSED MORTICIAN, FUNERAL DIRECTOR, OR SURVIVING SPOUSE, SUBMITS TO THE BOARD THE”; in line 7, strike “(3)” and substitute “(4)”; in line 8, after “(1)” insert “(I)”; in the same line, after “subtitle,” insert “THE BOARD SHALL PROVIDE FOR THE TERM OF AN EXECUTOR LICENSE.”

(II) THE TERM OF;

strike beginning with “is” in line 9 down through the bracket in line 10 and substitute “MAY NOT BE MORE THAN 12 MONTHS”; in line 12, strike “PROVIDED” and substitute “IF”; in line 14, after “IDENTIFIED” insert “AND HAS ENTERED INTO A SALES CONTRACT”; in line 15, strike “OR”; and in line 19, after “ESTABLISHMENT” insert “; OR”

(III) THE BOARD DETERMINES THAT A RENEWAL IS NEEDED DUE TO UNFORESEEN CIRCUMSTANCES”.

On page 4, in lines 18, 24, and 26, in each instance, after “OWNER” insert “AND SOLE LICENSEE”; strike in their entirety lines 19 through 23, inclusive; in line 24, strike “(C)” and substitute “(B)”; in line 28, after “ESTABLISHMENT;” insert “AND”; and strike in their entirety lines 29 and 30.

On page 5, in line 1, strike “(3)” and substitute “(2)”; in line 2, after “OWNER” insert “AND SOLE LICENSEE”; in line 4, strike “(D)” and substitute “(C)”; in line 4, strike “30” and substitute “90”; strike in their entirety lines 14 through 18, inclusive; after line 18, insert:

“(D) (1) WITHIN 90 DAYS AFTER THE DEATH OF A SINGLE OWNER AND SOLE LICENSEE OF A FUNERAL ESTABLISHMENT, THE PRE-NEED TRUSTEE LICENSED UNDER § 7-308.2 OF THIS SUBTITLE SHALL IDENTIFY TO THE BOARD AND THE EXECUTOR LICENSED UNDER § 7-308.1 OF THIS SUBTITLE ALL PRE-NEED BANK TRUST MONEY THAT HAVE BEEN DEPOSITED UNDER THE FEDERAL IDENTIFICATION NUMBER OF THE FUNERAL ESTABLISHMENT OR THE SOCIAL SECURITY NUMBER OF THE DECEASED SINGLE OWNER AND SOLE LICENSEE, INSTEAD OF THE SOCIAL SECURITY NUMBER OF THE BENEFICIARY OR BUYER OF THE PRE-NEED CONTRACT.”

“(2) THE PRE-NEED TRUSTEE LICENSED UNDER § 7-308.2 OF THIS SUBTITLE SHALL MAKE A CLAIM AGAINST THE ESTATE OF THE DECEASED SINGLE OWNER AND SOLE LICENSEE OF THE ESTABLISHMENT WHICH THE LICENSEE PREVIOUSLY OWNED FOR THE MONEY IDENTIFIED UNDER PARAGRAPH (1) OF THIS SUBSECTION.”

“(3) THE EXECUTOR LICENSED UNDER § 7-308.1 OF THIS SUBTITLE SHALL TRANSFER ALL MONEY IDENTIFIED IN PARAGRAPH (1) OF THIS SUBSECTION TO THE ABANDONED PROPERTY OFFICE IN THE OFFICE OF THE COMPTROLLER IN THE PROPER NAME OF THE BENEFICIARY OR BUYER OF THE PRE-NEED CONTRACT.”;

in line 19, strike “45” and substitute “90”; in line 27, strike “60” and substitute “90”; in line 31, strike “THE DATE OF BIRTH AND DATE OF DEATH OF” and substitute “A COPY OF THE FILED DEATH CERTIFICATE FOR”; and in line 32, after “DECEDENT;” insert “AND”.

On page 6, strike beginning with the semicolon in line 1 down through “DECEDENT” in line 4.

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 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

HB1233/576985/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1233

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and V. Turner” and substitute “V. Turner, Costa, Donoghue, Elliott, Hammen, Krebs, McDonough, Murphy, Pena–Melnik, Pendergrass, and Ready”; strike beginning with “limiting” in line 8 down through “organization;” in line 10; and in line 10, strike “the” and substitute “a certain”.

AMENDMENT NO. 2

On page 4, in line 1, strike “**JANUARY**” and substitute “**JULY**”.

AMENDMENT NO. 3

On page 6, after line 23, insert:

“(4) “SUPPORTING MEDICAL INFORMATION” MEANS:

(I) A PAID CLAIM FROM AN ENTITY SUBJECT TO THIS SECTION FOR AN INSURED OR AN ENROLLEE;

(II) A PHARMACY RECORD THAT DOCUMENTS THAT A PRESCRIPTION HAS BEEN FILLED AND DELIVERED TO AN INSURED OR AN ENROLLEE, OR A REPRESENTATIVE OF AN INSURED OR AN ENROLLEE; OR

(III) OTHER INFORMATION MUTUALLY AGREED ON BY AN ENTITY SUBJECT TO THIS SECTION AND THE PRESCRIBER OF AN INSURED OR AN ENROLLEE.”

On page 7, strike in their entirety lines 5 through 11, inclusive; in lines 12 and 24, strike “(D)” and “(E)”, respectively, and substitute “(C)” and “(D)”, respectively; in line 17, strike “DOCUMENTS AND NOTIFIES” and substitute “PROVIDES SUPPORTING MEDICAL INFORMATION TO”; in line 19, strike the first “THE” and substitute “A”; and in line 20, strike “365” and substitute “180”.

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 1256 – Delegates Hough, Afzali, Dwyer, and Ready

AN ACT concerning

Food Processing Plants – License Fees – Civic and Nonprofit Organizations

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 1430 – Delegate Hubbard

AN ACT concerning

**Health – State Children’s Environmental Health and Protection Advisory
Council – Composition**

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 1431 – Delegate Hubbard

AN ACT concerning

Maryland Community Health Resources Commission – Sunset Extension

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON JUDICIARY REPORT #7

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 83 – Delegate Simmons

AN ACT concerning

Maryland Trust Act

HB0083/912610/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 83

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 45, after the semicolon insert “providing for a delayed effective date;”.

AMENDMENT NO. 2

On page 28, in line 29, after the semicolon, insert “AND”.

On page 29, strike beginning with “(12)” in line 1 down through “(13)” in line 3 and substitute “(12)”.

On page 52, in line 19, strike “(I) EXCEPT AS PROVIDED IN THIS ITEM, AFTER” and substitute “AFTER”.

On pages 52 and 53, strike in their entirety the lines beginning with line 24 on page 52 through line 7 on page 53, inclusive.

On page 53, in line 8, strike “(C)” and substitute “(B)”.

On pages 58 and 59, strike in their entirety the lines beginning with line 32 on page 58 through line 4 on page 59, inclusive.

AMENDMENT NO. 3

On page 22 in line 14, on page 57 in line 15, on page 77 in lines 31, 32, and 33, on page 90 in lines 28 and 30, and on page 91, in lines 2, 7, and 11, in each instance, strike “**OCTOBER 1, 2014**” and substitute “**JANUARY 1, 2015**”.

On page 91, strike beginning with “**OCTOBER**” in line 4 down through “**2014**” in line 5 and substitute “**JANUARY 1, 2014**”; and in line 20, strike “October 1, 2014” and substitute “January 1, 2015”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0083/393327/1

BY: Chair, House Judiciary Committee

AMENDMENT TO HOUSE BILL 83, AS AMENDED

On page 2 of the House Judiciary Committee Amendments (HB0083/912610/1), in line 2 of Amendment No. 3, strike “**2014**” and substitute “**2015**”.

The preceding amendment was read and 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 183 – Carroll County Delegation

AN ACT concerning

**Carroll County – Local Government Tort Claims Act – Industrial
Development Authority**

HB0183/532212/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 183

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “County,” insert “providing that a certain notice requirement does not apply to certain actions against a certain nonprofit corporation in Carroll County or its employees;”; and in line 11, after “5–301(d)” insert “and 5–304”.

AMENDMENT NO. 2

On page 3, after line 18, insert:

“5–304.

(a) This section does not apply to an action against a nonprofit corporation described in § 5–301(d)(23), (24), (25), (26), [or] (28), OR (29) of this subtitle or its employees.

(b) (1) Except as provided in subsections (a) and (d) of this section, an action for unliquidated damages may not be brought against a local government or its employees unless the notice of the claim required by this section is given within 180 days after the injury.

(2) The notice shall be in writing and shall state the time, place, and cause of the injury.

(c) (1) The notice required under this section shall be given in person or by certified mail, return receipt requested, bearing a postmark from the United States Postal Service, by the claimant or the representative of the claimant.

(2) Except as otherwise provided, if the defendant local government is a county, the notice required under this section shall be given to the county commissioners or county council of the defendant local government.

(3) If the defendant local government is:

(i) Baltimore City, the notice shall be given to the City Solicitor;

(ii) Howard County or Montgomery County, the notice shall be given to the County Executive; and

(iii) Anne Arundel County, Baltimore County, Harford County, or Prince George's County, the notice shall be given to the county solicitor or county attorney.

(4) For any other local government, the notice shall be given to the corporate authorities of the defendant local government.

(d) Notwithstanding the other provisions of this section, unless the defendant can affirmatively show that its defense has been prejudiced by lack of required notice, upon motion and for good cause shown the court may entertain the suit even though the required notice was not given.”.

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 912 – Delegates Smigiel, Carr, Rosenberg, and Waldstreicher

AN ACT concerning

Courts – Electronic Communications – Privacy

HB0912/532015/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 912

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “altering” in line 3 down through “terms;” in line 26 and substitute “expanding the application of a provision of law that requires an investigative or law enforcement officer to obtain a certain search warrant in order to require a provider of wire or electronic communication service to disclose the contents of wire or electronic communication that is in electronic storage in a wire or electronic communications system for 180 days or less to a wire or electronic communication that is in electronic storage for any amount of time;”; in line 26, strike “stylistic and”; and in line 30, strike “and 10–4A–06”.

On page 2, strike in their entirety lines 3 through 7, inclusive; and in line 12, strike “(1)”.

AMENDMENT NO. 2

On pages 2 and 3, strike beginning with “**BASED**” in line 16 on page 2 down through the second “**WARRANT**” in line 29 on page 3.

On pages 4 and 5, strike beginning with “**(C)**” in line 24 on page 4 down through “**APPROVAL.**” in line 5 on page 5.

On page 5, in line 6, strike “**(D)**” and substitute “**(B)**”; in line 15, strike the brackets; in the same line, strike “**SUBJECT TO**”; in line 18, strike the brackets; strike in their entirety lines 24 through 28, inclusive; in line 29, strike the brackets; in the same line, strike “**A.**”; in line 32, strike the bracket; in line 34, strike “**] B.**”; and in line 35, strike “**(F)**” and substitute “**(C)**”.

On page 6, in line 1, strike the brackets; in the same line, strike “**C.**”; in lines 3 and 5, in each instance, strike the bracket; strike in their entirety lines 6 through 9, inclusive; in line 10, strike “**(F)**” and substitute “**(C)**”; in line 11, strike “**(D)**” and substitute “**(B)**”; in line 13, strike “contents of a wire or electronic communication, or the”; and in line 19, strike “**(G)**” and substitute “**(D)**”.

On pages 6 through 10, strike in their entirety the lines beginning with line 24 on page 6 through line 21 on page 10, 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 955 – Delegates Dumais, Clippinger, Fraser-Hidalgo, Lee, Simmons, Valderrama, and Waldstreicher

AN ACT concerning

Crimes – Use of Personal Identifying Information or the Identity of Another – Sexual Crimes

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 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

HB1109/682818/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1109

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 16, after “court” insert “in a certain manner”.

AMENDMENT NO. 2

On page 2, in lines 21 and 24, in each instance, after “BY” insert “SECURE”.

On page 3, in lines 11 and 17, in each instance, after “BY” insert “SECURE”.

On page 4, in line 31, after “COURT” insert “IN PERSON, BY SECURE FAX, OR BY SECURE ELECTRONIC MAIL”.

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 1161 – Delegates Waldstreicher, Carr, Rosenberg, and Smigiel

AN ACT concerning

Criminal Procedure – Electronic Device Location Information – Warrant

HB1161/852319/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1161

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Warrant” and substitute “Order”; strike beginning with “prohibiting” in line 3 down through “Act;” in line 5; in line 5, strike “warrant” and substitute “order authorizing and directing a law enforcement officer to obtain certain location information from a certain electronic device”; in lines 6, 7, and 9, in each instance, strike “warrant” and substitute “order”; and in line 8, strike “and admissibility”.

AMENDMENT NO. 2

On page 1, after line 24, insert:

“(2) “COURT” MEANS THE DISTRICT COURT OR A CIRCUIT COURT HAVING JURISDICTION OVER THE CRIME BEING INVESTIGATED, REGARDLESS OF THE LOCATION OF THE ELECTRONIC DEVICE FROM WHICH LOCATION INFORMATION IS SOUGHT.”.

AMENDMENT NO. 3

On page 2, in line 1, strike “(2)” and substitute “(3)”; in line 2, after “SERVICE,” insert “AS DEFINED IN § 10-401 OF THE COURTS ARTICLE, A”; in line 3, after

“SERVICE,” insert “AS DEFINED IN § 10-4A-01(C) OF THE COURTS ARTICLE,”; in the same line , after “OR” insert “A GEOGRAPHIC”; after line 3, insert:

“(4) “EXIGENT CIRCUMSTANCES” MEANS AN EMERGENCY OR OTHER JUDICIALLY RECOGNIZED EXCEPTION TO CONSTITUTIONAL WARRANT REQUIREMENTS.”;

in line 4, strike “(3)” and substitute “(5)”; strike beginning with “PAST” in line 4 down through “DEVICE” in line 7 and substitute “REAL-TIME OR PRESENT INFORMATION CONCERNING THE GEOGRAPHIC LOCATION OF AN ELECTRONIC DEVICE THAT IS GENERATED BY OR DERIVED FROM THE OPERATION OF THAT DEVICE”; in lines 8, 11, 13, and 16, strike “(4)”, “(5)”, “(6)”, and “(7)”, respectively, and substitute “(6)”, “(7)”, “(8)”, and “(9)”, respectively; in line 16, after “USES” insert “OR POSSESSES”; strike beginning with “AN” in line 18 down through “COMMITTED” in line 29 and substitute “A COURT MAY ISSUE AN ORDER AUTHORIZING OR DIRECTING A LAW ENFORCEMENT OFFICER TO OBTAIN LOCATION INFORMATION FROM AN ELECTRONIC DEVICE AFTER DETERMINING FROM AN APPLICATION DESCRIBED IN PARAGRAPH (2) OF THIS SUBSECTION THAT THERE IS PROBABLE CAUSE TO BELIEVE THAT:

(I) A MISDEMEANOR OR FELONY HAS BEEN, IS BEING, OR WILL BE COMMITTED BY THE OWNER OR USER OF THE ELECTRONIC DEVICE OR BY THE INDIVIDUAL ABOUT WHOM LOCATION INFORMATION IS BEING SOUGHT; AND

(II) THE LOCATION INFORMATION BEING SOUGHT:

1. IS EVIDENCE OF, OR WILL LEAD TO EVIDENCE OF, THE MISDEMEANOR OR FELONY BEING INVESTIGATED; OR

2. WILL LEAD TO THE APPREHENSION OF AN INDIVIDUAL FOR WHOM AN ARREST WARRANT HAS BEEN PREVIOUSLY ISSUED”;

in line 30, strike “(3)” and substitute “(2)”; and in the same line, strike “A WARRANT” and substitute “AN ORDER”.

On page 3, in line 4, strike “(2)” and substitute “(1)”; in line 6, strike “EVIDENCING THAT PROBABLE CAUSE EXISTS”; in line 7, strike “(4)” and substitute “(3)”; in the same line, strike “THE WARRANT” and substitute “AN ORDER ISSUED UNDER THIS SECTION”; strike beginning with the first “THE” in line 10 down through “THE” in line 11 and substitute “THE TYPE OF”; strike line 14 in its entirety and substitute “KNOWN, OR THE IDENTIFYING NUMBER OF THE ELECTRONIC DEVICE ABOUT WHICH LOCATION INFORMATION IS”; in line 16, strike “A” and substitute “KNOWN AND IF THE OWNER IS A”; in line 21, strike “WARRANT” and substitute “ORDER”; after line 21, insert:

“(II) AUTHORIZE THE EXECUTING LAW ENFORCEMENT OFFICER TO OBTAIN THE LOCATION INFORMATION WITHOUT GIVING NOTICE TO THE OWNER OR USER OF THE ELECTRONIC DEVICE OR TO THE INDIVIDUAL ABOUT WHOM THE LOCATION INFORMATION IS BEING SOUGHT FOR THE DURATION OF THE ORDER;”;

in line 22, strike “(II)” and substitute “(III)”; strike beginning with “FIRST” in line 22 down through “OF” in line 23 and substitute “PERIOD OF TIME FOR WHICH”; in line 23, after “AUTHORIZED” insert “TO BE OBTAINED”; in line 24, strike “(III)” and substitute “(IV)”; in line 25, after “DISCLOSE” insert “TO THE EXECUTING LAW ENFORCEMENT OFFICER THE”; and strike beginning with “THOSE” in line 26 down through “IS” in line 27 and substitute “THE PERIOD OF TIME”.

AMENDMENT NO. 5

On page 4, strike beginning with “A” in line 4 down through “ISSUED” in line 6 and substitute “THE PERIOD OF TIME DURING WHICH LOCATION INFORMATION MAY BE OBTAINED UNDER THE AUTHORITY OF AN ORDER UNDER SUBSECTION (B) OF THIS SECTION MAY NOT EXCEED 30 DAYS UNLESS EXTENDED AS PROVIDED IN SUBSECTION (C)(3) OF THIS SECTION”; strike beginning with “IF” in line 7 down through “VOID” in line 8 and substitute “LOCATION INFORMATION SHALL BEGIN TO BE OBTAINED BY THE EXECUTING LAW ENFORCEMENT OFFICER WITHIN 10 CALENDAR DAYS AFTER THE ORDER IS ISSUED OR, IF APPLICABLE, THE ORDER SHALL BE DELIVERED TO THE SERVICE PROVIDER WITHIN 10 CALENDAR DAYS AFTER THE ORDER IS ISSUED”; strike in their entirety lines 9 through 17, inclusive, and substitute:

“(2) IF NEITHER OF THE EVENTS DESCRIBED IN SUBSECTION (C)(1)(II) OF THIS SECTION OCCURS WITHIN 10 CALENDAR DAYS OF THE ISSUANCE OF THE ORDER, THE ORDER IS VOID.

(3) (I) THE AUTHORITY TO OBTAIN LOCATION INFORMATION UNDER THE ORDER MAY BE EXTENDED BEYOND 30 CALENDAR DAYS ON A FINDING OF CONTINUING PROBABLE CAUSE.

(II) AN EXTENSION UNDER THIS PARAGRAPH MAY NOT EXCEED AN ADDITIONAL 30 CALENDAR DAYS, UNLESS THE COURT FINDS CONTINUING PROBABLE CAUSE AND DETERMINES THAT GOOD CAUSE EXISTS FOR A LONGER EXTENSION.”;

in line 18, strike “WARRANT” and substitute “ORDER”; in line 19, strike “A” and substitute “KNOWN AND IF THE OWNER IS A”; in line 20, strike “OWNER” and substitute “SUBSCRIBER”; and strike beginning with “MUST” in line 22 down through “DELAYED” in line 29 and substitute “SHALL”;

(I) STATE THE GENERAL NATURE OF THE LAW ENFORCEMENT INQUIRY; AND

(II) INFORM THE USER OR OWNER:

1. IF APPLICABLE, THAT LOCATION INFORMATION MAINTAINED BY THE SERVICE PROVIDER WAS SUPPLIED TO A LAW ENFORCEMENT OFFICER;

2. IF APPLICABLE, THE IDENTIFYING NUMBER ASSOCIATED WITH THE ELECTRONIC DEVICE;

3. THE DATES FOR WHICH THE LOCATION INFORMATION WAS SUPPLIED;

4. WHETHER NOTIFICATION WAS DELAYED; AND

5. WHICH COURT AUTHORIZED THE ORDER”.

AMENDMENT NO. 6

On page 5, in line 1, strike “THE”; in line 2, strike “7” and substitute “10”; strike beginning with “FIRST” in line 2 down through “INFORMATION” in line 3 and substitute “THE EXPIRATION OF THE ORDER”; in line 5, after “RULES” insert “OR THIS SUBTITLE”; strike beginning with “NOTIFICATION” in line 6 down through “AUTHORIZED” in line 8 and substitute “APPLICATION, AFFIDAVIT, AND ORDER BE SEALED AND THAT THE NOTIFICATION REQUIRED UNDER THIS SECTION BE DELAYED FOR A PERIOD OF 30 CALENDAR DAYS”; in line 11, strike “SEARCH” and substitute “AFFIDAVIT”; strike beginning with “GRANT” in line 23 down through “DELAYED” in line 25 and substitute “ORDER THAT NOTIFICATION UNDER THIS SECTION BE DELAYED BEYOND 30 CALENDAR DAYS”; in line 26, strike “THERE IS” and substitute “A LAW ENFORCEMENT OFFICER PROVIDES”; in line 29, strike “THE”; in the same line, after “EVIDENCE” insert “THAT NOTICE SHOULD BE FURTHER DELAYED TO PRESERVE THE CONTINUATION OF THE INVESTIGATION”; in line 30, strike “(1)”; in line 31, strike “WARRANT” and substitute “ORDER”; and in the same line, strike “ADDITIONAL”.

AMENDMENT NO. 7

On page 6, strike in their entirety lines 1 through 3, inclusive; in line 4, strike “(1)”; in line 5, strike “AN AGENT OF THE STATE OR A POLITICAL SUBDIVISION OF THE STATE” and substitute “A LAW ENFORCEMENT OFFICER”; in line 6, strike “PRESENT”; in lines 8 and 10, strike “(I)” and “(II)”, respectively, and substitute “(1)” and “(2)”, respectively; strike beginning with “ORDER” in line 8 down through “SERVICES;” in line 9 and substitute “EXIGENT CIRCUMSTANCES; OR”; strike beginning with “AND” in line 10 down through the second “THE” in line 11 and substitute “OR”; strike beginning with the semicolon in line 12 down through “DANGER” in line 19; strike in their entirety lines 20 through 26, inclusive; in line 28, strike “A WARRANT” and substitute “AN ORDER”; and in line 30, strike “WARRANT” and substitute “ORDER”.

On page 7, in line 5, strike “WARRANT” and substitute “ORDER”.

The preceding 7 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 1403 – Delegates Norman, Niemann, Beidle, Fraser-Hidalgo, Gilchrist, Healey, Hogan, McMillan, and Stein

AN ACT concerning

Homestead Exemption – Bankruptcy – Interest in Manufactured Home

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 1533 – Delegate Dumais

AN ACT concerning

Commission on Child Custody Decision Making – Extension

HB1533/932310/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1533

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “altering the dates by which” and substitute “requiring”; in line 4, strike “is required”; in the same line, after “an” insert “additional”; and in the same line, strike “and” and substitute “of its findings and recommendations on or before a certain date; extending the date by which the Commission is required to submit a”.

AMENDMENT NO. 2

On page 1, in line 19, strike “an”; in the same line, strike “report” and substitute “reports”; in line 21, strike the brackets; and in the same line, before “**2014**” insert “**, AND ON OR BEFORE DECEMBER 31,**”.

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 1552 – Wicomico County Delegation

AN ACT concerning

Wicomico County – Orphans’ Court Judges – Salaries

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #10

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 217 – Washington County Delegation

AN ACT concerning

Maryland Income Tax Refund – Washington County – Warrants

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 313 – Delegate Anderson (By Request – Baltimore City Administration) and Delegates Glenn, Mitchell, B. Robinson, Stukes, and Tarrant

AN ACT concerning

Maryland Income Tax Refund – Baltimore City – Warrants

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 920 – Delegates McIntosh, Clippinger, Anderson, Branch, Carter, Glenn, Hammen, Harper, Haynes, McHale, Mitchell, Oaks, B. Robinson, Rosenberg, Stukes, Tarrant, and M. Washington

AN ACT concerning

Baltimore City Residential Retention Act

HB0920/695761/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 920

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and M. Washington” and substitute “M. Washington, and Cardin”; strike beginning with “requiring” in line 6 down through “Act;” in line 9 and substitute “providing that the credit does not apply to the State property tax; requiring a homeowner to submit an application to the State Department of Assessments and Taxation to receive the credit in a certain manner and within a certain timeframe; requiring that the credit be calculated in a certain manner; prohibiting a homeowner from receiving the credit or a portion of the credit if the homeowner’s property tax liability would be reduced in a certain manner; prohibiting a recipient of the credit from receiving certain other property tax credits; prohibiting the credit from being transferred in a certain manner; providing that a homeowner may receive a homestead property tax credit calculated in a certain manner after termination of the credit; requiring Baltimore City to allocate funds of no more than a certain amount to pay the cost of the credit; requiring the Department to review and approve applications for the credit in a certain manner; requiring the Department to compute the credit and provide certain materials to Baltimore City; authorizing the Department to adopt regulations to carry out the credit after consultation and with the consent of Baltimore City; requiring the Department and Baltimore City to confer regarding the implementation of the credit and submit a report to certain persons on or before a certain date; requiring the Department and Baltimore City to jointly evaluate the efficacy of the credit and submit a report on or before a certain date; providing for the effective dates, application, and termination of this Act; defining a certain term;”; in line 23, strike “9–105(d)(7)” and substitute “9–105(o)”.

AMENDMENT NO. 2

On page 3, in line 7, strike “PARAGRAPH (7) OF THIS SUBSECTION” and substitute “SUBSECTION (O) OF THIS SECTION”.

On pages 3 and 4, strike in their entirety the lines beginning with line 21 on page 3 through line 7 on page 4, inclusive.

On page 4, after line 33, insert:

“(O) (1) IN THIS SUBSECTION, “HOMESTEAD CREDIT CARRYOVER AMOUNT” MEANS 50% OF THE DIFFERENCE BETWEEN THE PRIOR YEAR’S TAXABLE ASSESSMENT FOR THE HOMEOWNER’S PREVIOUS DWELLING AND THE ASSESSMENT THAT WOULD HAVE APPLIED TO THE PREVIOUS DWELLING ABSENT THE CREDIT UNDER SUBSECTION (E) OF THIS SECTION.

(2) SUBJECT TO PARAGRAPH (9) OF THIS SUBSECTION, A HOMEOWNER WHO HAS RECEIVED A CREDIT UNDER SUBSECTION (E) OF THIS SECTION FOR THE PRECEDING 5 YEARS FOR A DWELLING LOCATED IN BALTIMORE CITY MAY RECEIVE A CREDIT UNDER THIS SUBSECTION FOR A NEWLY PURCHASED DWELLING LOCATED IN BALTIMORE CITY.

(3) THE CREDIT UNDER THIS SUBSECTION DOES NOT APPLY TO THE STATE PROPERTY TAX.

(4) (I) TO QUALIFY FOR THE CREDIT UNDER THIS SUBSECTION, A HOMEOWNER SHALL SUBMIT AN APPLICATION TO THE DEPARTMENT AS PROVIDED IN THIS PARAGRAPH.

(II) THE APPLICATION SHALL BE:

1. MADE ON THE FORM THAT THE DEPARTMENT REQUIRES; AND

2. FILED WITHIN 90 DAYS AFTER A HOMEOWNER PURCHASES A NEW DWELLING.

(III) AN APPLICATION MUST BE RECEIVED ON OR BEFORE APRIL 1 FOR THE APPLICANT TO RECEIVE A CREDIT IN THE TAX YEAR THAT BEGINS THE FOLLOWING JULY 1.

(IV) THE DEPARTMENT SHALL ACCEPT APPLICATIONS FOR THE CREDIT BEGINNING OCTOBER 1, 2015, THROUGH APRIL 1, 2020.

(5) (I) THE CREDIT UNDER THIS SUBSECTION IS:

1. CALCULATED BY MULTIPLYING THE HOMESTEAD CREDIT CARRYOVER AMOUNT BY THE APPLICABLE PROPERTY TAX RATE FOR THE CURRENT YEAR FOR THE HOMEOWNER'S NEWLY PURCHASED DWELLING; AND

2. GRANTED FOR A PERIOD OF 5 YEARS.

(II) THE HOMESTEAD CREDIT CARRYOVER AMOUNT USED TO CALCULATE THE CREDIT SHALL BE MULTIPLIED BY THE FOLLOWING PERCENTAGES IN EACH YEAR BEGINNING IN THE YEAR THE HOMEOWNER PURCHASES THE NEW DWELLING:

1. 100% IN THE FIRST YEAR;

2. 80% IN THE SECOND YEAR;

3. 60% IN THE THIRD YEAR;

4. 40% IN THE FOURTH YEAR; AND

5. 20% IN THE FIFTH YEAR.

(6) A HOMEOWNER MAY NOT RECEIVE THE CREDIT UNDER THIS SUBSECTION, OR A PORTION OF THE CREDIT, IF, IN ANY YEAR, THE APPLICATION OF THE CREDIT, OR A PORTION OF THE CREDIT, WOULD REDUCE THE HOMEOWNER'S PROPERTY TAX LIABILITY BELOW THE HOMEOWNER'S PROPERTY TAX LIABILITY FOR THE DWELLING PREVIOUSLY OCCUPIED BY THE

HOMEOWNER FROM WHICH THE HOMESTEAD CREDIT CARRYOVER AMOUNT IS DERIVED.

(7) IN ANY YEAR IN WHICH A HOMEOWNER RECEIVES A CREDIT UNDER THIS SUBSECTION, THE HOMEOWNER MAY NOT RECEIVE:

(I) THE CREDIT UNDER SUBSECTION (E) OF THIS SECTION;
OR

(II) ANY OTHER PROPERTY TAX CREDIT PROVIDED BY BALTIMORE CITY.

(8) THE CREDIT UNDER THIS SUBSECTION MAY NOT BE TRANSFERRED TO:

(I) A PERSON WHO PURCHASES A DWELLING FROM A HOMEOWNER WHO RECEIVED THE CREDIT UNDER THIS SUBSECTION; OR

(II) A DWELLING THAT IS SUBSEQUENTLY PURCHASED BY A HOMEOWNER WHO RECEIVED THE CREDIT UNDER THIS SUBSECTION.

(9) AFTER THE TERMINATION OF THE CREDIT UNDER THIS SUBSECTION, A HOMEOWNER IS ENTITLED TO THE CREDIT UNDER SUBSECTION (E) OF THIS SECTION, WHICH SHALL BE CALCULATED:

(I) AS IF THE HOMEOWNER HAD RECEIVED THE CREDIT UNDER SUBSECTION (E) OF THIS SECTION BEGINNING IN THE SECOND YEAR THE HOMEOWNER OCCUPIED THE DWELLING; AND

(II) BASED ON THE FULL ASSESSED VALUE OF THE DWELLING IN EACH YEAR THE HOMEOWNER RECEIVED THE CREDIT UNDER THIS SUBSECTION, DISREGARDING THE HOMESTEAD CREDIT CARRYOVER AMOUNT.

(10) (I) BALTIMORE CITY SHALL ALLOCATE NO MORE THAN \$3,000,000 FOR EACH YEAR THAT APPLICATIONS FOR THE CREDIT UNDER THIS SUBSECTION ARE ACCEPTED TO PAY THE TOTAL COST OF THE CREDITS FOR THE

APPLICANTS APPROVED DURING THE YEAR FOR THE ENTIRE PERIOD DURING WHICH THE APPLICANTS WILL RECEIVE THE CREDIT.

(II) THE DEPARTMENT SHALL, IN CONSULTATION WITH THE DEPARTMENT OF FINANCE OF BALTIMORE CITY, REVIEW AND APPROVE APPLICATIONS FOR THE CREDIT UNDER THIS SUBSECTION BASED ON:

1. THE DATE THE APPLICATION WAS RECEIVED; AND
2. THE AVAILABILITY OF THE FUNDS ALLOCATED FOR THE CREDIT UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.

(III) THE DEPARTMENT SHALL CONTINUE TO GRANT CREDITS TO HOMEOWNERS WHOSE APPLICATIONS WERE PREVIOUSLY APPROVED AFTER NEW APPLICATIONS FOR THE CREDIT ARE NO LONGER ACCEPTED UNDER PARAGRAPH (4)(IV) OF THIS SUBSECTION.

(11) THE DEPARTMENT SHALL:

(I) PERFORM THE CALCULATIONS NECESSARY TO COMPUTE THE CREDIT UNDER THIS SECTION; AND

(II) PROVIDE THE FOLLOWING MATERIALS TO THE DIRECTOR OF FINANCE OF BALTIMORE CITY ON AN ANNUAL BASIS, AND ON REQUEST AT ANY TIME, IN THE FORMAT REQUESTED BY THE DIRECTOR:

1. APPLICATIONS FOR THE CREDIT UNDER THIS SUBSECTION;
2. DOCUMENTATION OF THE CALCULATIONS MADE TO COMPUTE THE CREDIT UNDER THIS SUBSECTION; AND
3. DOCUMENTATION OF THE CALCULATIONS MADE TO COMPUTE THE CREDIT A HOMEOWNER IS ENTITLED TO UNDER SUBSECTION (E) OF THIS SECTION AFTER THE TERMINATION OF THE CREDIT UNDER THIS SUBSECTION.

(12) AFTER CONSULTATION AND WITH THE CONSENT OF THE DEPARTMENT OF FINANCE OF BALTIMORE CITY, THE DEPARTMENT MAY ADOPT REGULATIONS AS NECESSARY TO CARRY OUT THIS SUBSECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That the State Department of Assessments and Taxation and the Baltimore City Department of Finance shall confer concerning the administrative actions necessary to implement this Act and submit a joint report on or before December 1, 2014, to the Mayor and City Council of Baltimore City and, in accordance with § 2–1246 of the State Government Article, the Baltimore City House Delegation, Baltimore City Senators, Senate Budget and Taxation Committee, and the House Committee on Ways and Means that describes the actions each agency agrees to take to implement this Act and any administrative obstacles the agencies identify that could impede the implementation of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That the State Department of Assessments and Taxation and the Baltimore City Department of Finance shall jointly evaluate the efficacy of the credit established by this Act. The agencies shall complete an evaluation and submit a report of their findings and recommendations on or before December 31, 2019, and December 31, 2021, to the Mayor and City Council of Baltimore City and, in accordance with § 2–1246 of the State Government Article, the Baltimore City House Delegation, Baltimore City Senators, Senate Budget and Taxation Committee, and the House Committee on Ways and Means.”.

On page 5, strike in their entirety lines 1 through 5, inclusive, and substitute:

“SECTION 4. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall take effect October 1, 2015, and shall be applicable to all taxable years beginning after June 30, 2016, but before July 1, 2025.

SECTION 5. AND BE IT FURTHER ENACTED, That, except as provided in Section 4 of this Act, this Act shall take effect June 1, 2014. It shall remain effective for a period of 11 years and 1 month and, at the end of June 30, 2025, 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.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 1017 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Board of Education – Elected Member Vacancy –
Approval of Appointment
PG 422–14**

HB1017/905767/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1017
(First Reading File Bill)

On page 2, in line 25, strike “**30**” and substitute “**45**”.

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 1035 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County Juvenile Court and School Safety Workgroup –
Continuation, Membership, and Duties
PG 305–14**

HB1035/395065/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1035

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “Continuation, Membership,” and substitute “Membership”; strike beginning with “extending” in line 8 down through “Workgroup;” in line 9; and in line 13, strike “and 2”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 27 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 Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 1093 – Howard County Delegation

AN ACT concerning

**Howard County Board of Education – Members – Salary Increase
Ho. Co. 2–14**

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 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)**

HB1366/235268/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1366

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 3, strike “and Automated External Defibrillator”; in line 3, strike “Graduation”; strike beginning with “requiring” in line 5 down through “year,” in line 8; strike beginning with “and” in line 9 down through “defibrillator” in line 10; strike beginning with “requiring” in line 12 down through “instruction” in line 13 and substitute “providing that a certain instructional course may not be offered for a certain certification”; strike beginning with the comma in line 13 down through “certification,” in line 14; and strike beginning with the second “and” in line 17 down through “requirements” in line 19 and substitute “for certain public school students”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 8 through 11, inclusive; strike beginning with “AND” in line 13 down through “DEFIBRILLATOR” in line 14; in line 17, strike “SUBSECTIONS (B) AND (C)” and substitute “SUBSECTION (B)”; strike beginning with “AND” in line 25 down through “DEFIBRILLATOR” in line 26; strike beginning with “AND” in line 28 down through “DEFIBRILLATOR” in line 29; and in lines 12 and 17, strike “(C)” and “(D)”, respectively, and substitute “(B)” and “(C)”, respectively.

On pages 2 and 3, strike in their entirety the lines beginning with line 30 on page 2 through line 3 on page 3, inclusive.

AMENDMENT NO. 3

On page 3, in line 4, strike “(2)” and substitute “(D) (1) THE INSTRUCTION REQUIRED UNDER SUBSECTION (B) OF THIS SECTION MAY NOT BE OFFERED FOR CERTIFICATION.”

(2) A;

strike beginning with “IF” in line 4 down through “A” in line 5; in line 7, strike “AND THE USE OF AN AUTOMATED EXTERNAL DEFIBRILLATOR”; and in line 9, strike “(F)” and substitute “(E)”.

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 1388 – Delegate Pena–Melnyk

AN ACT concerning

**State Department of Education – Assessment Report for Broadband
Capabilities in Public Schools**

HB1388/585569/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1388

(First Reading File Bill)

In the sponsor line, strike “Delegate Pena–Melnyk” and substitute “Delegates Pena–Melnyk, Cardin, Howard, Ivey, Kaiser, A. Miller, Stukes, Summers, and F. Turner”.

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 1442 – Delegate Oaks

AN ACT concerning

Maryland Transit Administration – Free Ridership for State Employees

Favorable report adopted.

Delegate Szeliga moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 1453 – Delegates Jones, Burns, DeBoy, and Nathan–Pulliam

AN ACT concerning

Education – Baltimore County School Board Nominating Commission**HB1453/145769/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1453

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in its entirety the sponsor line and substitute “Baltimore County Delegation and Delegate Cardin”; strike line 2 in its entirety and substitute “Baltimore County – Board of Education – Selection of Members”; in line 3, after “of” insert “establishing a procedure for the election and appointment of certain members of the Baltimore County Board of Education; repealing certain provisions governing the appointment of all members of the county board; establishing the composition of the county board; providing for the qualifications, terms of office, and the filling of a vacancy of certain members of the county board; requiring the elected members of the county board to reside in, be a registered voter in, and be elected from certain districts; specifying that a member may not be elected or appointed to serve for more than a certain number of consecutive terms;”; strike beginning with “providing” in line 8 down through “Education” in line 12 and substitute “providing for a student member of the county board; providing for the term and duties of the student member; providing for the compensation of the members of the county board; providing for the removal of, and hearings and appeal procedures for, certain members of the county board; providing for the election of the chair and vice chair of the county board; providing for the termination of the terms of the appointed members of the county board; making certain conforming nomenclature changes; and generally relating to the election and appointment of members of the Baltimore County Board of Education”; in line 15, strike “3–108 and”; in the same line, after “3–109” insert “and 3–114”; and after line 17, insert:

“BY adding toArticle – EducationSection 3–2A–01 through 3–2A–09 to be under the new subtitle “Subtitle 2A.
Baltimore County”Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On pages 1 through 3, strike in their entirety the lines beginning with line 21 on page 1 through line 30 on page 3, inclusive, and substitute:

“3–114.

(a) In the following counties, the members of the county board shall be elected:

- (1) Allegany;
- (2) Calvert;
- (3) Carroll;
- (4) Cecil;
- (5) Charles;
- (6) Dorchester;
- (7) Frederick;
- (8) Garrett;
- (9) Howard;
- (10) Kent;
- (11) Montgomery;
- (12) Queen Anne’s;
- (13) St. Mary’s;
- (14) Somerset;

(15) Talbot;

(16) Washington; and

(17) Worcester.

(B) IN BALTIMORE COUNTY, IN ACCORDANCE WITH SUBTITLE 2A OF THIS TITLE, THE MEMBERS OF THE COUNTY BOARD SHALL BE A COMBINATION OF MEMBERS WHO ARE ELECTED AND APPOINTED.

[(b)] (C) In Caroline County, in accordance with Subtitle 3A of this title, the members of the county board shall be a combination of members who are elected and appointed.

[(c)] (D) In Harford County, in accordance with Subtitle 6A of this title, the members of the county board shall be a combination of members who are elected and appointed.

[(d)] (E) In Prince George's County, in accordance with Subtitle 10 of this title, the members of the county board shall be a combination of members who are elected and appointed.

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

[(f)] (G) The election of the county boards shall be held as provided in Subtitles 2 through 14 of this title and the Election Law Article.

SUBTITLE 2A. BALTIMORE COUNTY.

3-2A-01.

(A) THE BALTIMORE COUNTY BOARD OF EDUCATION CONSISTS OF:

(1) SEVEN NONPARTISAN ELECTED MEMBERS;

(2) FOUR APPOINTED MEMBERS; AND

(3) ONE STUDENT MEMBER.

(B) (1) OF THE 11 ELECTED AND APPOINTED MEMBERS OF THE COUNTY BOARD:

(I) ONE MEMBER SHALL BE ELECTED FROM EACH OF THE SEVEN COUNCILMANIC DISTRICTS IN THE COUNTY, ESTABLISHED BY THE COUNTY COUNCIL OF BALTIMORE COUNTY, BY THE VOTERS OF THAT DISTRICT; AND

(II) FOUR MEMBERS SHALL BE APPOINTED BY THE GOVERNOR FROM THE COUNTY AT LARGE.

(2) (I) THE SEVEN ELECTED MEMBERS SHALL BE ELECTED AT A GENERAL ELECTION IN ACCORDANCE WITH § 3-2A-02 OF THIS SUBTITLE.

(II) THE FOUR APPOINTED MEMBERS SHALL BE APPOINTED BY THE GOVERNOR FROM A LIST OF NOMINEES SUBMITTED BY THE BALTIMORE COUNTY SCHOOL BOARD NOMINATING COMMISSION AS PROVIDED IN § 3-2A-03 OF THIS SUBTITLE:

1. ON THE EXPIRATION OF THE TERM OF AN INCUMBENT APPOINTED MEMBER WITHIN 30 DAYS AFTER THE GENERAL ELECTION; OR

2. WITHIN THE 30-DAY PERIOD OTHERWISE REQUIRED UNDER THIS SUBTITLE.

(3) (I) A MEMBER FROM A SCHOOL BOARD DISTRICT SHALL BE AT LEAST 21 YEARS OLD, A RESIDENT OF THAT DISTRICT FOR AT LEAST 2 YEARS, AND A REGISTERED VOTER OF THE COUNTY BEFORE THE ELECTION.

(II) A MEMBER FROM A DISTRICT WHO DOES NOT MAINTAIN RESIDENCY IN THAT DISTRICT MAY NOT CONTINUE AS A MEMBER OF THE COUNTY BOARD AND THE OFFICE SHALL BE DEEMED VACANT.

(III) IF THE BOUNDARY LINE OF A DISTRICT IS CHANGED, THE TERM OF AN INCUMBENT MEMBER OF THE COUNTY BOARD WHO NO LONGER RESIDES IN THE DISTRICT BECAUSE OF THE CHANGE IS NOT AFFECTED DURING THIS TERM.

(4) (I) A MEMBER MAY NOT BE ELECTED OR APPOINTED TO SERVE ON THE COUNTY BOARD FOR MORE THAN THREE CONSECUTIVE TERMS.

(II) A MEMBER WHO HAS SERVED THREE CONSECUTIVE 4-YEAR TERMS MAY NOT BE ELECTED OR APPOINTED TO THE COUNTY BOARD UNTIL AT LEAST 4 YEARS HAVE ELAPSED SINCE THE END OF THE MEMBER'S LAST TERM ON THE COUNTY BOARD.

3-2A-02.

(A) AT THE GENERAL ELECTION FOR THE ELECTED MEMBERS OF THE COUNTY BOARD, THE BALLOT SHALL PROVIDE THE VOTERS OF THAT SCHOOL BOARD DISTRICT WITH THE CHOICE TO CAST A VOTE "FOR" A CANDIDATE FOR ELECTION FROM THAT DISTRICT ONLY.

(B) AFTER THE ELECTION RESULTS ARE CERTIFIED, THE STATE BOARD SHALL DECLARE FOR EACH DISTRICT WHETHER A CANDIDATE HAS BEEN ELECTED.

(C) IN ANY ELECTION, IF NO CANDIDATE FILES A CERTIFICATE OF CANDIDACY FOR THE OFFICE OR IF NO INDIVIDUAL OTHERWISE QUALIFIES TO HAVE THE INDIVIDUAL'S NAME PLACED ON THE BALLOT, THE GOVERNOR SHALL APPOINT A MEMBER FROM A LIST OF NOMINEES SUBMITTED BY THE BALTIMORE COUNTY SCHOOL BOARD NOMINATING COMMISSION TO FILL THAT VACANCY NO LATER THAN 30 DAYS AFTER THE GENERAL ELECTION.

3-2A-03."

On page 4, in lines 1 and 2, strike “SCHOOL BOARD NOMINATING COMMISSION OF BALTIMORE COUNTY” and substitute “BALTIMORE COUNTY SCHOOL BOARD NOMINATING COMMISSION”; in lines 1, 3, 7, 10, 12, 15, 19, 21, 23, 25, 27, 29, and 30, strike “(B) (1) (I)”, “(II)”, “(III)”, “(2) (I)”, “(II)”, “(III)”, “(IV)”, “(V)”, “1.”, “2.”, “3.”, “4.”, and “5.”, respectively, and substitute “(A) (1)”, “(2)”, “(3)”, “(B) (1)”, “(2)”, “(3)”, “(4)”, “(5)”, “(I)”, “(II)”, “(III)”, “(IV)”, and “(V)”, respectively; in line 10, strike “17” and substitute “19”; and in line 11, strike “PARAGRAPH” and substitute “SUBSECTION”.

On page 5, in lines 1, 3, 5, 6, 9, 11, 13, 15, 17, 20, 21, 24, and 27, strike “6.”, “7.”, “8.”, “(3) (I)”, “(II)”, “(III)”, “(IV)”, “(4)”, “(5)”, “(I)”, “(II)”, “(6) (I)”, and “(II)”, respectively, and substitute “(VI)”, “(VII)”, “(VIII)”, “(C) (1)”, “(2)”, “(3)”, “(4)”, “(D)”, “(E)”, “(1)”, “(2)”, “(F) (1)”, and “(2)”, respectively; in line 4, strike “AND”; in line 5, after “COUNCILS” insert “;

(IX) THE COUNCIL OF ADMINISTRATIVE AND SUPERVISORY EMPLOYEES; AND

(X) THE EDUCATION SUPPORT PERSONNEL OF BALTIMORE COUNTY”;

in line 8, strike “PARAGRAPH (2)(III) OF THIS SUBSECTION” and substitute “SUBSECTION (B)(3) OF THIS SECTION”; in line 17, strike “JANUARY 1, 2015” and substitute “OCTOBER 1, 2018”; and in the same line, strike “TO” and substitute “FOR A VACANCY ON”; and in line 24, after “ABSENT” insert “AN”.

On pages 6 and 7, strike in their entirety the lines beginning with line 1 on page 6 through line 17 on page 7, inclusive.

On page 7, after line 17, insert:

“3-2A-04.

(A) EXCEPT FOR THE STUDENT MEMBER, A MEMBER SERVES FOR A TERM OF 4 YEARS BEGINNING ON THE FIRST MONDAY IN DECEMBER AFTER THE MEMBER’S ELECTION OR APPOINTMENT AND UNTIL A SUCCESSOR IS ELECTED OR APPOINTED AND QUALIFIES.

(B) (1) AN INDIVIDUAL WHO TAKES OFFICE TO FILL A VACANCY FOR AN ELECTED OR APPOINTED MEMBER SERVES FOR THE REMAINDER OF THE TERM FOR WHICH THE APPOINTMENT WAS MADE AND UNTIL A SUCCESSOR IS ELECTED OR APPOINTED AND QUALIFIES.

(2) THE GOVERNOR SHALL ACT WITHIN 30 DAYS TO MAKE ANY APPOINTMENT TO THE COUNTY BOARD.

3-2A-05.

(A) THE STUDENT MEMBER SHALL:

(1) BE AN 11TH OR A 12TH GRADE STUDENT IN THE BALTIMORE COUNTY PUBLIC SCHOOL SYSTEM;

(2) SERVE FOR 1 YEAR; AND

(3) ADVISE THE COUNTY BOARD ON THE THOUGHTS AND FEELINGS OF STUDENTS.

(B) UNLESS INVITED TO ATTEND BY AN AFFIRMATIVE VOTE OF A MAJORITY OF THE COUNTY BOARD, THE STUDENT MEMBER MAY NOT ATTEND AN EXECUTIVE SESSION THAT RELATES TO:

(1) HEARINGS ON APPEALS OF SPECIAL EDUCATION PLACEMENTS;

(2) HEARINGS HELD UNDER § 6-202(A) OF THIS ARTICLE; OR

(3) COLLECTIVE BARGAINING.

(C) SUBJECT TO SUBSECTION (D) OF THIS SECTION, THE STUDENT MEMBER MAY VOTE ON ALL MATTERS EXCEPT THOSE RELATING TO:

(1) § 6-202(A) OF THIS ARTICLE;

(2) COLLECTIVE BARGAINING;

(3) CAPITAL AND OPERATING BUDGETS; AND

(4) SCHOOL CLOSINGS, REOPENINGS, AND BOUNDARIES.

(D) ON A MAJORITY VOTE OF THE NONSTUDENT MEMBERS, THE COUNTY BOARD MAY DETERMINE, ON A CASE-BY-CASE BASIS, WHETHER A MATTER UNDER CONSIDERATION IS COVERED BY THE EXCLUSIONARY PROVISIONS LISTED IN SUBSECTION (C) OF THIS SECTION.

3-2A-06.

(A) (1) EACH NONSTUDENT MEMBER OF THE COUNTY BOARD IS ENTITLED TO RECEIVE \$100 ANNUALLY AS COMPENSATION.

(2) A STUDENT MEMBER WHO COMPLETES A FULL TERM ON THE COUNTY BOARD SHALL BE GRANTED A SCHOLARSHIP OF \$100 TO BE APPLIED TOWARD THE STUDENT'S HIGHER EDUCATION COSTS.

(B) AFTER SUBMITTING VOUCHERS UNDER THE REGULATIONS ADOPTED BY THE COUNTY BOARD, A MEMBER IS ENTITLED TO THE ALLOWANCES FOR TRAVEL AND OTHER EXPENSES PROVIDED FOR IN THE BALTIMORE COUNTY BUDGET.

3-2A-07.

A NONSTUDENT MEMBER OF THE COUNTY BOARD MAY NOT:

(1) BE A CANDIDATE FOR OR HOLD ELECTED OR APPOINTED OFFICE FOR:

(I) A POLITICAL PARTY; OR

(II) THE LOCAL, STATE, OR FEDERAL GOVERNMENT; OR

(2) BE A CURRENT EMPLOYEE OF THE BALTIMORE COUNTY PUBLIC SCHOOL SYSTEM.

3-2A-08.

(A) THE STATE BOARD MAY REMOVE AN ELECTED OR APPOINTED MEMBER OF THE COUNTY BOARD OR A MEMBER APPOINTED BY THE GOVERNOR TO FILL A VACANCY IN OFFICE FOR AN ELECTED OR APPOINTED MEMBER FOR ANY OF THE FOLLOWING REASONS:

(1) IMMORALITY;

(2) MISCONDUCT IN OFFICE;

(3) INCOMPETENCY;

(4) WILLFUL NEGLECT OF DUTY; OR

(5) FAILURE TO ATTEND, WITHOUT GOOD CAUSE, AT LEAST 75% OF THE SCHEDULED MEETINGS OF THE COUNTY BOARD IN ANY 1 CALENDAR YEAR.

(B) BEFORE REMOVING A MEMBER, THE STATE BOARD SHALL SEND THE MEMBER A COPY OF THE CHARGES AGAINST THE MEMBER AND GIVE THE MEMBER AN OPPORTUNITY TO REQUEST A HEARING WITHIN 10 DAYS.

(C) IF THE MEMBER REQUESTS A HEARING WITHIN THE 10-DAY PERIOD:

(1) THE STATE BOARD PROMPTLY SHALL HOLD A HEARING, BUT A HEARING MAY NOT BE SET WITHIN 10 DAYS AFTER THE STATE BOARD SENDS THE MEMBER A NOTICE OF THE HEARING; AND

(2) THE MEMBER SHALL HAVE AN OPPORTUNITY TO BE HEARD PUBLICLY BEFORE THE STATE BOARD IN THE MEMBER'S OWN DEFENSE IN PERSON OR BY COUNSEL.

(D) A MEMBER REMOVED UNDER THIS SECTION HAS THE RIGHT TO A DE NOVO REVIEW OF THE REMOVAL BY THE CIRCUIT COURT FOR BALTIMORE COUNTY.

3-2A-09.

AT THE FIRST MEETING OF THE COUNTY BOARD IN DECEMBER OF EACH YEAR, THE COUNTY BOARD SHALL ELECT A CHAIR AND VICE CHAIR FROM AMONG THE MEMBERS.”.

On page 7, before line 18, insert “[3-109.] 3-2A-10.”; in line 18, strike “(F)” and substitute “(A)”; in line 20, after “the” insert “COUNTY”; and in line 21, strike “of education”.

On page 8, in lines 7, 9, and 27, strike “(G)”, “(H)”, and “(I)”, respectively, and substitute “(B)”, “(C)”, and “(D)”, respectively; strike beginning with “The” in line 16 down through “terms” in line 21 and substitute “EACH MEMBER SHALL BE SELECTED TO SERVE A 2-YEAR TERM”; and in lines 31 and 32, strike “of education”.

On page 9, in line 1, strike “(J)” and substitute “(E)”; after line 2, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the terms of the appointed members of the Baltimore County Board of Education shall expire as follows:

(a) The terms of the four members appointed at large who are in office on the effective date of this Act shall expire as follows:

(1) the term of the member whose term is scheduled to expire on June 30, 2015, shall expire at the end of December 6, 2015, and the Governor shall appoint a member to succeed that member to serve for a term of 4 years beginning on December 7, 2015, until a successor is appointed and qualifies;

(2) the term of the member whose term is scheduled to expire on June 30, 2016, shall expire at the end of December 4, 2016, and the Governor shall appoint a member to succeed that member to serve for a term of 4 years beginning on December 5, 2016, until a successor is appointed and qualifies; and

(3) the terms of the two members whose terms are scheduled to expire on June 30, 2018, shall expire at the end of December 2, 2018, and the Governor shall appoint two members from a list of nominees submitted by the Baltimore County School Board Nominating Commission as established by Section 1 of this Act to succeed those two departing members, each to serve for a term of 4 years beginning on December 3, 2018, until a successor is appointed and qualifies.

(b) The terms of the seven members appointed from councilmanic districts 1, 2, 3, 4, 5, 6, and 7 of Baltimore County, or their successors, who are in office on June 1, 2016, shall terminate at the end of December 2, 2018, and the members elected from those councilmanic/school board districts in Baltimore County at the general election in November 2018, shall succeed those appointed members and serve for a term of 4 years beginning on December 3, 2018, until a successor is elected and qualifies.

SECTION 3. AND BE IT FURTHER ENACTED, That the initial elected members of the Baltimore County Board of Education as provided under this Act shall be elected from the seven councilmanic/school board districts in Baltimore County at the general election in November 2018 and take office on December 3, 2018.

SECTION 4. AND BE IT FURTHER ENACTED, That, in appointing members to the Baltimore County Board of Education, the Governor shall ensure, to the extent practicable, that the total makeup of the county board reflects gender, ethnic, and racial diversity.”;

and in line 3, strike “2.” and substitute “5.”

The preceding 2 amendments were read only.

Delegate Hixson moved to make the Bill and Amendments a Special Order for next session.

The motion was adopted.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

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**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

**House Bill 298 – The Speaker (By Request – Administration) and Delegates
Costa, Cullison, Frick, Gaines, Glenn, Hammen, Hucker, Kaiser,
A. Kelly, Luedtke, Oaks, Pena–Melnik, Reznik, and F. Turner**

AN ACT concerning

**Health Services Cost Review Commission – Powers and Duties, Regulation of
Facilities, and Maryland All–Payer Model Contract**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0298/513620/1

BY: Delegate Impallaria

AMENDMENTS TO HOUSE BILL 298, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Health and Government Operations Committee Amendments (HB0298/856688/1), in line 11 of Amendment No. 1, after “report;” insert “requiring the Commission to study whether a certain patient care commission should be established and, on or before a certain date, submit its findings and recommendations to the General Assembly;”.

AMENDMENT NO. 2

On page 7 of the Health and Government Operations Committee Amendments, in line 9 of Amendment No. 5, after “3.” insert “AND BE IT FURTHER ENACTED, That the Health Services Cost Review Commission shall:

(1) study whether a permanent patient care commission should be established to study and report annually to the General Assembly on the impact of Maryland's all-payer model contract on consumers; and

(2) on or before December 1, 2014, submit its findings and recommendations to the General Assembly, in accordance with § 2-1246 of the State Government Article.

SECTION 4."

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 37 Negative – 77 (See Roll Call No. 549)

FLOOR AMENDMENT

HB0298/173425/1

BY: Delegate George

AMENDMENTS TO HOUSE BILL 298, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Health and Government Operations Committee Amendments (HB0298/856688/1), in line 4 of Amendment No. 1, after "notification" insert "requiring the Commission to establish a workgroup that will serve as a certain forum for consumers and certain facilities".

AMENDMENT NO. 2

On page 4 of the Health and Government Operations Committee Amendments, in line 17 of Amendment No. 2, strike "AND".

On page 5 of the Health and Government Operations Committee Amendments, in line 4 of Amendment No. 2, after "MONTHS" insert "; AND".

(11) ESTABLISH A WORKGROUP THAT WILL SERVE AS A FORUM FOR CONSUMERS AND FACILITIES TO SUBMIT COMPLAINTS REGARDING MARYLAND'S ALL-PAYER MODEL CONTRACT".

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 39 Negative – 76 (See Roll Call No. 550)

FLOOR AMENDMENT

HB0298/943726/1

BY: Delegate Boteler

AMENDMENT TO HOUSE BILL 298, AS AMENDED

On page 4 of the Health and Government Operations Committee Amendments (HB0298/856688/1), in line 16 of Amendment No. 2, after “CARE” insert “FOR CONSUMERS, INCLUDING CONSUMERS RECEIVING END-OF-LIFE CARE”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 39 Negative – 82 (See Roll Call No. 551)

FLOOR AMENDMENT

HB0298/173126/1

BY: Delegate Stocksdaile

AMENDMENT TO HOUSE BILL 298, AS AMENDED

On page 4 of the Health and Government Operations Committee Amendments (HB0298/856688/1), in line 16 of Amendment No. 2, after “CARE” insert “FOR CONSUMERS, INCLUDING THE ELDERLY”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 36 Negative – 88 (See Roll Call No. 552)

Read the second time and ordered prepared for Third Reading.

House Bill 1026 – Delegates A. Kelly, Hucker, Barkley, Barnes, Bobo, Braveboy, Clippinger, Cullison, Frick, Glenn, Gutierrez, Haynes, Impallaria, Kramer, Love, McHale, A. Miller, Mitchell, Oaks, Olszewski, Pena-Melnyk, Pendergrass, Reznik, S. Robinson, Valderrama, Vaughn, and A. Washington

AN ACT concerning

Labor and Employment – Unpaid Parental Leave – Birth or Adoption of a Child

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED. FLOOR AMENDMENT BY DEL. ARORA PENDING.

FLOOR AMENDMENT

HB1026/723729/2

BY: Delegate Arora

AMENDMENTS TO HOUSE BILL 1026, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, before “authorizing” insert “authorizing, under certain circumstances, an employer to require an eligible employee, or an eligible employee to elect, to substitute paid vacation leave for any part of or all of the period of parental leave;”.

AMENDMENT NO. 2

On page 3, before line 21, insert:

“(C) IF AN EMPLOYER PROVIDES PAID VACATION LEAVE TO AN ELIGIBLE EMPLOYEE, THE EMPLOYER MAY REQUIRE THE ELIGIBLE EMPLOYEE, OR THE ELIGIBLE EMPLOYEE MAY ELECT, TO SUBSTITUTE THE PAID VACATION LEAVE FOR ANY PART OF OR ALL OF THE PERIOD OF PARENTAL LEAVE.”

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON APPROPRIATIONS REPORT #9

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 1025 – Delegates Hixson, Gutierrez, Guzzone, Haynes, Jones, Proctor, B. Robinson, Sophocleus, Swain, M. Washington, and Zucker

AN ACT concerning

State Personnel – Contractual Employees – Preferences**HB1025/264268/1**

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1025

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Preferences” and substitute “Filling of Vacant Positions”; strike beginning with “requiring” in line 9 down through “employees;” in line 10; in line 12, strike “provide certain hiring preferences for” and substitute “include consideration of hiring”; in line 22, after “7–203,” insert “and”; and in the same line, strike “, and 7–207(b)”.

AMENDMENT NO. 2

On page 2 in lines 15 and 27 and 28, on page 3 in lines 6 and 7 and 24, and on page 6 in line 14, in each instance, strike “A PREFERENCE FOR” and substitute “CONSIDERATION OF”.

AMENDMENT NO. 3

On pages 5 and 6, strike in their entirety the lines beginning with line 28 on page 5 through line 3 on page 6, 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 Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

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**HB1194/934863/1**

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1194

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and M. Washington” and substitute “M. Washington, Bohanan, Jones, Griffith, Stocksdales, Zucker, and Eckardt”; in line 2, strike “Parity and Investment” and substitute “Evaluation”.

AMENDMENT NO. 2

On pages 1 through 5, strike in their entirety the lines beginning with line 3 on page 1 through line 11 on page 5, inclusive, and substitute:

“FOR the purpose of requiring the Maryland Higher Education Commission in collaboration with a certain agency to contract for a certain evaluation of Historically Black Colleges and Universities in Maryland; requiring the evaluation to include certain information and recommendations in certain areas; requiring that a report be submitted by a certain date to the Governor and certain legislative entities; and generally relating to Historically Black Colleges and Universities.

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That:

(a) The Maryland Higher Education Commission, in consultation with the Department of Budget and Management, shall contract with a third party to conduct an evaluation of the needs of the State’s Historically Black Colleges and Universities (HBCUs) in order to be comparable and competitive with other public universities in the State.

(b) The evaluation shall serve as a basis for development of a plan to ensure the long-term stability, comparability, and success of the HBCUs.

(c) The study shall include an evaluation and recommendations in the following areas:

(1) Institutional resources and State funding, including the 10–year enhancement plans developed by the HBCUs in 2013;

(2) Affordability for students and adequacy of student financial aid;

(3) College readiness of students and the programs and strategies needed to improve student success;

(4) Degree completion;

(5) Proportion of full–time faculty; and

(6) Any other issues pertaining to the long–term success of the HBCUs.

(d) The evaluation shall review recent studies on HBCUs, including the Commission to Develop the Maryland Model for Funding Higher Education’s 2008 Final Report.

(e) The evaluation shall propose a funding plan to meet the institutional needs identified in the report and recommendations.

(f) The evaluation and recommendations shall be submitted by December 31, 2014, to the Governor and, in accordance with § 2–1246 of the State Government Article, the Senate Budget and Taxation Committee, the House Appropriations Committee, and the Maryland Legislative Black Caucus.”.

The preceding 2 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 132 Members present.

(See Roll Call No. 553)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #45

House Bill 16 – Delegate Smigiel

AN ACT concerning

Cecil County – Board of Elections – Membership

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 554)

The Bill was then sent to the Senate.

House Bill 596 – Delegates Morhaim and Elliott

AN ACT concerning

**State Board of Pharmacy – Wholesale Distributors – Notification to
Pharmacy**

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 1 (See Roll Call No. 555)

The Bill was then sent to the Senate.

**House Bill 823 – Chair, Health and Government Operations Committee (By
Request – Department of Legislative Services)**

AN ACT concerning

**Health Insurance – Insurance Laws That Apply to Health Maintenance
Organizations – Consolidation and Clarification**

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 556)

The Bill was then sent to the Senate.

House Bill 916 – Delegates Kramer and Mitchell

AN ACT concerning

Corporations and Real Estate Investment Trusts – Miscellaneous Provisions

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 557)

The Bill was then sent to the Senate.

House Bill 960 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Residency Requirement
~~Exemption~~
MC 22-14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 104 Negative – 29 (See Roll Call No. 558)

The Bill was then sent to the Senate.

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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 559)

The Bill was then sent to the Senate.

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

AN ACT concerning

~~**Assertive Community Treatment (ACT) – Targeted Outreach, Engagement,
and Department of Health and Mental Hygiene – Outpatient Services
Programs Stakeholder Workgroup**~~

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 560)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #46

House Bill 791 – Delegate Bromwell (By Request)

AN ACT concerning

**State Board of Examiners in Optometry – Cease and Desist Orders,
Injunctive Relief, and Penalties**

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 561)

The Bill was then sent to the Senate.

House Bill 932 – Delegates Murphy, Jameson, Wilson, and Wood

AN ACT concerning

**Charles County – Property Tax Credit – Senior Citizens Receiving Social
Security Benefits**

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 562)

The Bill was then sent to the Senate.

House Bill 950 – Delegate Hogan

AN ACT concerning

**Property Tax – Charitable, Educational, or Religious Properties – Tax on
Formerly Exempt Property**

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 563)

The Bill was then sent to the Senate.

House Bill 1019 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Adults With Developmental Disabilities Citizen’s
Advisory Committee – Sunset Repeal
PG 421–14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 564)

The Bill was then sent to the Senate.

House Bill 1048 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – School Facilities Surcharge Exemption – Capitol
College Student Housing and Residential Revitalization Projects
PG 408–14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 565)

The Bill was then sent to the Senate.

House Bill 1087 – Delegates McMillan and Holmes

AN ACT concerning

**Motor Vehicles – ~~Maximum Period of Idling – Repeal~~ Prohibition Against
Unattended Motor Vehicle – Exception**

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 566)

The Bill was then sent to the Senate.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 727 – Delegates Olszewski, Hucker, Barkley, Barnes, Braveboy, Burns, Carr, DeBoy, Frick, Frush, Glenn, Guzzone, Haynes, Holmes, Howard, Hubbard, Ivey, Jones, Kaiser, Kramer, Love, Luedtke, McHale, Minnick, Mitchell, Murphy, Niemann, Reznik, B. Robinson, Stukes, Swain, V. Turner, Valderrama, Valentino-Smith, Vaughn, A. Washington, M. Washington, Weir, and Zucker

AN ACT concerning

Procurement – Prevailing Wage – Applicability

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0727/763621/2

BY: Delegate Krebs

AMENDMENT TO HOUSE BILL 727, AS AMENDED

On page 1 of the Economic Matters Committee Amendments (HB0727/883893/1), in lines 4 and 10 of Amendment No. 2, in each instance, strike “25%” and substitute “60%”.

On page 2 of the Economic Matters Committee Amendments, in line 8 of Amendment No. 2, strike “25%” and substitute “60%”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 40 Negative – 89 (See Roll Call No. 567)

FLOOR AMENDMENT

HB0727/763621/1

BY: Delegate Krebs

AMENDMENT TO HOUSE BILL 727, AS AMENDED

On page 1 of the Economic Matters Committee Amendments (HB0727/883893/1), in lines 4 and 10 of Amendment No. 2, in each instance, strike “25%” and substitute “50%”.

On page 2 of the Economic Matters Committee Amendments, in line 8 of Amendment No. 2, strike “25%” and substitute “50%”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 40 Negative – 89 (See Roll Call No. 568)

FLOOR AMENDMENT

HB0727/303928/3

BY: Delegate Dumais

AMENDMENT TO HOUSE BILL 727

(First Reading File Bill)

On page 1, in line 5, before “and” insert “providing for the application of this Act,”.

On page 4, after line 11, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall apply only to a procurement contract executed on or after July 1, 2014.”;

and in line 12, strike “2.” and substitute “3.”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

House Bill 907 – Delegates Olszewski, Barkley, Bohanan, DeBoy, Elliott, Guzzone, Kach, Kaiser, Krebs, Lafferty, Luedtke, McComas, McMillan, Mitchell, Morhaim, Murphy, Schulz, Simmons, Sophocleus, Stocksdales, and Wilson

AN ACT concerning

Video Lottery Facility Payouts – Intercepts for Child Support Payments

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Delegate Luedtke moved to make the Bill a Special Order for next session.

The motion was adopted.

House Bill 881 – Delegates Morhaim, Anderson, Arora, Barve, Bobo, Boteler, Branch, Braveboy, Cane, Cardin, Carr, Carter, Clagett, Cullison, Donoghue, Dumais, Dwyer, Elliott, Frank, Fraser-Hidalgo, Glass, Glenn, Guzzone, Haynes, Hixson, Hogan, Hubbard, Hucker, Ivey, Kach, A. Kelly, Lafferty, McIntosh, McMillan, A. Miller, Minnick, Mizeur, Murphy, Niemann, Oaks, Ready, Reznik, B. Robinson, S. Robinson, Smigiel, Stein, Swain, Tarrant, F. Turner, V. Turner, Valderrama, Waldstreicher, M. Washington, Weir, and Zucker

AN ACT concerning

Medical Marijuana – Natalie M. LaPrade Medical Marijuana Commission

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0881/613127/1

BY: Delegate Schulz

AMENDMENTS TO HOUSE BILL 881, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Health and Government Operations Committee Amendments (HB0881/486688/1), in line 12 of Amendment No. 1, after “Commission” insert “and to submit certain prescription monitoring data to the Prescription Drug Monitoring Program”.

On page 2 of the Health and Government Operations Committee Amendments, in line 3 of Amendment No. 1, after “facilities” insert “; requiring certain entities licensed to grow marijuana to submit certain prescription monitoring data to the Prescription Drug Monitoring Program”.

On page 2 of the bill, in line 3, after “terms;” insert “altering the definition of a certain term;”; in line 8, strike “and” and substitute a comma; in the same line, after “13-3311” insert “, 21-2A-01(f), and 21-2A-03”; and in line 18, after “13-3306” insert “and 21-2A-01(a)”.

AMENDMENT NO. 2

On page 12 of the bill, before line 18, insert:

“(E) AN ENTITY LICENSED TO GROW MARIJUANA UNDER THIS SECTION SHALL SUBMIT PRESCRIPTION MONITORING DATA TO THE PRESCRIPTION DRUG MONITORING PROGRAM UNDER § 21-2A-03 OF THIS TITLE.”.

On page 6 of the Health and Government Operations Committee Amendments, in line 21 of Amendment No. 3, strike “**(E)**”, “**(F)**”, and “**(G)**”, respectively, and substitute “**(F)**”, “**(G)**”, and “**(H)**”, respectively.

AMENDMENT NO. 3

On page 4 of the Health and Government Operations Committee Amendments, in line 5 of Amendment No. 3, strike “**PROVIDE**” and substitute “:

(I) PROVIDE”;

and in line 6, after “**COMMISSION**” insert “;**AND**

(II) SUBMIT PRESCRIPTION MONITORING DATA TO THE PRESCRIPTION DRUG MONITORING PROGRAM UNDER § 21-2A-03 OF THIS TITLE”.

AMENDMENT NO. 4

On page 14 of the bill, after line 27, insert:

“21-2A-01.

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

(f) “Monitored prescription drug” means a prescription drug that contains a Schedule II, Schedule III, Schedule IV, or Schedule V controlled dangerous substance designated under Title 5, Subtitle 4 of the Criminal Law Article OR MARIJUANA LISTED IN SCHEDULE I UNDER TITLE 5, SUBTITLE 4 OF THE CRIMINAL LAW ARTICLE.

21-2A-03.

(a) The Department shall implement the Program, subject to the availability of funds.

(b) The Secretary may:

(1) Assign responsibility for the operation of the Program to any unit in the Department; and

(2) Contract with any qualified person for the efficient and economical operation of the Program.

(c) Except as provided in subsection (d) of this section, each dispenser **AND CERTIFYING PHYSICIAN UNDER § 13-3307 OF THIS ARTICLE** shall submit prescription monitoring data to the Program by electronic means, in accordance with regulations adopted by the Secretary.

(d) The Secretary, for good cause shown, may authorize a dispenser to submit prescription monitoring data by an alternative form of submission.

(e) The Secretary, in consultation with the Maryland Health Care Commission and the Board, shall:

(1) Determine the appropriate technology to support the operation of the Program; and

(2) Educate dispensers, prescribers, and consumers about the purpose and operation of the Program.

(f) (1) The Secretary shall grant a waiver to a pharmacy that dispenses medications to an inpatient hospice from reporting to the Program prescription monitoring data for hospice inpatients if:

(i) The pharmacy demonstrates how it will distinguish hospice inpatients from other consumers receiving medications from the pharmacy; and

(ii) The pharmacy agrees that it will be subject to onsite, unannounced inspections by the Department to verify its reporting of the prescription data of consumers who are not hospice inpatients.

(2) A waiver granted under this subsection may remain in effect for up to 2 years.

(3) The Secretary may establish an application process for a pharmacy to apply for a waiver under this subsection.”.

The preceding 4 amendments were read and rejected by a roll call vote as follows:

Affirmative – 33 Negative – 82 (See Roll Call No. 569)

Read the second time and ordered prepared for Third Reading.

House Bill 918 – Delegate Costa

AN ACT concerning

Business Regulation – Automated Purchasing Machines – Licensing of Buyers and Required Records

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0918/203828/1

BY: Delegate McComas

AMENDMENTS TO HOUSE BILL 918

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 27, after “charge;” insert “requiring automated purchasing machines to be located only in courthouses or police stations;”.

AMENDMENT NO. 2

On page 16, after line 13, insert:

“20-404.

AN AUTOMATED PURCHASING MACHINE MAY BE LOCATED ONLY IN A COURTHOUSE OR POLICE STATION.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 28 Negative – 72 (See Roll Call No. 570)

FLOOR AMENDMENT

HB0918/533827/1

BY: Delegate Cluster

AMENDMENTS TO HOUSE BILL 918

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 27, after “charge;” insert “requiring a buyer to wait a certain period of time before disbursing payment to a seller after completion of a certain transaction; requiring certain payment to be in a certain form; prohibiting an automated purchasing machine from dispensing cash;”.

AMENDMENT NO. 2

On page 16, after line 13, insert:

“20-404.

(A) AFTER COMPLETION OF A TRANSACTION IN WHICH AN AUTOMATED PURCHASING MACHINE BUYS PERSONAL PROPERTY, THE BUYER SHALL WAIT 7 DAYS BEFORE DISBURSING PAYMENT TO THE SELLER.

(B) PAYMENT DISBURSED TO A SELLER SHALL BE IN THE FORM OF A CHECK.

(C) AN AUTOMATED PURCHASING MACHINE MAY NOT DISPENSE CASH.”

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 33 Negative – 78 (See Roll Call No. 571)

Read the second time and ordered prepared for Third Reading.

House Bill 1168 – Southern Maryland Delegation

AN ACT concerning

Electricity – Certificate – Wind Turbines – Limitation

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Delegate Lafferty moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

House Bill 1442 – Delegate Oaks

AN ACT concerning

Maryland Transit Administration – Free Ridership for State Employees

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Delegate Schuh moved to make the Bill a Special Order for the end of today's business.

The motion was withdrawn.

Read the second time and ordered prepared for Third Reading.

House Bill 1168 – Southern Maryland Delegation

AN ACT concerning

Electricity – Certificate – Wind Turbines – Limitation

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB1168/153328/1

BY: Delegate Lafferty

AMENDMENTS TO HOUSE BILL 1168

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “date” insert “, subject to a certain exception”; and in the same line, after “date;” insert “authorizing the Commission to grant final approval for, and a person to undertake, construction of a certain wind–powered generating station of any height if the person has entered into a certain agreement with the United States Department of the Navy and the Patuxent River Naval Air Station;”.

AMENDMENT NO. 2

On page 6, in line 7, strike “**THE**” and substitute “**(I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE**”; and after line 12, insert:

“(II) THE COMMISSION MAY APPROVE A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR, AND A PERSON MAY UNDERTAKE, CONSTRUCTION OF A WIND–POWERED GENERATING STATION THAT INCLUDES ANY WIND TURBINE OF ANY HEIGHT IF THE PERSON THAT APPLIED FOR THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY HAS ENTERED INTO AN AGREEMENT WITH THE UNITED STATES DEPARTMENT OF THE NAVY AND THE PATUXENT RIVER NAVAL AIR STATION THAT PROVIDES FOR THE MITIGATION OF ANY ADVERSE IMPACT OF THE GENERATING STATION ON MILITARY OPERATIONS AND READINESS UNDER THE DEPARTMENT OF DEFENSE SITING CLEARINGHOUSE PROCEDURES FOR THE LIFE OF THE GENERATING STATION.”

The preceding 2 amendments were read only.

Delegate Minnick moved the previous question.

The motion was adopted.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 40 Negative – 80 (See Roll Call No. 572)

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. 573)

RECESS

At 2:41 P.M. on motion of Delegate Barve the House recessed until 4:00 P.M. on Legislative Day March 12, 2014, Calendar Day Saturday, March 15, 2014.

AFTER RECESS
Annapolis, Maryland
Legislative Day: March 12, 2014
Calendar Day: Saturday, March 15, 2014

At 4:39 P.M. the House resumed its session 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 131 Members present.

(See Roll Call No. 574)

EXCUSES:

Del. Beidle – illness
Del. Bobo – grandson's death
Del. DeBoy – illness
Del. Dwyer – weekend incarceration
Del. Frank – medical
Del. Harper – medical
Del. Hogan – personal
Del. Impallaria – left early – personal
Del. James – left early – medical
Del. Myers – personal
Del. Oaks – business

THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS
REPORT #9

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

**House Bill 157 – Delegates Krebs, Bates, Elliott, W. Miller, Ready, and
Stocksdale**

AN ACT concerning

Open Meetings Act – Advance Notice of Meeting – Agenda

HB0157/426781/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 157

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in its entirety line 2 and substitute “Joint Committee on Transparency and Open Government – Study on Requiring Public Bodies to Provide Agendas Under the Open Meetings Act”; strike beginning with “a” in line 3 down through “public bodies” in line 5 and substitute “the Joint Committee on Transparency and Open Government to conduct a study on requiring public bodies to provide agendas under the Open Meetings Act; requiring that the study take into consideration certain factors; requiring the Joint Committee to report 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 Joint Committee on Transparency and Open Government and the Study on Requiring Public Bodies to Provide Agendas Under the Open Meetings Act”; and strike in their entirety lines 6 through 10, inclusive.

AMENDMENT NO. 2

On page 1, in line 12, strike “the Laws of Maryland read as follows”; and after line 12, insert:

“(a) The Joint Committee on Transparency and Open Government, as established under § 2–10A–14 of the State Government Article, shall conduct a study on the circumstances, if any, under which a public body should be required to provide agendas to the public in advance of meeting.

(b) The study shall take into consideration:

(1) input from:

(i) the Office of the Attorney General;

(ii) the Maryland–Delaware–DC Press Association;

(iii) representatives of local and State government, including the Maryland Association of Counties and the Maryland Municipal League; and

(iv) other parties that express interest in participating in the study; and

(2) any other factors the Joint Committee determines are relevant.

(c) On or before January 1, 2015, the Joint Committee shall report its findings and any recommended legislation to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee, in accordance with § 2-1246 of the State Government Article.”.

On pages 1 and 2, strike in their entirety the lines beginning with line 13 on page 1 through line 20 on page 2, inclusive.

AMENDMENT NO. 3

On page 2, in line 22, strike “October” and substitute “July”; and in the same line, after “2014.” insert “It shall remain effective for a period of 1 year and, at the end of June 30, 2015, 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 Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 549 – Delegates Stukes, Anderson, Arora, Clippinger, Conaway, Harper, Ivey, Mitchell, Oaks, B. Robinson, Rosenberg, Simmons, Summers, and Tarrant

AN ACT concerning

General Provisions – Commemorative Days – Juneteenth National Freedom Day

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 959 – Delegates A. Kelly, Costa, Cullison, Donoghue, Hubbard, Kach, Kipke, Love, Morhaim, Nathan–Pulliam, Pena–Melnik, and V. Turner

AN ACT concerning

State Board of Physicians – Qualifications for Licensure and Definitions

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 1088 – Delegate Morhaim

AN ACT concerning

**Health Occupations – Ophthalmologists Who Store and Administer Drugs –
Exclusion From Maryland Pharmacy Act**

HB1088/286180/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1088

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Morhaim” and substitute “Delegates Morhaim, Bromwell, Costa, Cullison, Donoghue, Elliott, Hammen, Hubbard, Kach, A. Kelly, Kipke, Krebs, McDonough, Murphy, Nathan–Pulliam, Pena–Melnik, Pendergrass, Ready, Reznik, Tarrant, and V. Turner”; strike beginning with “Ophthalmologists” in line 2 down through “Act” in line 3 and substitute “Compound Drugs – Provision to Ophthalmologists for Office Use”; strike beginning with “providing” in line 4 down through “Act” in line 8 and substitute “authorizing a pharmacy for which a pharmacy permit has been issued by the State Board of Pharmacy and a sterile compounding facility to provide to an ophthalmologist for office use, without a certain prescription, certain compound drugs for certain purposes; requiring the pharmacy or sterile compounding facility to require the ophthalmologist”

to provide certain information to the pharmacy or sterile compounding facility; requiring the Board to monitor changes in certain federal law, regulation, and guidance and report to the Governor and General Assembly on those changes on or before a certain date; and generally relating to the provision of compound drugs to ophthalmologists"; strike in their entirety lines 9 through 13, inclusive; in line 16, strike "12-102(h), (i), and (j)" and substitute "12-403(b)(20) and (21)"; and after line 18, insert:

"BY adding to

Article – Health Occupations

Section 12-403(b)(22) and 12-4A-12

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)".

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 22 on page 1 through line 26 on page 2, inclusive, and substitute:

"12-403.

(b) Except as otherwise provided in this section, a pharmacy for which a pharmacy permit has been issued under this title:

(20) Shall provide information regarding the process for resolving incorrectly filled prescriptions in accordance with existing regulations by:

(i) Posting a sign that is conspicuously positioned and readable by consumers at the point where prescription drugs are dispensed to consumers; or

(ii) Including written information regarding the process with each prescription dispensed; [and]

(21) Shall dispense or dispose of prescription drugs or medical supplies in accordance with Title 15, Subtitle 6 of the Health – General Article; AND

(22) (I) SUBJECT TO § 12-4A-02 OF THIS TITLE, MAY PROVIDE TO AN OPHTHALMOLOGIST FOR OFFICE USE, WITHOUT A PATIENT-SPECIFIC PRESCRIPTION:

1. COMPOUND ANTIBIOTICS FOR THE EMERGENCY TREATMENT OF BACTERIAL ENDOPHTHALMITIS OR VIRAL RETINITIS; AND

2. COMPOUND ANTIVASCULAR ENDOTHELIAL GROWTH FACTOR AGENTS FOR THE EMERGENCY TREATMENT OF NEOVASCULAR GLAUCOMA, WET MACULAR DEGENERATION, OR MACULAR EDEMA; AND

(II) SHALL REQUIRE THE OPHTHALMOLOGIST TO INFORM THE PHARMACY OF THE IDENTITY OF ANY PATIENT TO WHOM THE DRUGS ARE ADMINISTERED.

12-4A-12.

(A) A STERILE COMPOUNDING FACILITY MAY PROVIDE TO AN OPHTHALMOLOGIST FOR OFFICE USE, WITHOUT A PATIENT-SPECIFIC PRESCRIPTION:

(1) COMPOUND ANTIBIOTICS FOR THE EMERGENCY TREATMENT OF BACTERIAL ENDOPHTHALMITIS OR VIRAL RETINITIS; AND

(2) COMPOUND ANTIVASCULAR ENDOTHELIAL GROWTH FACTOR AGENTS FOR THE EMERGENCY TREATMENT OF NEOVASCULAR GLAUCOMA, WET MACULAR DEGENERATION, OR MACULAR EDEMA.

(B) A STERILE COMPOUNDING FACILITY SHALL REQUIRE THE OPHTHALMOLOGIST TO INFORM THE PHARMACY OF THE IDENTITY OF ANY PATIENT TO WHOM THE DRUGS ARE ADMINISTERED.”.

AMENDMENT NO. 3

On page 2, after line 26, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the State Board of Pharmacy shall:

(1) monitor any changes to the federal Drug Quality and Security Act, federal regulations proposed or adopted under the Act, and federal guidance provided under the Act as those changes relate to the authority of a sterile compounding facility

to provide prescription drugs to ophthalmologists for office use, as authorized under Section 1 of this Act; and

(2) on or before January 1, 2015, report to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly, on those changes.”;

in line 27, strike “2.” and substitute “3.”; and in line 28, strike “October” and substitute “July”.

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 1127 – Delegate Tarrant

AN ACT concerning

Health Insurance – Incentives for Health Care Practitioners

HB1127/236988/2

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1127

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Tarrant” and substitute “Delegates Tarrant, Bromwell, Costa, Cullison, Donoghue, Elliott, Hammen, Hubbard, Kach, A. Kelly, Kipke, McDonough, Morhaim, Murphy, Nathan–Pulliam, Pena–Melnik, Pendergrass, Reznik, and V. Turner”; and in line 5, after “practitioner” insert “or a set of health care practitioners; defining a certain term”.

AMENDMENT NO. 2

On page 2, in line 12, after “(c)” insert “**(1) IN THIS SUBSECTION, “SET OF HEALTH CARE PRACTITIONERS” MEANS:**

(I) A GROUP PRACTICE;

(II) A CLINICALLY INTEGRATED ORGANIZATION ESTABLISHED IN ACCORDANCE WITH SUBTITLE 19 OF THIS TITLE; OR

(III) AN ACCOUNTABLE CARE ORGANIZATION ESTABLISHED IN ACCORDANCE WITH 42 U.S.C. § 1899 AND ANY APPLICABLE FEDERAL REGULATIONS.

(2)”;

in line 13, after “practitioner” insert “OR A SET OF HEALTH CARE PRACTITIONERS”;
in line 15, strike “(1)” and substitute “(I) DOES NOT CREATE A DISINCENTIVE TO THE PROVISION OF MEDICALLY APPROPRIATE OR MEDICALLY NECESSARY HEALTH CARE SERVICES; AND

(II) IF THE CARRIER IS A HEALTH MAINTENANCE ORGANIZATION,”;

in line 16, strike the semicolon and substitute a period; strike in their entirety lines 17 through 28, inclusive, and substitute:

“(3) A BONUS OR OTHER INCENTIVE-BASED COMPENSATION UNDER THIS SUBSECTION:

(I) IF APPLICABLE, SHALL PROMOTE THE PROVISION OF PREVENTIVE HEALTH CARE SERVICES; OR

(II) MAY REWARD A HEALTH CARE PRACTITIONER OR A SET OF HEALTH CARE PRACTITIONERS, BASED ON SATISFACTION OF PERFORMANCE MEASURES, IF THE FOLLOWING IS AGREED ON IN WRITING BY THE CARRIER AND THE HEALTH CARE PRACTITIONER OR SET OF HEALTH CARE PRACTITIONERS:

1. THE PERFORMANCE MEASURES;

2. THE METHOD FOR CALCULATING WHETHER THE PERFORMANCE MEASURES HAVE BEEN SATISFIED; AND

3. THE METHOD BY WHICH THE HEALTH CARE PRACTITIONER OR SET OF HEALTH CARE PRACTITIONERS MAY REQUEST RECONSIDERATION OF THE CALCULATIONS BY THE CARRIER.

(4) ACCEPTANCE OF A BONUS OR OTHER INCENTIVE-BASED COMPENSATION UNDER THIS SUBSECTION SHALL BE VOLUNTARY.

(5) A CARRIER MAY NOT REQUIRE A HEALTH CARE PRACTITIONER OR A SET OF HEALTH CARE PRACTITIONERS TO PARTICIPATE IN THE CARRIER'S BONUS OR INCENTIVE-BASED COMPENSATION PROGRAM AS A CONDITION OF PARTICIPATION IN THE CARRIER'S PROVIDER NETWORK.

(6) A HEALTH CARE PRACTITIONER, A SET OF HEALTH CARE PRACTITIONERS, A HEALTH CARE PRACTITIONER'S DESIGNEE, OR A DESIGNEE OF A SET OF HEALTH CARE PRACTITIONERS MAY FILE A COMPLAINT WITH THE ADMINISTRATION REGARDING A VIOLATION OF THIS SUBSECTION."

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 1258 – Delegate Pendergrass

AN ACT concerning

**Health Occupations – Maryland Environmental Health Specialists Act –
Revisions**

HB1258/876886/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1258

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Pendergrass” and substitute “Delegates Pendergrass and Donoghue”.

AMENDMENT NO. 2

On page 2, in line 19, after “MONTHS” insert “WITHIN A CONSECUTIVE 12-MONTH PERIOD”.

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 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

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 1542 – Delegates O’Donnell, Hubbard, and Hammen

AN ACT concerning

Department of Health and Mental Hygiene – Newborn Screening Program Fund – Establishment

HB1542/336887/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1542

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Hammen” and substitute “Hammen, Pendergrass, Bromwell, Costa, Cullison, Donoghue, Elliott, Kach, A. Kelly, Kipke, Krebs, McDonough, Morhaim, Murphy, Nathan–Pulliam, Pena–Melnik, Ready, Reznik, Tarrant, and V. Turner”.

AMENDMENT NO. 2

On page 2, in line 2, strike “**FUND**” and substitute “**NEWBORN SCREENING PROGRAM FUND ESTABLISHED UNDER § 13–113 OF THIS SUBTITLE**”.

AMENDMENT NO. 3

On page 3, in line 5, strike “October” and substitute “July”.

The preceding 3 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 297 – The Speaker (By Request – Administration) and Delegates Rosenberg, Hixson, Kaiser, Barkley, Busch, Guzzone, Hammen, Howard, Hucker, Lafferty, Luedtke, Nathan–Pulliam, Olszewski, Pena–Melnik, Pendergrass, Reznik, Swain, Tarrant, V. Turner, and A. Washington

AN ACT concerning

Prekindergarten Expansion Act of 2014

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED. FLOOR AMENDMENT BY DEL. CARR ADOPTED.

Delegate Hixson moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

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

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

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

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB1164/643024/3

BY: Delegate McDonough

AMENDMENTS TO HOUSE BILL 1164, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 3 of the bill, before line 5, insert:

“(6) evaluate any concerns raised by the public regarding the implementation of the Common Core State Standards;”.

AMENDMENT NO. 2

On page 2 of the Committee on Ways and Means Amendments (HB1164/365069/3), in Amendment No. 3, in lines 12, 20, 22, and 24, strike “(6)”, “(7)”, “(8)”, and “(9)”, respectively, and substitute “(7)”, “(8)”, “(9)”, and “(10)”, respectively.

On page 3 of the Committee on Ways and Means Amendments, in Amendment No. 3, in lines 1, 3, 6, 9, 12, and 18, strike “(10)”, “(11)”, “(12)”, “(13)”, “(14)”, and “(6)”, respectively, and substitute “(11)”, “(12)”, “(13)”, “(14)”, “(15)”, and “(7)”, respectively; and in line 23, strike “(f)(7) through (14)” and substitute “(f)(8) through (15)”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 42 Negative – 85 (See Roll Call No. 575)

Read the second time and ordered prepared for Third Reading.

House Bill 1545 – Delegates Conway, M. Washington, and DeBoy

AN ACT concerning

University of Maryland Medical System Corporation – Governance – Medical Center Employees

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

House Bill 297 – The Speaker (By Request – Administration) and Delegates Rosenberg, Hixson, Kaiser, Barkley, Busch, Guzzone, Hammen, Howard, Hucker, Lafferty, Luedtke, Nathan-Pulliam, Olszewski, Pena-Melnyk, Pendergrass, Reznik, Swain, Tarrant, V. Turner, and A. Washington

AN ACT concerning

Prekindergarten Expansion Act of 2014

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED. FLOOR AMENDMENT BY DEL. CARR 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. 576)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #47

House Bill 138 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Archery Hunting – Safety Zone MC 5–14

Read the third time and passed by yeas and nays as follows:

Affirmative – 120 Negative – 8 (See Roll Call No. 577)

The Bill was then sent to the Senate.

House Bill 321 – Frederick County Delegation

AN ACT concerning

Frederick County – Property Tax – Exemption for Property Owned by Affordable Housing Land Trust

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 578)

The Bill was then sent to the Senate.

House Bill 406 – Delegates Beitzel, K. Kelly, Myers, Parrott, and Serafini

AN ACT concerning

Allegany County, Garrett County, and Washington County – Sunday Hunting

Read the third time and passed by yeas and nays as follows:

Affirmative – 117 Negative – 13 (See Roll Call No. 579)

The Bill was then sent to the Senate.

House Bill 432 – Delegates Beitzel, K. Kelly, Myers, Parrott, and Serafini

AN ACT concerning

**Allegany County, Frederick County, Garrett County, and Washington County
– Deer Hunting – Sundays**

Read the third time and passed by yeas and nays as follows:

Affirmative – 115 Negative – 15 (See Roll Call No. 580)

The Bill was then sent to the Senate.

**House Bill 562 – Delegates Howard, Cane, Griffith, Pena-Melnyk, Swain,
V. Turner, Valderrama, and Vaughn**

AN ACT concerning

Election Law – Use of Campaign Funds for Meeting and Conference Expenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 101 Negative – 18 (See Roll Call No. 581)

The Bill was then sent to the Senate.

**House Bill 699 – Delegates Murphy, Barve, Branch, Fisher, Glenn, A. Miller,
Serafini, Stukes, Valderrama, Walker, A. Washington, and Wilson**

AN ACT concerning

**Income Tax – Subtraction Modification – Unreimbursed Expenses of Foster
Parents**

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 582)

The Bill was then sent to the Senate.

**House Bill 743 – Delegates Clagett, Barnes, Barve, Beidle, Bohanan, Branch,
Braveboy, Bromwell, Busch, Cane, Carr, Carter, Conway, Cullison,
Davis, DeBoy, Donoghue, Dumais, Frick, Gaines, Griffith, Guzzone,**

Hammen, Haynes, Healey, Hixson, Holmes, Hubbard, James, Jameson, Jones, Kaiser, A. Kelly, Lafferty, Luedtke, Malone, McHale, McIntosh, A. Miller, Oaks, Olszewski, Pena-Melnyk, Pendergrass, Proctor, B. Robinson, Rudolph, Stein, Tarrant, F. Turner, V. Turner, Vallario, Waldstreicher, Walker, Weir, and Zucker

AN ACT concerning

**~~Spending Transparency Act~~ Income Tax Forms – Graphical Representation
of General Fund Expenditures**

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 583)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #48

House Bill 876 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

**Baltimore City – Property Tax Credit for Historic or Heritage Properties –
Calculation**

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 1 (See Roll Call No. 584)

The Bill was then sent to the Senate.

House Bill 936 – Delegates McIntosh, Anderson, Carter, Clippinger, Conaway, Glenn, Hammen, Harper, McHale, Oaks, Rosenberg, Stukes, Tarrant, ~~and M. Washington~~ M. Washington, and Cardin

AN ACT concerning

**Baltimore City – Homestead Assessment Cap Increase and Property Tax Rate
Reduction – Study**

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 585)

The Bill was then sent to the Senate.

House Bill 943 – Delegates McIntosh, Anderson, Branch, Carter, Clippinger, Conaway, Glenn, Hammen, Harper, Haynes, McHale, Mitchell, Oaks, B. Robinson, Rosenberg, Stukes, Tarrant, ~~and M. Washington~~ M. Washington, and Cardin

AN ACT concerning

Baltimore City – Property Tax Equity – Study

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 586)

The Bill was then sent to the Senate.

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

AN ACT concerning

~~Fairness in Negotiations Act~~ Public School Labor Relations Board – Sunset Repeal and Reporting Requirement

Read the third time and passed by yeas and nays as follows:

Affirmative – 94 Negative – 36 (See Roll Call No. 587)

The Bill was then sent to the Senate.

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–Melnik, 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

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 588)

The Bill was then sent to the Senate.

House Bill 1296 – ~~Delegates Kach and Olszewski~~, Olszewski, Bromwell, Costa, Cullison, Donoghue, Elliott, Hammen, Hubbard, A. Kelly, Kipke, Krebs, McDonough, Morhaim, Murphy, Nathan–Pulliam, Oaks, Pena–Melnik, Pendergrass, Ready, Reznik, Tarrant, and V. Turner

AN ACT concerning

Prescription Drug Monitoring Program – Review and Reporting of Possible Misuse or Abuse of Monitored Prescription Drugs

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 589)

The Bill was then sent to the Senate.

House Bill 1352 – ~~Delegate Morhaim~~, Delegates Morhaim, Bromwell, Costa, Cullison, Donoghue, Elliott, Hammen, Hubbard, Kach, A. Kelly, McDonough, Murphy, Nathan–Pulliam, Oaks, Pena–Melnik, Pendergrass, Reznik, Tarrant, and V. Turner

AN ACT concerning

Secretary of State and Attorney General – Charitable Enforcement and Protection of Charitable Assets

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 590)

The Bill was then sent to the Senate.

House Bill 1406 – ~~Delegate Kipke~~, Delegates Kipke and Afzali

AN ACT concerning

Election Law – Signed Voting Authority Cards – Maintenance

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 1 (See Roll Call No. 591)

The Bill was then sent to the Senate.

House Bill 1409 – ~~Delegates McMillan and George~~ Anne Arundel County Delegation

AN ACT concerning

Anne Arundel County – Collection of Hotel Taxes and Distribution of Revenues – City of Annapolis

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 592)

The Bill was then sent to the Senate.

House Bill 1458 – Chair, Appropriations Committee (By Request – Departmental – Public Safety and Correctional Services)

AN ACT concerning

Correctional Services – Charges Recommending Discipline – Investigative Period

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 593)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #49

House Bill 582 – ~~Delegate Beidle~~ Delegates Beidle and Parrott

AN ACT concerning

Licensed Tree Experts – Notification

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 594)

The Bill was then sent to the Senate.

House Bill 598 – Delegate Dumais

AN ACT concerning

**Law Enforcement Officers' Bill of Rights – Prosecutorial Disclosures –
Punitive Action**

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 595)

The Bill was then sent to the Senate.

**House Bill 625 – Delegates Nathan–Pulliam, Costa, Cullison, Hubbard, Kach,
A. Kelly, Morhaim, Murphy, Pena–Melnik, Reznik, ~~and V. Turner~~
V. Turner, Bromwell, Donoghue, Elliott, Hammen, Kipke, Krebs,
McDonough, Oaks, Pendergrass, Ready, and Tarrant**

EMERGENCY BILL

AN ACT concerning

Kathleen A. Mathias Oral Chemotherapy Improvement Act of 2014

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 596)

The Bill was then sent to the Senate.

House Bill 784 – Delegates A. Miller, Barkley, ~~and Elliott~~ Elliott, and Cardin

AN ACT concerning

**~~Income and Sales Tax Incentives – Emergency Preparedness Equipment~~
Income Tax Credit – Emergency Backup Generators**

Read the third time and passed by yeas and nays as follows:

Affirmative – 128 Negative – 1 (See Roll Call No. 597)

The Bill was then sent to the Senate.

**House Bill 794 – Delegates M. Washington, Branch, Braveboy, Cullison, Davis,
Donoghue, Dumais, Glenn, Harper, Haynes, Kaiser, A. Kelly, McIntosh,
A. Miller, S. Robinson, Rudolph, and Zucker**

AN ACT concerning

**~~Department of Planning~~ – Maryland Unaccompanied Homeless Youth and
Young Adult Count Demonstration Project**

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 598)

The Bill was then sent to the Senate.

**House Bill 833 – Delegates McIntosh, Anderson, Branch, Carter, Clippinger,
Glenn, Hammen, Harper, Haynes, McHale, Mitchell, Oaks, B. Robinson,
Rosenberg, Stukes, Tarrant, ~~and M. Washington~~ M. Washington, and
Cardin**

AN ACT concerning

Baltimore City – Tax-Exempt Property – Certification of Use

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 599)

The Bill was then sent to the Senate.

**House Bill 863 – Delegates McIntosh, Anderson, Branch, Carter, Clippinger,
Glenn, Hammen, Harper, Haynes, McHale, Mitchell, Oaks, B. Robinson,
Rosenberg, Stukes, Tarrant, ~~and M. Washington~~ M. Washington, and
Cardin**

AN ACT concerning

**Property Tax – Exemption – ~~Baltimore Green Space~~ Community-Managed
Open Space**

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 600)

The Bill was then sent to the Senate.

House Bill 991 – Delegates Haddaway-Riccio and Eckardt

AN ACT concerning

Queen Anne's County and Talbot County – Board of Elections – Membership

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 601)

The Bill was then sent to the Senate.

House Bill 1059 – Delegate Clagett

AN ACT concerning

Transportation – Highway User Revenues – Local Government Reporting

Read the third time and passed by yeas and nays as follows:

Affirmative – 102 Negative – 29 (See Roll Call No. 602)

The Bill was then sent to the Senate.

House Bill 1060 – Delegates James and Rudolph

AN ACT concerning

Northeastern Maryland Additive Manufacturing Innovation Authority

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 603)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #50

**House Bill 207 – Chair, Health and Government Operations Committee and
Chair, Appropriations Committee (By Request – Departmental –
General Services)**

AN ACT concerning

**State Capital Projects – High Performance Buildings – Maryland Green
Building Council**

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 604)

The Bill was then sent to the Senate.

House Bill 223 – ~~Delegate Rosenberg~~ Delegates Rosenberg and Cardin

AN ACT concerning

Property Tax Credit – Urban Agricultural Property – Applicability

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 605)

The Bill was then sent to the Senate.

House Bill 314 – Delegate Anderson (By Request – Baltimore City Administration) and Delegates Clippinger, Conaway, Glenn, Harper, Haynes, McHale, McIntosh, Mitchell, Oaks, B. Robinson, Stukes, Tarrant, and M. Washington

AN ACT concerning

Baltimore City – Property Tax Credit – Newly Constructed Dwellings

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 606)

The Bill was then sent to the Senate.

House Bill 323 – Frederick County Delegation

AN ACT concerning

Frederick County – Hotel Rental Tax – Transient Charge

Read the third time and passed by yeas and nays as follows:

Affirmative – 104 Negative – 26 (See Roll Call No. 607)

The Bill was then sent to the Senate.

House Bill 492 – Delegate Frick

AN ACT concerning

Municipal Property Taxes – Annual Budget Ordinance and Special Rates

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 608)

The Bill was then sent to the Senate.

**House Bill 510 – Chair, Ways and Means Committee (By Request –
Departmental – Planning)**

AN ACT concerning

Sustainable Communities Tax Credit Program – Extension and Alteration

Read the third time and passed by yeas and nays as follows:

Affirmative – 111 Negative – 20 (See Roll Call No. 609)

The Bill was then sent to the Senate.

House Bill 1133 – Delegates O'Donnell, Bohanan, and Wood

AN ACT concerning

Calvert County and St. Mary's County – Archery Hunting – Safety Zone

Read the third time and passed by yeas and nays as follows:

Affirmative – 122 Negative – 8 (See Roll Call No. 610)

The Bill was then sent to the Senate.

House Bill 1157 – Delegate Hubbard

AN ACT concerning

Health Occupations – Massage Therapy – Authority to Practice

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 1 (See Roll Call No. 611)

The Bill was then sent to the Senate.

THE COMMITTEE ON JUDICIARY REPORT #8

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 33 – Delegate Smigiel

AN ACT concerning

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

HB0033/342911/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 33
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “, sexual contact,”; strike beginning with “prohibiting” in line 8 down through “application;” in line 10; and strike in their entirety lines 24 through 27, inclusive.

On page 2, strike line 1 in its entirety.

AMENDMENT NO. 2

On page 4, in lines 9, 11, and 16, in each instance, strike “OR SEXUAL CONTACT”.

On page 5, strike in their entirety lines 4 through 16, 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 with amendments:

House Bill 701 – Delegates Lee, Beidle, Bobo, Cardin, Carr, Cullison, DeBoy, Dumais, Dwyer, Frush, Gutierrez, Guzzone, Haddaway–Riccio, Healey, Howard, Jameson, Jones, A. Kelly, Lafferty, McComas, McDonough, A. Miller, Morhaim, Ready, S. Robinson, Rosenberg, Sophocleus, Stocksdales, F. Turner, Valderrama, and A. Washington

AN ACT concerning

Criminal Law – Child Kidnapping and Prostitution – Penalty

HB0701/492611/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 701

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “and Prostitution” and substitute “for the Purpose of Committing a Sexual Crime”; strike beginning with “reclassifying” in line 3 down through “age;” in line 6 and substitute “altering the elements of a certain prohibition involving persuading or enticing from a certain place or knowingly secreting or harboring an individual under a certain age for purposes of prostitution or committing a certain sexual crime so as to prohibit the act of persuading or enticing from a certain place and knowingly secreting or harboring an individual under a certain age for the purpose of committing a certain sexual crime; reclassifying the offense as a felony and altering the maximum penalty of imprisonment; making a conforming change;”; and in lines 6 and 7, strike “and prostitution”.

AMENDMENT NO. 2

On page 1, in line 17, strike “purposes of” and substitute “**THE PURPOSE OF**”; in the same line, strike “prostitution or”; and in line 21, strike the second “or” and substitute “**AND**”.

On page 2, in line 2, strike “an” and substitute “**THE**”; and in the same line, strike “under the age of 16 years”.

AMENDMENT NO. 3

On page 2, in line 5, strike “**30**” and substitute “**25**”; and strike in their entirety lines 7 and 8.

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 867 – Delegates Arora, Afzali, Anderson, Barkley, Bobo, Carter, Clippinger, Conaway, Dumais, Frush, McDermott, Niemann, B. Robinson, Rosenberg, Simmons, Smigiel, Sophocleus, Swain, F. Turner, Valderrama, Vallario, and Waldstreicher

AN ACT concerning

Maryland False Claims Act

HB0867/822018/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 867

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “Act;” insert “providing that this Act does not apply to certain claims, records, or statements;”.

On page 2, in line 1, after “terms;” insert “providing for a delayed effective date;”.

AMENDMENT NO. 2

On page 5 in lines 20 and 27, on page 7 in line 9, and on page 9 in line 2, in each instance, strike “**SUBTITLE**” and substitute “**TITLE**”.

AMENDMENT NO. 3

On page 5, after line 21, insert:

“(A) THIS SECTION DOES NOT APPLY TO CLAIMS, RECORDS, OR STATEMENTS RELATED TO STATE OR LOCAL TAXES.”.

On page 5 in line 22, on page 6 in lines 25 and 30, and on page 7 in line 2, in each instance, strike “(A)” and substitute “(B)”.

On page 6 in line 24, on page 7 in line 4, and on page 8 in line 1, in each instance, strike “(B)” and substitute “(C)”.

On page 7, in line 3, strike “(C)” and substitute “(D)”.

On page 8, in line 1, strike “(D)” and substitute “(E)”.

On page 8 in line 11, and on page 9 in line 1, in each instance, strike “8–102(B)” and substitute “8–102(C)”.

AMENDMENT NO. 4

On page 19, in line 23, strike “2014,” and substitute “2015.”.

On page 21, in line 1, strike “2015,” and substitute “2016.”.

On page 22, in line 8, strike “2014” and substitute “2015”.

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 ECONOMIC MATTERS REPORT #15

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 579 – Delegates Kramer, Barkley, Fraser–Hidalgo, A. Miller, Simmons, and Valderrama

AN ACT concerning

**Commissioner of Labor and Industry – Authority – Enforcement of Local
Minimum Wage Laws**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #11

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 349 – Delegates Vitale, Bates, Beidle, Eckardt, Elliott, Frank, Frush, George, Krebs, Love, McConkey, McMillan, Norman, Pena–Melnik, Schuh, Sophocleus, and Stocksdales

AN ACT concerning

Education – Maintenance of Effort – Lease Payment Exclusion

HB0349/695467/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 349

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Stocksdales” and substitute “Stocksdales, and Smigiel”; in line 2, strike “Maintenance of Effort – Lease Payment Exclusion” and substitute “Study of Alternative Financing Methods for the Purpose of School Construction”; strike beginning with “excluding” in line 3 down through “funding” in line 5 and substitute “requiring the Department of Legislative Services to conduct a certain study on the use of certain alternative financing methods by certain local school systems for school construction; requiring the Department to make a certain report on or before a certain date; and generally relating to the Study of Alternative Financing Methods for the Purpose of School Construction”; and strike in their entirety lines 6 through 11, inclusive.

AMENDMENT NO. 2

On page 1, in line 13, strike “the Laws of Maryland read as follows”; and after line 13, insert:

“(a) The Department of Legislative Services shall conduct a study that examines the use of lease payments or other alternative financing methods as defined in § 4–126 of the Education Article by local school systems for school construction.

(b) In conducting the study, the Department shall examine how lease payments and alternative financing methods affect the maintenance of effort calculation established in § 5–202 of the Education Article.

(c) On or before December 15, 2014, the Department shall report its findings and recommendations to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.”.

On pages 1 and 2, strike in their entirety the lines beginning with line 14 on page 1 through line 12 on page 2, inclusive.

On page 2, strike beginning with the second comma in line 14 down through “6” in line 16.

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 1033 – Queen Anne’s County Delegation

AN ACT concerning

Queen Anne’s County Board of Education – Filling a Vacancy in Membership

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON APPROPRIATIONS REPORT #10

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

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

HB1292/264960/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1292

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 1, after “understanding;” insert “providing that the Judiciary has the right to determine certain budgetary, employment, and personnel practices; providing that certain provisions of this Act and a certain agreement do not limit or otherwise interfere with certain powers of the Governor, the Judiciary, or the General Assembly;”.

AMENDMENT NO. 2

On page 2, in line 29, strike “**GOVERNOR WITH THE ADVICE AND CONSENT OF THE SENATE**” and substitute “**CHIEF JUDGE OF THE COURT OF APPEALS FROM A LIST OF CANDIDATES RECOMMENDED BY THE GOVERNOR**”.

On page 3, in line 6, strike “**OR WHO IS**” and substitute “**APPOINTED BY THE CHIEF JUDGE OF THE COURT OF APPEALS, WHO:**”

1. IS;

in line 7, strike “, **WITH**” and substitute “**; AND**”

2. HAS;

and in line 8, strike “, **APPOINTED BY THE GOVERNOR**”.

On page 7, in line 10, strike “**§§ 3-302, 3-304, AND 3-305(A)**” and substitute “**§§ 3-304 AND 3-305(A)**”.

On page 9, after line 17, insert:

“(K) THE JUDICIARY, THROUGH ITS APPROPRIATE OFFICERS AND EMPLOYEES, HAS THE RIGHT TO:

(1) (I) DETERMINE THE MISSION, BUDGET, ORGANIZATION, NUMBERS, TYPES AND GRADES OF EMPLOYEES ASSIGNED, THE WORK PROJECTS, TOURS OF DUTY, METHODS, MEANS, AND PERSONNEL BY WHICH ITS OPERATIONS ARE TO BE CONDUCTED, TECHNOLOGY NEEDED, INTERNAL SECURITY PRACTICES, AND RELOCATION OF ITS FACILITIES; AND

(II) MAINTAIN AND IMPROVE THE EFFICIENCY AND EFFECTIVENESS OF JUDICIAL OPERATIONS;

(2) DETERMINE THE:

(I) SERVICES TO BE RENDERED, OPERATIONS TO BE PERFORMED, AND TECHNOLOGY TO BE UTILIZED; AND

(II) OVERALL METHODS, PROCESSES, MEANS, AND CLASSES OF WORK OR PERSONNEL BY WHICH JUDICIAL OPERATIONS ARE TO BE CONDUCTED;

(3) HIRE, DIRECT, SUPERVISE, AND ASSIGN EMPLOYEES;

(4) (I) PROMOTE, DEMOTE, DISCIPLINE, DISCHARGE, RETAIN, AND LAY OFF EMPLOYEES; AND

(II) TERMINATE EMPLOYMENT BECAUSE OF LACK OF FUNDS, LACK OF WORK, UNDER CONDITIONS WHERE THE EMPLOYER DETERMINES CONTINUED WORK WOULD BE INEFFICIENT OR NONPRODUCTIVE, OR FOR OTHER LEGITIMATE REASONS;

(5) SET THE QUALIFICATIONS OF EMPLOYEES FOR APPOINTMENT AND PROMOTION AND SET STANDARDS OF CONDUCT;

(6) PROMULGATE RULES, REGULATIONS, OR PROCEDURES;

(7) PROVIDE A SYSTEM OF MERIT EMPLOYMENT ACCORDING TO THE STANDARD OF BUSINESS EFFICIENCY; AND

(8) TAKE ACTIONS NOT OTHERWISE SPECIFIED IN THIS SECTION TO CARRY OUT THE MISSION OF THE JUDICIARY.

(L) THIS SECTION AND ANY AGREEMENT UNDER THIS SECTION DO NOT LIMIT OR OTHERWISE INTERFERE WITH THE POWERS OF THE GOVERNOR, THE JUDICIARY, OR THE GENERAL ASSEMBLY UNDER ARTICLE III, § 52 OF THE MARYLAND CONSTITUTION.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Norman moved the Bill be recommitted.

The motion was withdrawn.

Delegate Norman moved to make the Bill a Special Order for Monday.

The motion was adopted.

QUORUM CALL

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

(See Roll Call No. 612)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #51

House Bill 873 – Delegates Conway, Arentz, Cane, Eckardt, Otto, Proctor, Rudolph, and Smigiel

AN ACT concerning

Vehicle Laws – Divided Highways – Speed Limits and Crosswalks

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 613)

The Bill was then sent to the Senate.

House Bill 883 – Delegates A. Miller, Arora, Barkley, Barve, Bobo, Boteler, Carr, Cullison, Dumais, Fraser-Hidalgo, Frick, George, Gutierrez, Guzzone, Hucker, A. Kelly, McMillan, Pena-Melnyk, S. Robinson, F. Turner, ~~and A. Washington~~ A. Washington, and Cardin

AN ACT concerning

~~Task Force to~~ **Department of Health and Mental Hygiene – Study of Safe and Healthy School Hours for Maryland Public Schools**

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 614)

The Bill was then sent to the Senate.

House Bill 908 – Delegate Nathan-Pulliam

AN ACT concerning

State Board of Nursing – Nurses, Nursing Assistants, Medication Technicians, and Electrologists – Licensing, Certification, Regulation, Violations, and Penalties

Read the third time and passed by yeas and nays as follows:

Affirmative – 127 Negative – 0 (See Roll Call No. 615)

The Bill was then sent to the Senate.

House Bill 1001 – Delegates Hixson, Anderson, Barkley, Barve, Bates, Beitzel, Branch, Cane, 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, Walker, A. Washington, M. Washington, and Zucker

AN ACT concerning

**Education – Federal Elementary and Secondary Education Act – ~~Waivers~~
Waiver Requests**

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 616)

The Bill was then sent to the Senate.

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~~ Zucker, and Fraser-Hidalgo

AN ACT concerning

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 128 Negative – 0 (See Roll Call No. 617)

The Bill was then sent to the Senate.

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

AN ACT concerning

Higher Education – 2+2 Transfer Scholarship

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 618)

The Bill was then sent to the Senate.

House Bill 1235 – Delegates Bromwell and Hammen

AN ACT concerning

Community Integrated Medical Home Program ~~and Patient-Centered Medical Home Program~~

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 0 (See Roll Call No. 619)

The Bill was then sent to the Senate.

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 620)

The Bill was then sent to the Senate.

House Bill 1275 – ~~Delegate Frush~~ Delegates Frush, Beidle, Cane, Healey, Holmes, McMillan, and Stein

AN ACT concerning

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 0 (See Roll Call No. 621)

The Bill was then sent to the Senate.

House Bill 1547 – ~~Delegate O'Donnell~~ Delegates O'Donnell, Beidle, Cane, Holmes, Jacobs, Norman, Otto, Vitale, Weir, and Wilson

AN ACT concerning

Hunting Licenses – Exemption for Retired Members of the Armed Forces

Read the third time and passed by yeas and nays as follows:

Affirmative – 128 Negative – 0 (See Roll Call No. 622)

The Bill was then sent to the Senate.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 1453 – Delegates Jones, Burns, DeBoy, and Nathan–Pulliam

AN ACT concerning

Education – Baltimore County School Board Nominating Commission

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Delegate Hixson moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

House Bill 907 – Delegates Olszewski, Barkley, Bohanan, DeBoy, Elliott, Guzzone, Kach, Kaiser, Krebs, Lafferty, Luedtke, McComas, McMillan, Mitchell, Morhaim, Murphy, Schulz, Simmons, Sophocleus, Stocksdales, and Wilson

AN ACT concerning

Video Lottery Facility Payouts – Intercepts for Child Support Payments

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0907/743022/1

BY: Delegate Dumais

AMENDMENT TO HOUSE BILL 907, AS AMENDED

On page 1 of the Committee on Ways and Means Amendments (HB0907/195068/1), in Amendment No. 2, strike beginning with “ESTABLISHMENT” in line 8 down through “PAYMENTS” in line 9 and substitute “CERTIFICATION OF CHILD SUPPORT ARREARS BY THE ADMINISTRATION SIMILAR TO THE CERTIFICATIONS PROVIDED IN §§ 10–113.1 AND 10–113.2 OF THE FAMILY LAW ARTICLE”; strike beginning with “A” in line 10 down through “PAYMENTS” in line 11 and substitute “AN APPEAL PROCESS FOR THE OBLIGOR SIMILAR TO THE”

PROCESS PROVIDED THROUGH THE ADMINISTRATION IN §§ 10–113.1 AND 10–113.2 OF THE FAMILY LAW ARTICLE”; and in line 11, strike “AND” and substitute:

“(III) A COLLECTION PROCESS FOR THE INTERCEPTED VIDEO LOTTERY FACILITY PAYOUTS FOR CERTIFIED CHILD SUPPORT ARREARS; AND”.

On page 2 of the Committee on Ways and Means Amendments, in line 1 of Amendment No. 2, strike “(III)” and substitute “(IV)”.

The preceding amendment was read and adopted.

Delegate F. Turner moved to make the Bill a Special Order for Monday.

The motion was adopted.

House Bill 1453 – Delegates Jones, Burns, DeBoy, and Nathan–Pulliam

AN ACT concerning

Education – Baltimore County School Board Nominating Commission

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB1453/933720/1

BY: Delegate Kaiser

AMENDMENT TO HOUSE BILL 1453, AS AMENDED

On page 1 of the Committee on Ways and Means Amendments (HB1453/145769/1), in line 2 of Amendment No. 1, strike “and Delegate Cardin”.

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 127 Members present.

(See Roll Call No. 623)

ADJOURNMENT

At 6:10 P.M. on motion of Delegate Barve the House adjourned until 11:00 A.M. on Legislative Day March 13, 2014, Calendar Day Monday, March 17, 2014.

Annapolis, Maryland
Legislative Day: March 13, 2014
Calendar Day: Monday, March 17, 2014

The House met at 12:14 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate Brian K. McHale of Baltimore City.

QUORUM CALL

The presiding officer announced a quorum call, showing 126 Members present.

(See Roll Call No. 624)

The Journal of March 12, 2014 was read and approved.

EXCUSES:

Del. DeBoy – illness

Del. Frank – medical

Del. Harper – medical

Del. James – late – medical

QUORUM CALL

The presiding officer announced a quorum call, showing 132 Members present.

(See Roll Call No. 625)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #53

House Bill 166 – Delegates Arora, Kipke, Afzali, Bromwell, Cullison, Elliott, A. Kelly, Krebs, McDermott, Oaks, Pena-Melnyk, Ready, Reznik, Smigiel, Tarrant, ~~and Valderrama~~ Valderrama, Hammen, Pendergrass, Donoghue, Hubbard, Kach, McDonough, Morhaim, Murphy, Nathan-Pulliam, and V. Turner

AN ACT concerning

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 626)

The Bill was then sent to the Senate.

House Bill 183 – Carroll County Delegation

AN ACT concerning

**Carroll County – Local Government Tort Claims Act – Industrial
Development Authority**

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 1 (See Roll Call No. 627)

The Bill was then sent to the Senate.

**House Bill 313 – Delegate Anderson (By Request – Baltimore City
Administration) and Delegates Glenn, Mitchell, B. Robinson, Stukes,
and Tarrant**

AN ACT concerning

Maryland Income Tax Refund – Baltimore City – Warrants

Read the third time and passed by yeas and nays as follows:

Affirmative – 118 Negative – 14 (See Roll Call No. 628)

The Bill was then sent to the Senate.

**House Bill 702 – Delegates Vaughn, Haddaway-Riccio, Howard, McHale,
Schulz, Swain, and Valentino-Smith**

AN ACT concerning

Professional Land Surveyors – Licensure Qualifications – Revisions

Read the third time and passed by yeas and nays as follows:

Affirmative – 120 Negative – 14 (See Roll Call No. 629)

The Bill was then sent to the Senate.

House Bill 759 – Calvert County Delegation

AN ACT concerning

Calvert County – Deer Hunting – Sundays

Delegate Holmes moved to make the Bill a Special Order for the end of Third Reading calendar.

The motion was adopted.

House Bill 856 – Delegates Nathan–Pulliam, Tarrant, Bohanan, Burns, Cane, Carr, Costa, Cullison, Frush, Griffith, Gutierrez, Hammen, Hubbard, Kach, A. Kelly, Morhaim, Oaks, Pena–Melnik, Reznik, and V. Turner

AN ACT concerning

~~**Task Force on Community Health Workers**~~
Workgroup on Workforce Development for Community Health Workers

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 630)

The Bill was then sent to the Senate.

House Bill 874 – Delegates Pena–Melnik, Busch, Costa, Hammen, Hubbard, Nathan–Pulliam, Tarrant, and V. Turner

AN ACT concerning

County Health Officers – Authority of County Governing Body and Secretary of Health and Mental Hygiene

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 631)

The Bill was then sent to the Senate.

House Bill 912 – Delegates Smigiel, Carr, Rosenberg, and Waldstreicher

AN ACT concerning

Courts – Electronic Communications – Privacy

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 632)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #54**House Bill 1118 – Delegates Clagett, Barve, Beidle, DeBoy, Frick, Olszewski, and Walker**

AN ACT concerning

Economic Development – Office of the Business Ombudsman – Establishment

Read the third time and passed by yeas and nays as follows:

Affirmative – 111 Negative – 23 (See Roll Call No. 633)

The Bill was then sent to the Senate.

House Bill 1205 – Frederick County Delegation

AN ACT concerning

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 634)

The Bill was then sent to the Senate.

**House Bill 1388 – ~~Delegate Pena-Melnyk~~ Delegates Pena-Melnyk, Cardin,
Howard, Ivey, Kaiser, A. Miller, Stukes, Summers, and F. Turner**

AN ACT concerning

**State Department of Education – Assessment Report for Broadband
Capabilities in Public Schools**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 635)

The Bill was then sent to the Senate.

House Bill 1436 – Calvert County Delegation

AN ACT concerning

**Calvert County – Salaries of County Officials and County Commissioner
Retirement Plan Participation**

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 636)

The Bill was then sent to the Senate.

House Bill 1491 – Delegates Oaks, Carter, and Rosenberg

AN ACT concerning

**Transportation – Citizens’ Advisory Council for the Baltimore Corridor
Transit Study – Red Line**

Read the third time and passed by yeas and nays as follows:

Affirmative – 118 Negative – 17 (See Roll Call No. 637)

The Bill was then sent to the Senate.

House Bill 1493 – Allegany County Delegation

AN ACT concerning

Allegany County – Deputy Sheriffs – Meals on Duty

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 638)

The Bill was then sent to the Senate.

House Bill 1533 – Delegate Dumais

AN ACT concerning

Commission on Child Custody Decision Making – Extension

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 639)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #55

House Bill 14 – Chair, Health and Government Operations Committee (By Request – Departmental – General Services) (By Request – Departmental – Minority Affairs, Office of)

AN ACT concerning

**Small Business Reserve Program – Procurements by Designated
Procurement Units**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 640)

The Bill was then sent to the Senate.

House Bill 217 – Washington County Delegation

AN ACT concerning

Maryland Income Tax Refund – Washington County – Warrants

Read the third time and passed by yeas and nays as follows:

Affirmative – 127 Negative – 8 (See Roll Call No. 641)

The Bill was then sent to the Senate.

**House Bill 378 – Delegates Otto, Cane, Conway, Eckardt, Haddaway–Riccio,
Jacobs, Malone, McDermott, Weir, and Wood**

AN ACT concerning

**Somerset County – Service Award Program for Emergency Medical Services
and Fire and Rescue Personnel**

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 642)

The Bill was then sent to the Senate.

House Bill 592 – Delegates Morhaim ~~and Hammen~~, Hammen, Kach, Pena-Melnyk, and Oaks

AN ACT concerning

Mental Health – Approval by Clinical Review Panel of Administration of Medication – Standard

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 1 (See Roll Call No. 643)

The Bill was then sent to the Senate.

House Bill 593 – Delegates Krebs, Costa, Cullison, Elliott, Frank, Kach, A. Kelly, Kipke, Nathan-Pulliam, Oaks, Pena-Melnyk, Ready, Reznik, Tarrant, and V. Turner

AN ACT concerning

Morticians and Funeral Directors – Pre-Need Contracts

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 644)

The Bill was then sent to the Senate.

House Bill 658 – Delegates Carter, Glass, Hough, Parrott, ~~and Smigiel~~ Smigiel, 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

~~**Public Information Act – State Public Information Act Compliance Board – Establishment**~~

Joint Committee on Transparency and Open Government – Study on Appeals Under the Maryland Public Information Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 645)

The Bill was then sent to the Senate.

House Bill 761 – ~~Delegate Hammen~~ Delegates Hammen, Holmes, Bromwell, Costa, Cullison, Donoghue, Elliott, Hubbard, Kach, A. Kelly, Kipke, Krebs, McDonough, Morhaim, Murphy, Nathan-Pulliam, Oaks, Pena-Melnyk, Pendergrass, Ready, Reznik, and V. Turner

AN ACT concerning

Health Insurance – Specialty Drugs

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 646)

The Bill was then sent to the Senate.

House Bill 796 – Delegates V. Turner, Barnes, Healey, Hubbard, Ivey, Murphy, Summers, Swain, Valderrama, and A. Washington

AN ACT concerning

Procurement – Debarment – Violations of Law

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 647)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #56

House Bill 955 – Delegates Dumais, Clippinger, Fraser-Hidalgo, Lee, Simmons, Valderrama, and Waldstreicher

AN ACT concerning

Crimes – Use of Personal Identifying Information or the Identity of Another – Sexual Crimes

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 648)

The Bill was then sent to the Senate.

House Bill 1042 – Delegates Anderson, Cullison, and Pena-Melnyk

AN ACT concerning

**State Board of Morticians and Funeral Directors – Funeral Establishments
Owned by a Single Owner – Pre-Need Trustee Licenses and Public
Notification of Death**

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 649)

The Bill was then sent to the Senate.

House Bill 1093 – Howard County Delegation

AN ACT concerning

**Howard County Board of Education – Members – Salary Increase
Ho. Co. 2-14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 2 (See Roll Call No. 650)

The Bill was then sent to the Senate.

**House Bill 1233 – Delegates Bromwell, Cullison, Frank, Hubbard, Kach,
Kipke, Morhaim, Nathan-Pulliam, Oaks, Reznik, Szeliga, Tarrant, ~~and~~
~~V. Turner~~ V. Turner, Costa, Donoghue, Elliott, Hammen, Krebs,
McDonough, Murphy, Pena-Melnyk, Pendergrass, and Ready**

AN ACT concerning

Health Insurance – Step Therapy or Fail-First Protocol

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 651)

The Bill was then sent to the Senate.

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

AN ACT concerning

Food Processing Plants – License Fees – Civic and Nonprofit Organizations

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 652)

The Bill was then sent to the Senate.

House Bill 1430 – Delegate Hubbard

AN ACT concerning

**Health – State Children’s Environmental Health and Protection Advisory
Council – Composition**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 653)

The Bill was then sent to the Senate.

House Bill 1431 – Delegate Hubbard

AN ACT concerning

Maryland Community Health Resources Commission – Sunset Extension

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 654)

The Bill was then sent to the Senate.

House Bill 1552 – Wicomico County Delegation

AN ACT concerning

Wicomico County – Orphans’ Court Judges – Salaries

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 655)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #57

House Bill 920 – Delegates McIntosh, Clippinger, Anderson, Branch, Carter, Glenn, Hammen, Harper, Haynes, McHale, Mitchell, Oaks, B. Robinson, Rosenberg, Stukes, Tarrant, ~~and M. Washington~~ M. Washington, and Cardin

AN ACT concerning

Baltimore City Residential Retention Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 656)

The Bill was then sent to the Senate.

House Bill 959 – Delegates A. Kelly, Costa, Cullison, Donoghue, Hubbard, Kach, Kipke, Love, Morhaim, Nathan–Pulliam, Pena–Melnik, and V. Turner

AN ACT concerning

State Board of Physicians – Qualifications for Licensure and Definitions

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 657)

The Bill was then sent to the Senate.

House Bill 963 – Delegates A. Kelly, Barve, Carr, Clippinger, Costa, Cullison, Donoghue, Dumais, Fraser–Hidalgo, Gilchrist, Gutierrez, Lee, Luedtke, A. Miller, Pena–Melnik, Reznik, S. Robinson, Waldstreicher, A. Washington, ~~and M. Washington~~ M. Washington, Bromwell, Elliott, Hammen, Hubbard, Kach, Kipke, Krebs, McDonough, Morhaim, Murphy, Nathan–Pulliam, Oaks, Pendergrass, Ready, Tarrant, and V. Turner

AN ACT concerning

Hospitals – ~~Requirements~~ Protocol for Sexual Assault Medical Forensic Examinations and ~~Reporting~~ Planning Committee

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 658)

The Bill was then sent to the Senate.

House Bill 1017 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Board of Education – Elected Member Vacancy –
Approval of Appointment
PG 422–14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 659)

The Bill was then sent to the Senate.

**House Bill 1025 – Delegates Hixson, Gutierrez, Guzzone, Haynes, Jones,
Proctor, B. Robinson, Sophocleus, Swain, M. Washington, and Zucker**

AN ACT concerning

**State Personnel – Contractual Employees – ~~Preferences~~ Filling of Vacant
Positions**

Read the third time and passed by yeas and nays as follows:

Affirmative – 102 Negative – 32 (See Roll Call No. 660)

The Bill was then sent to the Senate.

**House Bill 1026 – Delegates A. Kelly, Hucker, Barkley, Barnes, Bobo,
Braveboy, Clippinger, Cullison, Frick, Glenn, Gutierrez, Haynes,
Impallaria, Kramer, Love, McHale, A. Miller, Mitchell, Oaks, Olszewski,
Pena-Melnyk, Pendergrass, Reznik, S. Robinson, Valderrama, Vaughn,
and A. Washington**

AN ACT concerning

**Labor and Employment – Unpaid Parental Leave – Birth or Adoption of a
Child**

Read the third time and passed by yeas and nays as follows:

Affirmative – 98 Negative – 36 (See Roll Call No. 661)

The Bill was then sent to the Senate.

House Bill 1033 – Queen Anne’s County Delegation

AN ACT concerning

Queen Anne’s County Board of Education – Filling a Vacancy in Membership

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 662)

The Bill was then sent to the Senate.

House Bill 1035 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County Juvenile Court and School Safety Workgroup –
~~Continuation, Membership, Membership~~ and Duties
PG 305–14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 663)

The Bill was then sent to the Senate.

**House Bill 1075 – Prince George’s County Delegation and Montgomery
County Delegation**

AN ACT concerning

**~~Public Utilities~~ Washington Suburban Sanitary Commission – System
Development Charge – Definitions
PG/MC 106–14**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 664)

The Bill was then sent to the Senate.

**House Bill 1088 – ~~Delegate Morhaim~~ Delegates Morhaim, Bromwell, Costa,
Cullison, Donoghue, Elliott, Hammen, Hubbard, Kach, A. Kelly, Kipke,**

Krebs, McDonough, Murphy, Nathan-Pulliam, Pena-Melnyk,
Pendergrass, Ready, Reznik, Tarrant, and V. Turner

AN ACT concerning

~~Health Occupations – Ophthalmologists Who Store and Administer Drugs –~~
~~Exclusion From Maryland Pharmacy Act~~ Compound Drugs – Provision to
Ophthalmologists for Office Use

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 665)

The Bill was then sent to the Senate.

**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

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 666)

The Bill was then sent to the Senate.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 1140 – Delegate Luedtke

AN ACT concerning

Local Gaming – Charitable Casino Events

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS
AMENDED ADOPTED. FLOOR AMENDMENT BY DEL. LUEDTKE ADOPTED.
FLOOR AMENDMENT BY DEL. O'DONNELL ADOPTED.

Delegate Luedtke moved the Bill be recommitted.

The motion was adopted.

House Bill 907 – Delegates Olszewski, Barkley, Bohanan, DeBoy, Elliott, Guzzone, Kach, Kaiser, Krebs, Lafferty, Luedtke, McComas, McMillan, Mitchell, Morhaim, Murphy, Schulz, Simmons, Sophocleus, Stocksdales, and Wilson

AN ACT concerning

Video Lottery Facility Payouts – Intercepts for Child Support Payments

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED. FLOOR AMENDMENT BY DEL. DUMAIS ADOPTED.

Read the second time and ordered prepared for Third Reading.

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #52

House Bill 158 – Carroll County Delegation

AN ACT concerning

Carroll County – Gaming

Delegate Luedtke moved the Bill be recommitted.

The motion was adopted.

House Bill 329 – Frederick County Delegation

AN ACT concerning

Frederick County – Gaming Permits

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 667)

The Bill was then sent to the Senate.

House Bill 367 – Worcester County Delegation

AN ACT concerning

Worcester County – Bingo Board – Repeal

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 668)

The Bill was then sent to the Senate.

House Bill 1092 – Howard County Delegation

AN ACT concerning

**Howard County – Casino Events – Authorized
Ho. Co. 03–14**

Delegate Luedtke moved the Bill be recommitted.

The motion was adopted.

House Bill 1231 – Delegate Stukes

AN ACT concerning

Baltimore City – Charitable Gaming Events – Nonprofit Organizations

Delegate Luedtke moved the Bill be recommitted.

The motion was adopted.

House Bill 1385 – Washington County Delegation

AN ACT concerning

Washington County Gaming Commission – Membership – Conflict of Interest

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 669)

The Bill was then sent to the Senate.

House Bill 1124 – Delegates Luedtke, Barkley, Barnes, Bobo, Cardin, Carr, DeBoy, Frush, Gilchrist, Gutierrez, Guzzone, Haddaway-Riccio, Healey, Hixson, Hucker, 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~~ or Wild Animals

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 670)

The Bill was then sent to the Senate.

House Bill 1127 – ~~Delegate Tarrant~~ Delegates Tarrant, Bromwell, Costa, Cullison, Donoghue, Elliott, Hammen, Hubbard, Kach, A. Kelly, Kipke, McDonough, Morhaim, Murphy, Nathan-Pulliam, Pena-Melnyk, Pendergrass, Reznik, and V. Turner

AN ACT concerning

Health Insurance – Incentives for Health Care Practitioners

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 671)

The Bill was then sent to the Senate.

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

AN ACT concerning

**Criminal Procedure – Electronic Device Location Information – ~~Warrant~~
Order**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 672)

The Bill was then sent to the Senate.

House Bill 1164 – Delegates Luedtke, Barkley, Barnes, Cullison, Fraser-Hidalgo, Harper, Haynes, Hixson, Kaiser, Lafferty, Lee,

Morhaim, Oaks, Olszewski, S. Robinson, ~~and Zucker~~ Zucker, A. Miller, Walker, and A. Washington

EMERGENCY BILL

AN ACT concerning

~~Common Core State~~ Maryland College and Career-Ready Standards and Partnership for Assessment of Readiness for College and Careers (PARCC) Implementation Review Workgroup

Read the third time and passed by yeas and nays as follows:

Affirmative – 127 Negative – 8 (See Roll Call No. 673)

The Bill was then sent to the Senate.

House Bill 1168 – Southern Maryland Delegation

AN ACT concerning

Electricity – Certificate – Wind Turbines – Limitation

Read the third time and passed by yeas and nays as follows:

Affirmative – 112 Negative – 22 (See Roll Call No. 674)

The Bill was then sent to the Senate.

House Bill 1170 – ~~Delegate James~~ Harford County Delegation

AN ACT concerning

Harford County – Alcoholic Beverages – Residency Requirements

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 675)

The Bill was then sent to the Senate.

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-Melnyk, Proctor, B. Robinson, Stukes, Summers, Swain, Tarrant, F. Turner, V. Turner, Valderrama, Valentino-Smith, Vaughn, Waldstreicher, Walker,

A. Washington, ~~and M. Washington~~ M. Washington, Bohanan, Jones, Griffith, Stocksdales, Zucker, and Eckardt

AN ACT concerning

**Historically Black Colleges and Universities – ~~Parity and Investment~~
Evaluation**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 676)

The Bill was then sent to the Senate.

House Bill 1258 – ~~Delegate Pendergrass~~ Delegates Pendergrass and Donoghue

AN ACT concerning

**Health Occupations – Maryland Environmental Health Specialists Act –
Revisions**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 677)

The Bill was then sent to the Senate.

House Bill 1314 – Delegate Hucker

AN ACT concerning

**Maryland Wage Payment and Collection Law – Awards of Certain Fees and
Costs and Prohibition Against Retaliation**

Read the third time and passed by yeas and nays as follows:

Affirmative – 98 Negative – 36 (See Roll Call No. 678)

The Bill was then sent to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 92 Negative – 44 (See Roll Call No. 679)

The Bill was then sent to the Senate.

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)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 680)

The Bill was then sent to the Senate.

**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

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 681)

The Bill was then sent to the Senate.

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS
REPORT #10**

Delegate Hammen, Chair, for the Committee on Health and Government Operations
reported favorably with amendments:

House Bill 693 – Delegate Bromwell

EMERGENCY BILL

AN ACT concerning

Health Insurance – Essential Health Benefits – Pediatric Dental Benefits

HB0693/226784/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 693

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Bromwell” and substitute “Delegates Bromwell, Costa, Cullison, Donoghue, Hammen, Hubbard, Kach, A. Kelly, Kipke, Morhaim, Murphy, Nathan–Pulliam, Pena–Melnik, Pendergrass, Reznik, Tarrant, and V. Turner”; in line 3, after “of” insert “requiring the Maryland Health Benefit Exchange to certify stand-alone dental plans for sale outside the Exchange; requiring a stand-alone dental plan to be reviewed and approved by the Maryland Insurance Administration as meeting certain requirements to be certified for sale outside the Exchange; providing for a certain exception to the authority of the Exchange to take certain actions relating to certification of certain plans; authorizing the Exchange to deny, suspend, or revoke the certification of a stand-alone dental plan for sale outside the Exchange under certain circumstances;”; in line 4, strike “Maryland Health Benefit”; in line 6, after “circumstances;” insert “repealing a requirement that the Exchange and the Maryland Insurance Administration conduct a certain study and report the findings and recommendations to the Governor and the General Assembly; defining certain terms;”; in line 11, after “Section” insert “31–115(a) and (k)(1) and”; in line 16, after “Section” insert “31–115(l) and”; and after line 18, insert:

“BY repealing

Chapter 159 of the Acts of the General Assembly of 2013
Section 8”.

AMENDMENT NO. 2

On page 1, after line 21, insert:

“31–115.

(a) The Exchange shall certify:

- (1) health benefit plans as qualified health plans;
 - (2) dental plans as qualified dental plans, which may be offered by carriers as:
 - (i) stand-alone dental plans; or
 - (ii) dental plans sold in conjunction with or as an endorsement to qualified health plans; [and]
 - (3) vision plans as qualified vision plans, which may be offered by carriers as:
 - (i) stand-alone vision plans; or
 - (ii) vision plans sold in conjunction with or as an endorsement to qualified health plans; AND
 - (4) **STAND-ALONE DENTAL PLANS FOR SALE OUTSIDE THE EXCHANGE.**
- (k) (1) Subject to the contested case hearing provisions of Title 10, Subtitle 2 of the State Government Article, and subsection (f) of this section, AND EXCEPT AS PROVIDED IN SUBSECTION (L)(2) OF THIS SECTION, the Exchange may deny certification to a health benefit plan, a dental plan, or a vision plan, or suspend or revoke the certification of a qualified plan, based on a finding that the health benefit plan, dental plan, vision plan, or qualified plan does not satisfy requirements or has otherwise violated standards for certification that are:
- (i) established under the regulations and interim policies adopted by the Exchange to carry out this title; and
 - (ii) not otherwise under the regulatory and enforcement authority of the Commissioner.

(L) (1) TO BE CERTIFIED FOR SALE OUTSIDE THE EXCHANGE, A STAND-ALONE DENTAL PLAN SHALL BE REVIEWED AND APPROVED BY THE ADMINISTRATION AS MEETING APPROPRIATE REQUIREMENTS, INCLUDING:

(I) COVERING THE STATE BENCHMARK PEDIATRIC DENTAL ESSENTIAL HEALTH BENEFITS;

(II) COMPLYING WITH ANNUAL LIMITS AND LIFETIME LIMITS APPLICABLE TO ESSENTIAL HEALTH BENEFITS;

(III) COMPLYING WITH ANNUAL LIMITS ON COST SHARING APPLICABLE TO STAND-ALONE DENTAL PLANS UNDER 45 C.F.R. § 156.150; AND

(IV) MEETING THE SAME ACTUARIAL VALUE REQUIREMENT FOR THE PEDIATRIC DENTAL ESSENTIAL HEALTH BENEFITS THAT IS REQUIRED FOR A QUALIFIED DENTAL PLAN.

(2) SUBJECT TO THE CONTESTED CASE HEARING PROVISIONS OF TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE, THE EXCHANGE MAY DENY, SUSPEND, OR REVOKE THE CERTIFICATION OF A STAND-ALONE DENTAL PLAN FOR SALE OUTSIDE THE EXCHANGE IF THE STAND-ALONE DENTAL PLAN DOES NOT SATISFY THE REQUIREMENTS OF PARAGRAPH (1) OF THIS SUBSECTION.”.

AMENDMENT NO. 3

On page 2, in line 11, after “(F)” insert “(1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(II) “EXCHANGE CERTIFIED STAND-ALONE DENTAL PLAN” MEANS A STAND-ALONE DENTAL PLAN THAT HAS BEEN CERTIFIED BY THE EXCHANGE FOR SALE OUTSIDE THE EXCHANGE UNDER § 31-115 OF THIS TITLE.

(III) “PURCHASER” MEANS:

1. WITH RESPECT TO AN INDIVIDUAL HEALTH BENEFIT PLAN, THE INDIVIDUAL APPLYING FOR COVERAGE; AND

2. WITH RESPECT TO A SMALL GROUP HEALTH BENEFIT PLAN, THE EMPLOYER APPLYING FOR COVERAGE.

(2);

in lines 13, 18, and 20, in each instance, strike “ESSENTIAL”; in the same lines, in each instance, after “DENTAL” insert “ESSENTIAL HEALTH”; in lines 15 and 19, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; in line 21, strike “A QUALIFIED” and substitute “AN EXCHANGE CERTIFIED STAND-ALONE”; after line 21, insert:

“(3) A CARRIER SHALL:

(I) DISCLOSE TO A POTENTIAL PURCHASER, FOR THOSE HEALTH BENEFIT PLANS SOLD OUTSIDE THE EXCHANGE THAT DO NOT PROVIDE THE PEDIATRIC DENTAL ESSENTIAL HEALTH BENEFITS, THAT THE PLAN DOES NOT INCLUDE THE PEDIATRIC DENTAL ESSENTIAL HEALTH BENEFITS; AND

(II) FOR THOSE HEALTH BENEFIT PLANS SOLD OUTSIDE THE EXCHANGE THAT DO NOT PROVIDE THE PEDIATRIC DENTAL ESSENTIAL HEALTH BENEFITS, INCLUDE ON ITS APPLICATION COMPLETED BY A PURCHASER THE FOLLOWING:

“HAVE YOU OBTAINED STAND-ALONE DENTAL COVERAGE THAT PROVIDES PEDIATRIC DENTAL ESSENTIAL HEALTH BENEFITS THROUGH A MARYLAND HEALTH BENEFIT EXCHANGE CERTIFIED STAND-ALONE DENTAL PLAN OFFERED OUTSIDE THE MARYLAND HEALTH BENEFIT EXCHANGE?

YES_____

No_____

IF YOU ANSWERED “YES”, PLEASE PROVIDE THE NAME OF THE COMPANY ISSUING THE STAND-ALONE DENTAL COVERAGE.

IF YOU ANSWERED “No”, YOU WILL BE ISSUED A HEALTH BENEFIT PLAN THAT INCLUDES THE PEDIATRIC DENTAL ESSENTIAL HEALTH BENEFITS.”

(4) THE ADMINISTRATION SHALL PLACE ON ITS WEB SITE A LIST OF THE EXCHANGE CERTIFIED STAND-ALONE DENTAL PLANS IN THE STATE.

Chapter 159 of the Acts of 2013

[SECTION 8. AND BE IT FURTHER ENACTED, That:

(a) The Maryland Health Benefit Exchange and the Maryland Insurance Administration shall:

(1) conduct a study of the impact of federal regulations governing the manner in which pediatric dental benefits must be offered and purchased inside and outside the Maryland Health Benefit Exchange, including:

(i) their effect on the affordability and accessibility of pediatric dental benefits; and

(ii) their effect on children's access to dental care; and

(2) assess the options that may be available to the State to address any adverse consequences of the manner in which pediatric dental benefits must be offered and purchased under the federal regulations.

(b) On or before December 1, 2014, the Maryland Health Benefit Exchange and the Maryland Insurance Administration shall report to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly on the findings of the study and any recommendations for further legislative action.].

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 1031 – Delegates Anderson, Cullison, and Pena–Melnik

AN ACT concerning

**State Board of Morticians and Funeral Directors – Funeral Establishments –
Unannounced Inspections**

HB1031/236289/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1031

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 6 down through “establishments;” in line 10 and substitute “authorizing certain staff members of the State Board of Morticians and Funeral Directors to call certain supervising morticians and request certain access to certain areas of a funeral establishment under certain circumstances; requiring certain supervising morticians to immediately provide certain staff members with the location of the key or access code to certain areas of a funeral establishment; providing that certain employees are not required to accompany certain staff while the staff conducts certain inspections; requiring certain inspections to be conducted during certain hours; providing for the application of certain provisions of this Act;”; and in line 11, after “licensees” insert “or supervising morticians”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 8 through 14, inclusive, and substitute:

“(C) (1) THIS SUBSECTION APPLIES TO INSPECTIONS CONDUCTED:

(I) IN RESPONSE TO VALID INFORMATION PROVIDED TO THE BOARD RESULTING IN A COMPLAINT BEING OPENED BY THE BOARD CONCERNING THE PREPARATION OR BODY STORAGE AREAS OF A LICENSED FUNERAL ESTABLISHMENT; OR

(II) OF A FUNERAL ESTABLISHMENT THAT THE BOARD HAS PLACED ON PROBATIONARY STATUS IN ACCORDANCE WITH § 7-316(B) OF THIS TITLE.

(2) A TRAINED STAFF MEMBER OF THE BOARD WHO IS QUALIFIED TO DO INSPECTIONS MAY CALL THE SUPERVISING MORTICIAN OF A LICENSED FUNERAL ESTABLISHMENT, AS DESIGNATED UNDER § 7-310(E) OF THIS TITLE, AND REQUEST IMMEDIATE ACCESS TO THE PREPARATION AND BODY STORAGE AREAS OF THE FUNERAL ESTABLISHMENT.

(3) IF A REQUEST IS MADE UNDER PARAGRAPH (2) OF THIS SUBSECTION, THE SUPERVISING MORTICIAN IMMEDIATELY SHALL PROVIDE THE STAFF MEMBER OF THE BOARD WITH THE LOCATION OF THE KEY OR ACCESS CODE TO THE PREPARATION OR BODY STORAGE AREAS OF THE FUNERAL ESTABLISHMENT.

(4) AN EMPLOYEE OF A LICENSED FUNERAL ESTABLISHMENT IS NOT REQUIRED TO ACCOMPANY A STAFF MEMBER OF THE BOARD WHILE THE STAFF MEMBER CONDUCTS AN INSPECTION OF A PREPARATION OR BODY STORAGE AREA IN ACCORDANCE WITH THIS SUBSECTION.”.

AMENDMENT NO. 3

On page 2, after line 14, insert:

“(D) AN UNANNOUNCED INSPECTION OF A LICENSED FUNERAL ESTABLISHMENT SHALL BE CONDUCTED DURING THE HOURS THAT THE BUSINESS OF MORTUARY SCIENCE IS BEING CONDUCTED AT THE LICENSED FUNERAL ESTABLISHMENT.”;

in line 15, strike “(D)” and substitute “(E)”; and strike beginning with “A” in line 19 down through “TITLE” in line 21 and substitute “THE SUPERVISING MORTICIAN FOR THE LICENSED FUNERAL ESTABLISHMENT, AS DESIGNATED UNDER § 7-310(E) OF THIS TITLE”.

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 and Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

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–Melnyk, 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

HB1349/646387/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1349

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and M. Washington” and substitute “M. Washington, Hammen, Pendergrass, Cullison, A. Kelly, Reznik, and Tarrant”; in lines 4 and 5 strike “racial minority” and substitute “certain”; in line 5, after “communities” insert “and individuals”; strike beginning with “requiring” in line 5 down through “circumstances;” in line 8; and in line 10, after “qualifications;” insert “requiring the Department to report to certain committees of the General Assembly on or before a certain date; providing for the termination of certain provisions of this Act;”.

On pages 1 and 2, strike in their entirety the lines beginning with line 21 on page 1 through line 2 on page 2, inclusive.

AMENDMENT NO. 2

On page 2, in line 24, strike “MINORITY” and substitute “AND ETHNIC”; in the same line, after “COMMUNITIES” insert “OR OTHER INDIVIDUALS THAT ARE UNDERREPRESENTED IN THE DEPARTMENT WORKFORCE”; and in line 26, strike “A RACIAL MINORITY POPULATION” and substitute “THE UNDERREPRESENTED COMMUNITIES AND INDIVIDUALS”.

AMENDMENT NO. 3

On pages 2 through 7, strike in their entirety the lines beginning with line 27 on page 2 through line 27 on page 7, inclusive.

On page 8, in line 12, strike “A TRAINED DIVERSITY PROFESSIONAL” and substitute “AN EXPERT IN DIVERSITY ISSUES AND EQUAL EMPLOYMENT LAW, PROCEDURES, AND PRACTICES”; and strike beginning with “GOVERNOR” in line 13 down through “PRACTICES” in line 14 and substitute “SECRETARY OF STATE POLICE”.

AMENDMENT NO. 4

On page 9, after line 8, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That on or before December 1 each year, the Department of State Police shall report to the Joint Committee on Fair Practices and State Personnel Oversight, the Senate Finance Committee, the House Appropriations Committee, and the House Health and Government Operations Committee, in accordance with § 2–1246 of the State Government Article, on initiatives the Department has employed to improve diversity in recruitment and the outcome of those initiatives.”;

in line 9, strike “2.” and substitute “3.”; and in line 10, after “2014.” insert “Section 2 of this Act shall remain effective for a period of 3 years and, at the end of September 30, 2017, with no further action required by the General Assembly, Section 2 of this Act shall be abrogated and of no further force and effect.”.

The preceding 4 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 134 Members present.

(See Roll Call No. 682)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #59**House Bill 33 – Delegate Smigiel**

AN ACT concerning

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 683)

The Bill was then sent to the Senate.

House Bill 83 – Delegate Simmons

AN ACT concerning

Maryland Trust Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 684)

The Bill was then sent to the Senate.

**House Bill 157 – Delegates Krebs, Bates, Elliott, W. Miller, Ready, and
Stocksdale**

AN ACT concerning

~~**Open Meetings Act – Advance Notice of Meeting – Agenda**~~
**Joint Committee on Transparency and Open Government – Study on
Requiring Public Bodies to Provide Agendas Under the Open Meetings Act**

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 685)

The Bill was then sent to the Senate.

**House Bill 881 – Delegates Glenn, Morhaim, Anderson, Arora, Barve, Bobo,
Boteler, Branch, Braveboy, Cane, Cardin, Carr, Carter, Clagett,
Cullison, Donoghue, Dumais, Dwyer, Elliott, Frank, Fraser-Hidalgo,
Glass, ~~Glenn~~, Guzzone, Haynes, Hixson, Hogan, Hubbard, Hucker, Ivey,
Kach, A. Kelly, Lafferty, McIntosh, McMillan, A. Miller, Minnick,**

Mizeur, Murphy, Niemann, Oaks, Ready, Reznik, B. Robinson, S. Robinson, Smigiel, Stein, Swain, Tarrant, F. Turner, V. Turner, Valderrama, Waldstreicher, M. Washington, Weir, ~~and Zucker~~ Zucker, Hammen, Pendergrass, Bromwell, Costa, Kipke, Nathan-Pulliam, Pena-Melnyk, Barnes, Beidle, DeBoy, Frush, Gilchrist, Gutierrez, Harper, Howard, Kaiser, Kramer, McConkey, Mitchell, Simmons, Stukes, Summers, Vaughn, A. Washington, and Wilson

AN ACT concerning

Medical Marijuana – Natalie M. LaPrade Medical Marijuana Commission

Read the third time and passed by yeas and nays as follows:

Affirmative – 126 Negative – 10 (See Roll Call No. 686)

The Bill was then sent to the Senate.

House Bill 918 – ~~Delegate Costa~~ Delegates Costa, Clippinger, and M. Washington

AN ACT concerning

Business Regulation – Automated Purchasing Machines – Licensing of Buyers and Required Records

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 687)

The Bill was then sent to the Senate.

House Bill 1415 – ~~Montgomery County Delegation~~ Delegates Kaiser, Carr, Cullison, Fraser-Hidalgo, Frick, Luedtke, Ivey, Cardin, and Mizeur

CONSTITUTIONAL AMENDMENT

AN ACT concerning

Chief Executive Officer or County Executive – Special Election to Fill a Vacancy in Office
~~MC 23-14~~

Read the third time and passed by yeas and nays as follows:

Affirmative – 115 Negative – 21 (See Roll Call No. 688)

The Bill was then sent to the Senate.

**House Bill 1417 – Chair, Economic Matters Committee (By Request –
Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

Unemployment Insurance – Work Sharing

Read the third time and passed by yeas and nays as follows:

Affirmative – 101 Negative – 35 (See Roll Call No. 689)

The Bill was then sent to the Senate.

House Bill 1442 – Delegate Oaks

AN ACT concerning

Maryland Transit Administration – Free Ridership for State Employees

Read the third time and passed by yeas and nays as follows:

Affirmative – 92 Negative – 42 (See Roll Call No. 690)

The Bill was then sent to the Senate.

**House Bill 1453 – ~~Delegates Jones, Burns, DeBoy, and Nathan Pulliam~~
Baltimore County Delegation and Delegate Cardin**

AN ACT concerning

**~~Education – Baltimore County School Board Nominating Commission~~
Baltimore County – Board of Education – Selection of Members**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 691)

The Bill was then sent to the Senate.

**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

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 692)

The Bill was then sent to the Senate.

House Bill 1542 – Delegates O'Donnell, Hubbard, ~~and Hammen~~ Hammen, Pendergrass, Bromwell, Costa, Cullison, Donoghue, Elliott, Kach, A. Kelly, Kipke, Krebs, McDonough, Morhaim, Murphy, Nathan-Pulliam, Pena-Melnyk, Ready, Reznik, Tarrant, and V. Turner

AN ACT concerning

**Department of Health and Mental Hygiene – Newborn Screening Program
Fund – Establishment**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 693)

The Bill was then sent to the Senate.

House Bill 1545 – Delegates Conway, M. Washington, and DeBoy

AN ACT concerning

**University of Maryland Medical System Corporation – Governance – Medical
Center Employees**

Read the third time and passed by yeas and nays as follows:

Affirmative – 96 Negative – 38 (See Roll Call No. 694)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #60

House Bill 274 – Delegates Lafferty, Bobo, Carr, Clippinger, Conaway, Frush, Healey, Luedtke, McIntosh, Niemann, S. Robinson, Rosenberg, Stein, Valderrama, Waldstreicher, M. Washington, Wilson, and Zucker

AN ACT concerning

**~~Civil Actions~~ Foreclosure Sales of Residential Property – Statute of
Limitations for Certain Specialties and Motion for Certain Deficiency
Judgments**

Read the third time and passed by yeas and nays as follows:

Affirmative – 104 Negative – 31 (See Roll Call No. 695)

The Bill was then sent to the Senate.

**House Bill 297 – The Speaker (By Request – Administration) and Delegates
Rosenberg, Hixson, Kaiser, Barkley, Busch, Guzzone, Hammen,
Howard, Hucker, Lafferty, Luedtke, Nathan–Pulliam, Olszewski,
Pena–Melnik, Pendergrass, Reznik, Swain, Tarrant, V. Turner, ~~and~~
~~A. Washington~~ A. Washington, and Carr**

AN ACT concerning

Prekindergarten Expansion Act of 2014

Read the third time and passed by yeas and nays as follows:

Affirmative – 103 Negative – 33 (See Roll Call No. 696)

The Bill was then sent to the Senate.

**House Bill 298 – The Speaker (By Request – Administration) and Delegates
Costa, Cullison, Frick, Gaines, Glenn, Hammen, Hucker, Kaiser,
A. Kelly, Luedtke, Oaks, Pena–Melnik, Reznik, and F. Turner**

AN ACT concerning

**Health Services Cost Review Commission – Powers and Duties, Regulation of
Facilities, and Maryland All–Payer Model Contract**

Delegate Minnick moved the previous question.

The motion was adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 95 Negative – 43 (See Roll Call No. 697)

The Bill was then sent to the Senate.

**House Bill 349 – Delegates Vitale, Bates, Beidle, Eckardt, Elliott, Frank,
Frush, George, Krebs, Love, McConkey, McMillan, Norman,**

Pena–Melnyk, Schuh, Sophocleus, ~~and Stocksdale~~ Stocksdale, and Smigiel

AN ACT concerning

Education – ~~Maintenance of Effort – Lease Payment Exclusion~~ Study of Alternative Financing Methods for the Purpose of School Construction

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 698)

The Bill was then sent to the Senate.

House Bill 402 – Delegates Oaks, Krebs, Barkley, Carter, Cullison, Donoghue, Eckardt, Frank, Gutierrez, Howard, Hubbard, Ivey, A. Kelly, Kipke, McDonough, McIntosh, Mizeur, Murphy, Nathan–Pulliam, Pena–Melnyk, Ready, B. Robinson, Rosenberg, V. Turner, ~~and M. Washington~~ M. Washington, Tarrant, Kach, and Pendergrass

AN ACT concerning

Health Occupations – State Board of Physicians – Naturopathic ~~Medicine~~ Doctors

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 699)

The Bill was then sent to the Senate.

House Bill 549 – Delegates Stukes, Anderson, Arora, Clippinger, Conaway, Harper, Ivey, Mitchell, Oaks, B. Robinson, Rosenberg, Simmons, Summers, and Tarrant

AN ACT concerning

General Provisions – Commemorative Days – Juneteenth National Freedom Day

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 700)

The Bill was then sent to the Senate.

House Bill 579 – Delegates Kramer, Barkley, Fraser-Hidalgo, A. Miller, Simmons, and Valderrama

AN ACT concerning

Commissioner of Labor and Industry – Authority – Enforcement of Local Minimum Wage Laws

Read the third time and passed by yeas and nays as follows:

Affirmative – 94 Negative – 43 (See Roll Call No. 701)

The Bill was then sent to the Senate.

House Bill 701 – Delegates Lee, Beidle, Bobo, Cardin, Carr, Cullison, DeBoy, Dumais, Dwyer, Frush, Gutierrez, Guzzone, Haddaway-Riccio, Healey, Howard, Jameson, Jones, A. Kelly, Lafferty, McComas, McDonough, A. Miller, Morhaim, Ready, S. Robinson, Rosenberg, Sophocleus, Stocksdale, F. Turner, Valderrama, and A. Washington

AN ACT concerning

Criminal Law – Child Kidnapping and Prostitution for the Purpose of Committing a Sexual Crime – Penalty

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 702)

The Bill was then sent to the Senate.

House Bill 727 – Delegates Olszewski, Hucker, Barkley, Barnes, Braveboy, Burns, Carr, DeBoy, Frick, Frush, Glenn, Guzzone, Haynes, Holmes, Howard, Hubbard, Ivey, Jones, Kaiser, Kramer, Love, Luedtke, McHale, Minnick, Mitchell, Murphy, Niemann, Reznik, B. Robinson, Stukes, Swain, V. Turner, Valderrama, Valentino-Smith, Vaughn, A. Washington, M. Washington, Weir, ~~and Zucker~~ Zucker, and Fraser-Hidalgo

AN ACT concerning

Procurement – Prevailing Wage – Applicability

Delegate Zucker moved the previous question.

The motion was adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 90 Negative – 46 (See Roll Call No. 703)

The Bill was then sent to the Senate.

House Bill 793 – Delegates Kach, Bromwell, Elliott, ~~and Olszewski~~ Olszewski, Costa, Cullison, Donoghue, Hammen, Hubbard, A. Kelly, Kipke, Krebs, McDonough, Morhaim, Murphy, Nathan–Pulliam, Oaks, Pena–Melnik, Pendergrass, Ready, Reznik, Tarrant, and V. Turner

AN ACT concerning

Pharmacy Benefits Managers – Pharmacy Contracts – ~~Payments~~ Maximum Allowable Cost Pricing

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 704)

The Bill was then sent to the Senate.

House Bill 813 – Delegates M. Washington, Rudolph, Braveboy, Cullison, Davis, Donoghue, Dumais, Eckardt, Glenn, Harper, Haynes, Kaiser, A. Kelly, Kipke, McIntosh, A. Miller, Ready, S. Robinson, Schulz, Szeliga, ~~and Zucker~~ Zucker, Swain, Hammen, Pendergrass, Bromwell, Costa, Elliott, Hubbard, Kach, Krebs, McDonough, Morhaim, Murphy, Nathan–Pulliam, Oaks, Pena–Melnik, Reznik, Tarrant, and V. Turner

AN ACT concerning

Joint Committee on Ending Homelessness

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 2 (See Roll Call No. 705)

The Bill was then sent to the Senate.

House Bill 825 – ~~Delegate McConkey~~ Anne Arundel County Delegation

AN ACT concerning

Anne Arundel County – State’s Attorney and Deputy, Assistant, and Temporary Assistant State’s Attorneys – Annual Salary and Compensation

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 2 (See Roll Call No. 706)

The Bill was then sent to the Senate.

THE COMMITTEE ON JUDICIARY REPORT #9

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

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

HB1166/382112/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1166

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with the second “court” in line 3 down through the second “records” in line 4 and substitute “information”; in line 8, strike “entitled to” and substitute “eligible for”; in line 10, after “time;” insert “providing that if a person is not eligible for shielding of one conviction in a unit, the person is not eligible for shielding of any other conviction in the unit;”; in line 11, after “Attorney;” insert “authorizing the court to order the shielding of certain records after taking certain objections or information into consideration;”; strike beginning with “and” in line 11 down through “records” in line 12; and in line 12, strike “requiring” and substitute “authorizing”.

On pages 1 and 2, strike beginning with “prohibiting” in line 13 on page 1 down through “Act;” in line 7 on page 2 and substitute “requiring the court to send a certain written notice to certain victims;”.

On page 2, strike beginning with “providing” in line 8 down through “Act;” in line 9 and substitute “clarifying that this Act does not prevent a person from obtaining a certain record of another person from a certain custodian with the consent of the other person; clarifying that this Act does not prevent a person from obtaining a certain record on request from the appropriate custodian of records;”; strike beginning with “court” in line 10 down through “records” in line 11 and substitute “convictions”; in line 14, strike “10–306” and substitute “10–303”; and strike in their entirety lines 18 through 22, inclusive.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 30 through 35, inclusive.

On page 3, in lines 1 and 3, strike “(E)” and “(F)”, respectively, and substitute “(B)” and “(C)”, respectively; strike beginning with “RENDER” in line 1 down through “PUBLIC” in line 2 and substitute “COMPLETELY REMOVE ALL INFORMATION RELATING TO, AND ALL REFERENCES TO THE EXISTENCE OF, A CONVICTION FROM A PUBLIC WEB SITE MAINTAINED BY THE MARYLAND JUDICIARY”; strike beginning with “MISDEMEANOR” in line 15 down through “(7)” in line 17; and in lines 19, 21, 23, 25, and 27, strike “(8)”, “(9)”, “(10)”, “(11)”, and “(12)”, respectively, and substitute “(7)”, “(8)”, “(9)”, “(10)”, and “(11)”, respectively.

AMENDMENT NO. 3

On page 4, in lines 1 and 3, strike “(13)” and “(14)”, respectively, and substitute “(12)” and “(13)”, respectively; after line 5, insert:

“(D) “UNIT” MEANS TWO OR MORE CONVICTIONS THAT ARISE FROM THE SAME INCIDENT, TRANSACTION, OR SET OF FACTS.”;

strike in their entirety lines 9 through 22, inclusive; in lines 23 and 29, strike “(A)” and “(B)”, respectively, and substitute “(B)” and “(C)”, respectively; in line 23, after “AS” insert “OTHERWISE”; in the same line, strike “SUBSECTIONS (B) AND (C) OF”; strike beginning with the second “THE” in line 24 down through “TO” in line 25; and in line 31, strike “5” and substitute “8”.

On page 5, in lines 3, 9, 12, and 18, strike “(C)”, “(D)”, “(E)”, and “(F)”, respectively, and substitute “(D)”, “(E)”, “(F)”, and “(G)”, respectively; in line 4, strike “(A) OR (B)” and substitute “(B) OR (C)”; in lines 7, 9, and 10, in each instance, strike

“ENTITLED TO” and substitute “ELIGIBLE FOR”; in line 16, strike “SHALL” and substitute “MAY”; strike beginning with “ALL” in line 16 down through “THE” in line 17 and substitute “A”; in line 17, after “CONVICTION” insert “AFTER TAKING INTO CONSIDERATION ANY OBJECTIONS OR ADDITIONAL INFORMATION PROVIDED BY THE STATE’S ATTORNEY OR THE VICTIM”; in line 21, strike “SHALL” and substitute “MAY”; strike beginning with “ALL” in line 21 down through “TO” in line 22; and after line 22, insert:

“(3) THE COURT MAY DENY A PETITION UNDER THIS SECTION FOR GOOD CAUSE.

(H) THE COURT SHALL SEND WRITTEN NOTICE OF THE PROPOSED ACTION TO ALL LISTED VICTIMS IN THE CASE IN WHICH THE PETITIONER IS SEEKING SHIELDING AT THE ADDRESS LISTED IN THE COURT FILE ADVISING THE VICTIM OR VICTIMS OF THE RIGHT TO OFFER TO THE COURT ADDITIONAL INFORMATION RELEVANT TO THE SHIELDING PETITION.”.

On pages 5 through 7, strike in their entirety the lines beginning with line 23 on page 5 through line 6 on page 7, inclusive, and substitute:

“10-303.

THIS SUBTITLE DOES NOT PREVENT:

(1) A PERSON FROM OBTAINING THE FULL, SHIELDED OR UNSHIELDED CRIMINAL OR TRAFFIC RECORD OF ANOTHER PERSON FROM THE APPROPRIATE CUSTODIAN OF RECORDS WITH THE CONSENT OF THE OTHER PERSON; OR

(2) A PERSON FROM OBTAINING THE PERSON’S FULL, SHIELDED OR UNSHIELDED CRIMINAL OR TRAFFIC RECORD ON REQUEST FROM THE APPROPRIATE CUSTODIAN OF RECORDS.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB1166/503622/1

BY: Delegate Kipke

AMENDMENT TO HOUSE BILL 1166

(First Reading File Bill)

On page 3, in lines 17 and 18, strike “§ 7–104(G)(2) OR (3)” and substitute “§ 7–104(G)(3)”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 44 Negative – 85 (See Roll Call No. 707)

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ENVIRONMENTAL MATTERS REPORT #13

Delegate McIntosh, Chair, for the Committee on Environmental Matters and Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 861 – Delegates Fraser–Hidalgo, Arora, Barkley, Hixson, Kramer, Luedtke, McIntosh, Mizeur, and Waldstreicher

AN ACT concerning

Agriculture – Easements – Renewable Energy Generation Facilities**HB0861/430613/1**

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 861

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with the comma in line 3 down through “easement,” in line 4; in line 6, strike “requiring, on written request of a landowner,” and substitute “authorizing a written request of a landowner to be approved by the”; in line 9, after “circumstances,” insert “altering the composition of the Maryland Agricultural Land Preservation Fund; prohibiting the Foundation from approving the

use of land subject to an easement for renewable energy generation after a certain date; prohibiting the installation of certain wind turbines exceeding certain heights in certain areas of the State; requiring a facility owner to remit a certain percentage of a certain lease payment to the Maryland Agricultural Land Preservation Fund;; in line 12, after “Assembly;” insert “requiring the Foundation to make a certain report to certain committees of the General Assembly by a certain date;”; in the same line, strike “a certain term” and substitute “certain terms”; after line 14, insert:

“BY repealing and reenacting, with amendments,

Article – Agriculture

Section 2–505(b) and 2–513(c)

Annotated Code of Maryland

(2007 Replacement Volume and 2013 Supplement)”;

and strike in their entirety lines 25 through 27, inclusive.

On page 2, strike in their entirety lines 1 through 7, inclusive.

AMENDMENT NO. 2

On page 2, after line 10, insert:

“2–505.

(b) The Maryland Agricultural Land Preservation Fund shall comprise:

(1) Any money made available to the Fund by general or special fund appropriations; [and]

(2) Any money made available to the Fund by grants or transfers from governmental or private sources; AND

(3) ANY MONEY RECEIVED UNDER § 2–513(C) OF THIS SUBTITLE.”.

AMENDMENT NO. 3

On page 5, strike beginning with “IN” in line 8 down through “ARTICLE.” in line 10 and substitute “(I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(II) “AUTHORIZED RENEWABLE ENERGY SOURCE” MEANS THE FOLLOWING ENERGY SOURCES:

1. SOLAR;
2. WIND; AND
3. ANAEROBIC DIGESTION OF POULTRY LITTER IF PLACED ON FALLOW LAND.

(III) “REFERENCE POINT” MEANS A POINT ON THE PATUXENT NAVAL AIR STATION CENTERED AT 38.29667N AND 76.37668W.”;

in line 11, strike “ANY” and substitute “SUBJECT TO PARAGRAPH (4) OF THIS SUBSECTION, ANY”; strike beginning with “ACQUIRED” in line 11 down through “RENEWABLE” in line 14 and substitute “APPROVED FOR PURCHASE BY THE BOARD OF PUBLIC WORKS AFTER JUNE 30, 2014, SHALL AUTHORIZE THE LANDOWNER TO REQUEST APPROVAL, WITH A RECOMMENDATION OF THE LOCAL AGRICULTURAL ADVISORY BOARD AND IF NOT PROHIBITED BY FEDERAL, STATE, AND LOCAL LAWS AND REGULATIONS, TO USE THE LAND SUBJECT TO THE EASEMENT FOR THE GENERATION OF ELECTRICITY BY A FACILITY UTILIZING AN AUTHORIZED RENEWABLE ENERGY”; strike beginning with “AND” in line 16 down through “FACILITY” in line 17; in line 17, strike “EACH PARCEL” and substitute “THE LAND”; in line 18, strike the semicolon and substitute a colon; after line 18, insert:

“1. INCLUDING PERMANENT ROADS OR STRUCTURES THAT ARE NECESSARY FOR ACCESS FOR OPERATION AND MAINTENANCE PURPOSES; AND

2. NOT INCLUDING ANY TEMPORARY IMPACTS NECESSARY FOR CONSTRUCTION OF THE FACILITY;”;

in line 21, strike “A TIER 1 RENEWABLE” and substitute “AN AUTHORIZED RENEWABLE ENERGY”; and in line 29, strike “ARE NOT LOCATED”; and in line 30, strike “IN” and substitute “ARE NOT LOCATED IN”.

AMENDMENT NO. 4

On page 6, strike beginning with “WITHIN” in line 1 down through “76.37668W” in line 2 and substitute “DO NOT EXCEED THE MAXIMUM HEIGHT ABOVE GROUND LEVEL WITHIN THE AREA SPECIFIED IN PARAGRAPH (5) OF THIS SUBSECTION”; strike in their entirety lines 3 through 6, inclusive; after line 6, insert:

“(3) SUBJECT TO PARAGRAPH (4) OF THIS SUBSECTION, A WRITTEN REQUEST OF A LANDOWNER, WITH A RECOMMENDATION OF THE LOCAL AGRICULTURAL ADVISORY BOARD AND IF NOT PROHIBITED BY FEDERAL, STATE, AND LOCAL LAWS, MAY BE APPROVED BY THE FOUNDATION TO AMEND AN EXISTING EASEMENT TO AUTHORIZE THE LANDOWNER TO USE THE LAND SUBJECT TO THE EASEMENT FOR THE GENERATION OF ELECTRICITY BY A FACILITY UTILIZING AN AUTHORIZED RENEWABLE ENERGY SOURCE PROVIDED THAT:”;

in line 9, strike “EACH PARCEL” and substitute “THE LAND”; in line 13, strike “A TIER 1 RENEWABLE” and substitute “AN AUTHORIZED RENEWABLE ENERGY”; strike beginning with “AND” in line 8 down through “FACILITY” in line 9; in line 10, strike the semicolon and substitute a colon; after line 10, insert:

“1. INCLUDING PERMANENT ROADS OR STRUCTURES THAT ARE NECESSARY FOR ACCESS FOR OPERATION AND MAINTENANCE PURPOSES; AND

2. NOT INCLUDING ANY TEMPORARY IMPACTS NECESSARY FOR CONSTRUCTION OF THE FACILITY;”;

in line 21, strike “ARE NOT LOCATED”; in line 22, strike “IN” and substitute “ARE NOT LOCATED IN”; strike beginning with “WITHIN” in line 25 down through “76.37668W” in line 26 and substitute “DO NOT EXCEED THE MAXIMUM HEIGHT ABOVE GROUND LEVEL WITHIN THE AREA SPECIFIED IN PARAGRAPH (5) OF THIS SUBSECTION”; after line 26, insert:

“(4) (I) THE FOUNDATION MAY NOT APPROVE THE USE OF LAND SUBJECT TO AN EASEMENT FOR THE GENERATION OF ELECTRICITY BY A FACILITY UTILIZING AN AUTHORIZED RENEWABLE ENERGY SOURCE AFTER JUNE 30, 2019.

(II) THIS PARAGRAPH MAY NOT BE CONSTRUED TO PROHIBIT THE USE OF LAND SUBJECT TO AN EASEMENT FOR THE GENERATION OF ELECTRICITY IN ACCORDANCE WITH THIS SUBSECTION THAT WAS APPROVED BY THE FOUNDATION BEFORE JULY 1, 2019.

(5) A WIND TURBINE LOCATED ON LAND SUBJECT TO AN EASEMENT MAY NOT EXCEED THE SPECIFIED HEIGHT ABOVE GROUND LEVEL IN THE AREA DESCRIBED AS FOLLOWS:

(I) EAST OF A LINE PASSING THROUGH THE REFERENCE POINT AND 39.0986N AND 76.5284W AND:

1. NOT MORE THAN 24 MILES FROM THE REFERENCE POINT, 0 FEET;

2. MORE THAN 24 MILES AND NOT MORE THAN 30 MILES FROM THE REFERENCE POINT, 100 FEET;

3. MORE THAN 30 MILES AND NOT MORE THAN 35 MILES FROM THE REFERENCE POINT, 200 FEET;

4. MORE THAN 35 MILES AND NOT MORE THAN 39 MILES FROM THE REFERENCE POINT, 300 FEET;

5. MORE THAN 39 MILES AND NOT MORE THAN 43 MILES FROM THE REFERENCE POINT, 400 FEET;

6. MORE THAN 43 MILES AND NOT MORE THAN 46 MILES FROM THE REFERENCE POINT, 500 FEET;

7. MORE THAN 46 MILES AND NOT MORE THAN 49 MILES FROM THE REFERENCE POINT, 600 FEET; AND

8. MORE THAN 49 MILES AND NOT MORE THAN 56 MILES FROM THE REFERENCE POINT, 700 FEET; AND

(II) WEST OF A LINE PASSING THROUGH THE REFERENCE POINT AND 39.0986N AND 76.5284W AND:

1. SOUTH OF 38.4428N, 0 FEET;

2. NORTH OF 38.4428N AND NO FARTHER NORTH THAN 38.5711N, 100 FEET;

3. NORTH OF 38.5711N AND NO FARTHER NORTH THAN 38.5943N, 200 FEET;

4. NORTH OF 38.5943N AND NO FARTHER NORTH THAN 38.6366N, 300 FEET;

5. NORTH OF 38.6366N AND NO FARTHER NORTH THAN 38.6596N, 400 FEET;

6. NORTH OF 38.6596N AND NO FARTHER NORTH THAN 38.6873N, 500 FEET;

7. NORTH OF 38.6873N AND NO FARTHER NORTH THAN 38.7075N, 600 FEET; AND

8. NORTH OF 38.7075N AND NOT MORE THAN 56 MILES FROM THE REFERENCE POINT, 700 FEET.

(6) A FACILITY OWNER WHO USES LAND SUBJECT TO AN EASEMENT FOR THE GENERATION OF ELECTRICITY IN ACCORDANCE WITH THIS SUBSECTION SHALL, ON OPERATION OF THE FACILITY, REMIT AN ANNUAL PAYMENT OF 5% OF ANY LEASE PAYMENT PAID TO THE LANDOWNER TO THE

MARYLAND AGRICULTURAL LAND PRESERVATION FUND UNDER § 2-505 OF THIS ARTICLE.

(7) A LANDOWNER WHO IS IN VIOLATION OF FEDERAL, STATE, OR LOCAL LAWS REGARDING THE OPERATION OF THE FACILITY IS IN VIOLATION OF THE EASEMENT AND IS SUBJECT TO A CIVIL PENALTY UNDER § 2-519 OF THIS SUBTITLE.”;

in line 27, strike “(4)” and substitute “(8)”; and in line 31, strike “(5)” and substitute “(9)”.

AMENDMENT NO. 5

On page 7, strike in their entirety lines 3 through 25, inclusive.

On page 8, strike beginning with “Tier” in line 3 down through “sources” in line 4 and substitute “an authorized renewable energy source”; in line 4, strike “§ 7-701(r)(4) and (9) of the Public Utilities” and substitute “§ 2-513(c)(1)(ii) of the Agriculture”; after line 5, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That, on or before December 1, 2018, the Maryland Agricultural Land Preservation Foundation shall report to the Senate Education, Health, and Environmental Affairs Committee, the Senate Finance Committee, the House Economic Matters Committee, and the House Environmental Matters Committee, in accordance with § 2-1246 of the State Government Article, on the implementation of this Act.”;

and in line 6, strike “4.” 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:

House Bill 1506 – Delegate Conway

AN ACT concerning

Wicomico County – Northeast Maryland Waste Disposal Authority

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 1530 – St. Mary’s County Delegation**EMERGENCY BILL**

AN ACT concerning

St. Mary’s County Metropolitan Commission – Collection of Unpaid Charges

HB1530/230211/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1530

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Collection of”; strike beginning with “repealing” in line 3 down through “manner;” in line 13 and substitute “requiring the St. Mary’s County Metropolitan Commission to establish certain procedures by which an owner of certain residential property may apply for a waiver or an extension of time to pay certain charges under certain circumstances, including a method by which the owner may appeal a certain decision of the Commission to the Board of County Commissioners or an entity designated by the Board of County Commissioners;”; and in line 14, strike “the collection of”.

AMENDMENT NO. 2

On page 2, in lines 15, 25, 26, 31, and 35, in each instance, strike the bracket; and in lines 26, 31, and 35, strike “(5)”, “(6)”, and “(7)”, respectively.

On page 3, in lines 3, 7, 9, and 27, in each instance, strike the bracket; in line 3, strike “(8)”; after line 5, insert:

“(11) NOTWITHSTANDING ANY OTHER LAW, THE COMMISSION SHALL ESTABLISH A PROCEDURE BY WHICH THE OWNER OF A RESIDENTIAL PROPERTY, THAT IS ALSO THE PRIMARY RESIDENCE OF THE OWNER SUBJECT TO THE CONNECTION CHARGES, MAY APPLY FOR A WAIVER OR AN EXTENSION OF TIME TO PAY THE CHARGES BECAUSE OF THE FINANCIAL HARDSHIP OF THE OWNER, INCLUDING A METHOD BY WHICH THE OWNER MAY APPEAL THE DECISION OF THE COMMISSION TO THE BOARD OF COUNTY COMMISSIONERS, OR AN ENTITY DESIGNATED BY THE BOARD OF COUNTY COMMISSIONERS.”;

in line 7, after “G.” insert “(1)”; in line 9, strike “THE”; and after line 12, insert:

“(2) NOTWITHSTANDING ANY OTHER LAW, THE COMMISSION SHALL ESTABLISH A PROCEDURE BY WHICH THE OWNER OF A RESIDENTIAL PROPERTY, THAT IS ALSO THE PRIMARY RESIDENCE OF THE OWNER SERVED, MAY APPLY FOR A WAIVER OR AN EXTENSION OF TIME TO PAY THE SERVICE CHARGES BECAUSE OF THE FINANCIAL HARDSHIP OF THE OWNER, INCLUDING A METHOD BY WHICH THE OWNER MAY APPEAL THE DECISION OF THE COMMISSION TO THE BOARD OF COUNTY COMMISSIONERS, OR AN ENTITY DESIGNATED BY THE BOARD OF COUNTY COMMISSIONERS.”.

On page 4, in lines 3, 4, 10, and 14, in each instance, strike the bracket; in lines 4, 10, and 14, strike “**(5)**”, “**(6)**”, and “**(7)**”, respectively; and after line 16, insert:

“(10) NOTWITHSTANDING ANY OTHER LAW, THE COMMISSION SHALL ESTABLISH A PROCEDURE BY WHICH THE OWNER OF A RESIDENTIAL PROPERTY, THAT IS ALSO THE PRIMARY RESIDENCE OF THE OWNER SUBJECT TO THE SYSTEM IMPROVEMENT CHARGE, MAY APPLY FOR A WAIVER OR AN EXTENSION OF TIME TO PAY THE CHARGE BECAUSE OF THE FINANCIAL HARDSHIP OF THE OWNER, INCLUDING A METHOD BY WHICH THE OWNER MAY APPEAL THE DECISION OF THE COMMISSION TO THE BOARD OF COUNTY COMMISSIONERS, OR AN ENTITY DESIGNATED BY THE BOARD OF COUNTY COMMISSIONERS.”.

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 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

HB1531/830012/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1531

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “or leased”.

AMENDMENT NO. 2

On page 2, in line 29, strike “OR LEASED”.

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 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

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB1292/143627/1

BY: Delegate Norman

AMENDMENT TO HOUSE BILL 1292

(First Reading File Bill)

On page 7, in lines 1 and 2, strike “**CIRCUIT COURT FOR ANNE ARUNDEL COUNTY**” and substitute “**CIRCUIT COURT FOR THE COUNTY IN WHICH THE PERSON FAILED TO COMPLY WITH THE BOARD’S ORDER**”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

HB1292/433725/1

BY: Delegate Norman

AMENDMENT TO HOUSE BILL 1292

(First Reading File Bill)

On page 6, in line 21, after “**LOCKOUTS;**” insert “**AND**”; and strike beginning with “**; AND**” in line 23 down through “**MATTER**” in line 24.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 43 Negative – 87 (See Roll Call No. 708)

FLOOR AMENDMENT

HB1292/763924/1

BY: Delegate Barkley

AMENDMENT TO HOUSE BILL 1292, AS AMENDED

On page 1 of the Appropriations Committee Amendments (HB1292/264960/1), in Amendment No. 2, strike beginning with “CHIEF” in line 2 down through “GOVERNOR” in line 3 and substitute “GOVERNOR WITH THE ADVICE AND CONSENT OF THE SENATE”; and in line 5, strike “CHIEF JUDGE OF THE COURT OF APPEALS” and substitute “GOVERNOR”.

The preceding amendment was read and rejected.

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. 709)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #61

House Bill 867 – Delegates Arora, Afzali, Anderson, Barkley, Bobo, Carter, Clippinger, Conaway, Dumais, Frush, McDermott, Niemann, B. Robinson, Rosenberg, Simmons, Smigiel, Sophocleus, Swain, F. Turner, Valderrama, Vallario, and Waldstreicher

AN ACT concerning

Maryland False Claims Act

Delegate Kipke moved to make the Bill a Special Order for next session.

The motion was adopted.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 759 – Calvert County Delegation

AN ACT concerning

Calvert County – Deer Hunting – Sundays

STATUS OF BILL: BILL ON THIRD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 120 Negative – 15 (See Roll Call No. 710)

The Bill was then sent to the Senate.

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (SENATE BILLS) #4

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 711)

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. 712)

ADJOURNMENT

At 3:13 P.M. on motion of Delegate Barve the House adjourned until 5:00 P.M. on Legislative Day March 14, 2014, Calendar Day Monday, March 17, 2014.

Annapolis, Maryland
Legislative Day: March 14, 2014
Calendar Day: Monday, March 17, 2014

The House met at 5:02 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate Joseline A. Pena–Melnik of Prince George’s and Anne Arundel counties.

QUORUM CALL

The presiding officer announced a quorum call, showing 132 Members present.

(See Roll Call No. 713)

The Journal of March 13, 2014 was read and approved.

EXCUSES:

Del. DeBoy – illness

Del. Frank – medical

Del. Harper – medical

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 867 – Delegates Arora, Afzali, Anderson, Barkley, Bobo, Carter, Clippinger, Conaway, Dumais, Frush, McDermott, Niemann, B. Robinson, Rosenberg, Simmons, Smigiel, Sophocleus, Swain, F. Turner, Valderrama, Vallario, and Waldstreicher

AN ACT concerning

Maryland False Claims Act

STATUS OF BILL: BILL ON 3RD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 93 Negative – 37 (See Roll Call No. 714)

The Bill was then sent to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 715)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #62

House Bill 693 – ~~Delegate Bromwell~~ Delegates Bromwell, Costa, Cullison, Donoghue, Hammen, Hubbard, Kach, A. Kelly, Kipke, Morhaim, Murphy, Nathan-Pulliam, Pena-Melnyk, Pendergrass, Reznik, Tarrant, and V. Turner

EMERGENCY BILL

AN ACT concerning

Health Insurance – Essential Health Benefits – Pediatric Dental Benefits

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 716)

The Bill was then sent to the Senate.

House Bill 861 – Delegates Fraser-Hidalgo, Arora, Barkley, Hixson, Kramer, Luedtke, McIntosh, Mizeur, and Waldstreicher

AN ACT concerning

Agriculture – Easements – Renewable Energy Generation Facilities

Read the third time and passed by yeas and nays as follows:

Affirmative – 98 Negative – 32 (See Roll Call No. 717)

The Bill was then sent to the Senate.

House Bill 907 – Delegates Olszewski, Barkley, Bohanan, DeBoy, Elliott, Guzzone, Kach, Kaiser, Krebs, Lafferty, Luedtke, McComas, McMillan, Mitchell, Morhaim, Murphy, Schulz, Simmons, Sophocleus, Stocksdales, ~~and Wilson~~ Wilson, and Cardin

AN ACT concerning

Video Lottery Facility Payouts – Intercepts for Child Support Payments

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 718)

The Bill was then sent to the Senate.

House Bill 1031 – Delegates Anderson, Cullison, and Pena–Melnik

AN ACT concerning

State Board of Morticians and Funeral Directors – Funeral Establishments – Unannounced Inspections

Read the third time and passed by yeas and nays as follows:

Affirmative – 101 Negative – 32 (See Roll Call No. 719)

The Bill was then sent to the Senate.

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 87 Negative – 49 (See Roll Call No. 720)

The Bill was then sent to the Senate.

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–Melnik, 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

Delegate Cane moved the previous question.

The motion was adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 90 Negative – 46 (See Roll Call No. 721)

The Bill was then sent to the Senate.

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~~ M. Washington, Hammen, Pendergrass, Cullison, A. Kelly, Reznik, and Tarrant

AN ACT concerning

Public Safety Diversity Act of 2014

Read the third time and passed by yeas and nays as follows:

Affirmative – 111 Negative – 24 (See Roll Call No. 722)

The Bill was then sent to the Senate.

House Bill 1506 – Delegate Conway

AN ACT concerning

Wicomico County – Northeast Maryland Waste Disposal Authority

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 723)

The Bill was then sent to the Senate.

House Bill 1530 – St. Mary’s County Delegation

EMERGENCY BILL

AN ACT concerning

St. Mary’s County Metropolitan Commission – ~~Collection of~~ Unpaid Charges

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 724)

The Bill was then sent to the Senate.

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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 725)

The Bill was then sent to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 137 Members present.

(See Roll Call No. 726)

ADJOURNMENT

At 5:53 P.M. on motion of Delegate Barve the House adjourned until 11:30 A.M. on Legislative Day March 15, 2014, Calendar Day Tuesday, March 18, 2014.

Annapolis, Maryland
Legislative Day: March 15, 2014
Calendar Day: Tuesday, March 18, 2014

The House met at 11:37 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Michael A. McDermott of Wicomico and Worcester counties.

QUORUM CALL

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

(See Roll Call No. 727)

The Journal of March 14, 2014 was read and approved.

EXCUSES:

Del. Barnes – personal
Del. Davis – personal
Del. Frank – medical
Del. Harper – medical
Del. Parrott – business

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

<u>NUMBER</u>	<u>SPONSOR</u>	<u>CONTENT</u>
HB 511	Del. Davis	State Board of Foresters – Sunset Extension and Program Evaluation

Read and ordered journalized.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 300 – Montgomery County Senators

AN ACT concerning

**Montgomery County – Proportion of Food and Alcoholic Beverages Sales –
Class B Licenses and Class B–BWL (H–M) Licenses**

FOR the purpose of altering the proportion of future food and alcoholic beverages sales to which an applicant for a Class B beer, wine and liquor license in Montgomery County is required to attest, based on gross receipts, as a prerequisite to obtaining the license; altering the proportion of ~~future~~ food and alcoholic beverages sales to which an applicant for a Class B beer, wine and liquor license in the county is required to attest, based on gross receipts from sales during a certain period of time, as a prerequisite to renewing the license; altering a requirement regarding the proportion of food and alcoholic beverages sales, based on gross receipts, for a Class B–BWL (H–M) establishment in the county; making a stylistic change; and generally relating to alcoholic beverages in Montgomery County.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 6–201(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 6–201(q)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 305 – Montgomery County Senators

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Beer Sales and Delivery to
Retail Dealers**

FOR the purpose of authorizing a holder of a Class 7 limited beer wholesaler's license or a nonresident brewery permit to sell or deliver its own beer to a county liquor dispensary, a restaurant, or any other retail dealer in Montgomery County; authorizing a county liquor dispensary, a restaurant, or any other retail dealer in Montgomery County to purchase beer directly from a holder of a Class 7 limited beer wholesaler's license or a nonresident brewery permit; and generally relating to beer sales to retail dealers in Montgomery County.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages
Section 15–204
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 309 – Montgomery County Senators

AN ACT concerning

Montgomery County – Archery Hunting – Safety Zone

FOR the purpose of establishing for archery hunters in Montgomery County a safety zone of a certain size within which archery hunting may not take place except under certain circumstances; and generally relating to archery hunting in Montgomery County.

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

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

Senate Bill 423 – Senators Kasemeyer, Miller, ~~and Reilly~~ Reilly, and DeGrange

AN ACT concerning

Tax Overpayment – Interest on Refunds

FOR the purpose of altering the day on which interest begins to accrue on certain taxpayer refunds of certain tax payments; requiring a tax collector to pay interest on certain taxpayer refunds beginning on a certain date if the overpayment is attributable to an error or mistake of a certain entity; repealing a prohibition on a tax collector paying interest on certain refunds; requiring the Comptroller to report to the General Assembly on or before a certain date; providing for a delayed effective date for certain provisions of this Act; and generally relating to interest on certain tax refunds.

BY repealing
Article – Tax – General
Section 13–603
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY adding to

Article – Tax – General

Section 13–603

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 446 – Senators Conway, Benson, Dyson, Ferguson, Forehand, Frosh, Jennings, Jones–Rodwell, King, Klausmeier, Montgomery, Pinsky, Pugh, Raskin, Reilly, Rosapepe, Shank, Simonaire, Stone, and Young

AN ACT concerning

~~Commission on~~ Department of Disabilities – Study of Accessibility Concepts in Computer Science, Information Systems, and Information Technology Programs in Higher Education

FOR the purpose of ~~establishing the Commission on Accessibility Concepts in Computer Science, Information Systems, and Information Technology Programs in Higher Education; providing for the composition, chair, and staffing of the Commission; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission~~ requiring the Department of Disabilities, in cooperation with the National Federation of the Blind, to study and make recommendations regarding ~~certain matters~~ accessibility concepts in computer science, information systems, and information technology programs in higher education; requiring the ~~Commission~~ Department to submit a preliminary report and a final report of its findings and recommendations to the Governor and certain committees of the General Assembly on or before certain dates; providing for the termination of this Act; defining a certain term; and generally relating to the ~~Commission on Accessibility Concepts in Computer Science, Information Systems, and Information Technology Programs in Higher Education~~ study of accessibility concepts in computer science, information systems, and information technology programs in higher education.

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

Senate Bill 490 – Senators Astle, Currie, Feldman, Hershey, Kittleman, Klausmeier, and Peters

AN ACT concerning

Limited Lines Insurance Licenses – Self-Service Storage ~~Agents~~ Producers

FOR the purpose of requiring the Maryland Insurance Commissioner to issue a limited lines license as a self-service storage ~~agent~~ producer to an owner ~~or operator~~ of a self-service storage facility ~~who meets~~ and certain individuals who meet certain requirements; providing for the scope of the license; prohibiting an owner from offering or selling certain insurance unless the owner holds a certain license and makes a certain designation; providing that an owner ~~or operator~~ is not required to be licensed under certain circumstances; requiring an applicant for a license to file a certain application with the Commissioner; providing that a self-service storage ~~agent~~ producer is not required to have a separate license for each self-service storage facility where insurance is offered or sold; requiring a self-service storage ~~agent~~ producer to provide certain notice to the Commissioner under certain circumstances; providing that a self-service storage ~~agent~~ producer is not required to meet certain continuing education requirements; prohibiting a self-service storage ~~agent~~ producer from offering or selling insurance unless the ~~agent~~ producer makes certain brochures or other written materials available to prospective occupants, certain costs related to the insurance are stated in writing, certain evidence of coverage is provided to occupants, ~~and the insurance is provided by certain entities~~, and the producer advises an occupant of certain information and requires an occupant to take certain actions under certain circumstances; authorizing employees or ~~agents~~ authorized representatives of a self-service storage ~~agent~~ producer to act in a certain manner regarding certain matters under certain circumstances; establishing a certain responsibility of and requiring certain actions by designated responsible producers; requiring each self-service storage ~~agent~~ producer to provide a certain training program for employees and ~~agents~~ authorized representatives; establishing certain prohibited acts; authorizing the Commissioner to suspend, revoke, or renew a certain license under certain circumstances; 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; authorizing the Commissioner to adopt certain regulations; providing for the construction of this Act; defining certain terms; and generally relating to licensing of self-service storage ~~agents~~ producers.

BY adding to

Article – Insurance

Section 10-801 through ~~10-810~~ 10-812 to be under the new subtitle “Subtitle 8.
Self-Service Storage ~~Agents~~ Producers”

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 630 – Senators Madaleno, Currie, Feldman, Kelley, King, Kittleman, Muse, ~~and Ramirez~~ Ramirez, Kasemeyer, McFadden, Colburn, DeGrange, Getty, Jones-Rodwell, Peters, and Robey

AN ACT concerning

Income Tax – Subtraction Modification – Student Loan Debt

FOR the purpose of allowing a subtraction modification under the Maryland income tax for certain income of certain individuals from the discharge of student loan indebtedness under certain circumstances; requiring an individual to submit certain documentation to qualify for the subtraction modification; providing for the application of this Act; and generally relating to a subtraction modification under the Maryland income tax for certain income from the discharge of certain indebtedness.

BY repealing and reenacting, without amendments,

Article – Tax – General

Section 10–207(a)

Annotated Code of Maryland

(2010 Replacement Volume and 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.

Senate Bill 648 – Senator Conway

AN ACT concerning

**State Board of Morticians and Funeral Directors – Funeral Establishments
Owned by a Single Owner – Pre-Need Trustee Licenses and Public
Notification of Death**

FOR the purpose of requiring the State Board of Morticians and Funeral Directors to issue an executor license to an applicant if the applicant is the appointed personal representative of a deceased surviving spouse's estate under certain circumstances; requiring a certain personal representative of a surviving spouse's estate to be licensed by the Board; ~~altering the number of days after the death of a licensed mortician, funeral director, or surviving spouse that certain documentation is required to be submitted to the Board by an applicant for an executor license;~~ requiring an applicant for an executor license to submit to the Board, within a certain time period, the name of a licensed funeral director or mortician who has agreed to apply for a certain pre-need trustee license; ~~altering the number of months for which an executor license is valid;~~ requiring the Board to provide for the term of an executor license, rather than specifying the term in a certain provision of law; providing that the term of an

executor license may not exceed a certain number of months; authorizing the Board to renew an executor license for a certain time period under certain circumstances; establishing a pre-need trustee license; requiring the Board to issue a pre-need trustee license to an applicant under certain circumstances; providing that a pre-need trustee license authorizes the license holder to manage pre-need accounts held by a funeral establishment until the closing or sale of the funeral establishment; establishing the term of a pre-need trustee license; providing that a pre-need trustee license holder may be the supervising mortician in a funeral establishment; applying a certain section of law to a certain owner of a funeral establishment; requiring a certain mortician to post a certain notice ~~and record a certain message within a certain period of time after the death of a certain owner~~; requiring a licensed pre-need trustee to send a letter to certain holders of certain pre-need contracts regarding certain options available under certain provisions of law; requiring a certain letter to be returned within a certain period of time after receipt and to include certain information; ~~requiring that for any letter not returned within a certain period of time, certain pre-need funds be considered unclaimed property~~; requiring a licensed pre-need trustee, within a certain time period, to identify to the Board and the licensed executor certain pre-need bank trust money; requiring the licensed pre-need trustee to make a certain claim against a certain estate; requiring the licensed executor to transfer certain money to the abandoned property office in the Office of the Comptroller; requiring a licensed pre-need trustee to send a certain list to the Board containing certain information regarding pre-need accounts within a certain period of time after the death of a certain owner; requiring a licensed pre-need trustee to send a certain list to the Board containing certain information regarding unclaimed cremains within a certain period of time after the death of a certain owner; requiring the Board to work with the State Anatomy Board to ensure proper distribution of certain cremains; requiring a licensed pre-need trustee to send certain information to the Board in a certain format; and generally relating to the State Board of Morticians and Funeral Directors and the regulation of morticians, funeral directors, and funeral establishments.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 7-308.1(a), (b), and (f)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to
Article – Health Occupations
Section 7-308.2 and 7-308.3
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 966 – Senators Dyson and Middleton

AN ACT concerning

Calvert County, Charles County, and St. Mary's County – Deer Hunting

FOR the purpose of requiring the Department of Natural Resources to establish a program in certain counties to train rifle shooters to hunt deer for the purpose of controlling the deer population; requiring the Department to give certain applicants priority to participate in the program; requiring the Department to adopt certain regulations; authorizing a person to hunt deer with a certain shotgun in certain counties during certain months; authorizing an individual who holds a Deer Management Permit in certain counties to hunt with a certain shotgun during deer season in certain locations, and to hunt deer on certain State lands under certain conditions; prohibiting the Department from requiring an individual who holds a Deer Management Permit in certain counties to renew the permit more frequently than at a certain interval; prohibiting the Department from authorizing an individual in certain counties to hunt deer on Sundays under a Deer Management Permit; defining a certain term; and generally relating to deer hunting in Calvert County, Charles County, and St. Mary's County.

BY adding to

Article – Natural Resources
Section 10–408.2 and 10–415(d)
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources
Section 10–415(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 1051 – ~~Senator Kasemeyer~~ Senators Kasemeyer, McFadden, Colburn, DeGrange, Getty, Jones–Rodwell, King, Manno, Peters, and Robey

AN ACT concerning

Business and Economic Development – Film Production Activity Tax Credit Program

FOR the purpose of altering the amount of income tax credit certificates that the Secretary of Business and Economic Development may issue for a certain fiscal year for certain film production activities; and generally relating to income tax credits for certain film production activities.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–730(b)(1)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–730(f)(1)(ii)
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 1054 – Senator Pugh

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 Ways and Means.

Senate Bill 1108 – Senators Conway and Dyson

AN ACT concerning

Sterile Compounding Permits – ~~Exemptions~~ Definition of “Compounding”
and Exemption for Sterile Compounding Facilities That Compound Only for
Immediate Use

FOR the purpose of altering the definition of “compounding” for purposes of provisions of law governing sterile compounding to exclude certain acts performed by or under the supervision of certain individuals and in accordance with certain directions; ~~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 licensed health care practitioner who performs sterile compounding in a sterile compounding facility that has received a certain exemption is subject to disciplinary action by the appropriate respective regulatory board; defining a certain term;~~ and generally relating to ~~exemptions from the sterile compounding permit requirement~~ permits.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section ~~12-4A-01 and 12-4A-02~~

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 128 – Chair, Budget and Taxation Committee (By Request –
Departmental – Education)**

AN ACT concerning

**Education – Compensatory Education Grants – Federal Community
Eligibility Provision**

FOR the purpose of altering a certain definition for certain fiscal years to determine the number of students used to calculate a certain grant for schools that participate in a certain federal program; ~~providing for the application of this Act requiring a certain study to include a certain review of the identification of certain students for a certain purpose;~~ and generally relating to the compensatory education grant for primary and secondary education.

BY repealing and reenacting, with amendments,

Article – Education
Section 5–207(a)(3)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 143 – Senators Peters, Astle, Benson, Brinkley, Brochin, Colburn, Conway, Currie, DeGrange, Dyson, Edwards, Feldman, Ferguson, Forehand, Frosh, Getty, Glassman, Hershey, Jacobs, Jennings, Jones–Rodwell, Kasemeyer, King, Kittleman, Klausmeier, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Montgomery, Muse, Pinsky, Pugh, Ramirez, Raskin, Reilly, Robey, Rosapepe, Shank, Simonaire, Stone, Young, and Zirkin

AN ACT concerning

Income Tax – Military Retirement Income

FOR the purpose of altering a subtraction modification under the State income tax for certain military retirement income 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 Ways and Means.

Senate Bill 354 – ~~Senator Muse~~ Senators Muse, Currie, and Peters Peters, Benson, Ramirez, and Rosapepe

AN ACT concerning

Maryland Renters Tax Credit Program – Marketing Campaign

FOR the purpose of ~~altering the calculation of certain property tax relief provided to certain renters by altering the percent of rent used to determine the amount of~~

~~assumed property tax and altering the calculation of combined income of a renter; increasing the maximum amount of property tax relief that may be provided;~~ requiring the State Department of Assessments and Taxation to establish a certain marketing campaign; requiring the Department to report to the General Assembly on certain matters on or before a certain date; stating the intent of the General Assembly; authorizing Prince George's County to provide certain funding to provide additional rent relief for certain residents; and generally relating to the renters property tax credit relief program.

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 9–102

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 409 – Senators Raskin and Shank

AN ACT concerning

Health – Food Allergy Awareness

FOR the purpose of requiring a ~~food establishment~~ restaurant, 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~~ authorizing a county to require a ~~food establishment~~ restaurant, 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~~ restaurant that is required under local law to have a certified 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; providing for the application of certain provisions of this Act; defining a certain term; 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.

Senate Bill 415 – Senators Klausmeier, Benson, Reilly, and Young

AN ACT concerning

Morticians and Funeral Directors – Pre-Need Contracts

FOR the purpose of requiring that certain disclosure statements in pre-need contracts inform a buyer of whether the contract is a guaranteed contract, guaranteed in part contract, or nonguaranteed contract and, under certain circumstances, list the funeral goods and services or cash advance items that are not guaranteed; requiring certain disclosure statements to contain a certain statement and certain amounts paid under certain contracts; repealing a requirement that the disclosure statements contain a certain price; providing that if certain disclosures are made, pre-need contracts may be guaranteed contracts, guaranteed in part contracts, or nonguaranteed contracts and may include cash advance items or goods and services that are not guaranteed; providing that a pre-need escrow or trust account may not be deemed an asset of certain licensees; requiring certain escrow and trust accounts to be established and held in a certain manner; requiring certain buyers to receive certain statements; altering the circumstances under which a pre-need contract may be funded by a life insurance policy or an annuity contract; repealing a certain provision of law requiring morticians, funeral directors, or surviving spouses to agree to accept certain benefits as certain payment for certain services and merchandise; defining certain terms; making a conforming change; and generally relating to morticians and funeral directors and pre-need contracts.

BY repealing and reenacting, without amendments,

Article – Health Occupations

Section 7-101(v)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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.

Senate Bill 570 – Senators King, Feldman, Jones-Rodwell, Kasemeyer, Manno, Peters, and Robey

AN ACT concerning

Income Tax Credit – Qualified Research and Development Expenses – Credit Amounts

FOR the purpose of altering the total amount of research and development tax credits that the Department of Business and Economic Development may approve in a calendar year; providing for the application of this Act; and generally relating to certain credits against the State income tax based on certain expenses paid or incurred for certain research and development conducted in the State.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–721(b)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–721(c)
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 600 – Senators Pugh, Astle, Benson, Brinkley, Colburn, Currie, DeGrange, Edwards, Feldman, Ferguson, Forehand, Frosh, Getty, Gladden, Glassman, Jones–Rodwell, Kasemeyer, King, Kittleman, Klausmeier, Madaleno, Manno, Mathias, McFadden, Miller, Peters, Ramirez, Raskin, Robey, Rosapepe, Stone, and Young

AN ACT concerning

Regional Institution Strategic Enterprise Zone Program

FOR the purpose of establishing the Regional Institution Strategic Enterprise Zone Program to access institutional assets that have a strong and demonstrated history of commitment to economic development and revitalization in the communities in which they are located; authorizing certain public schools or institutions of higher education that meet certain criteria to apply to the Secretary of Business and Economic Development to be designated as a qualified institution; requiring the Secretary to approve or reject an application for designation as a qualified institution within a certain number of days after the application is submitted; authorizing a qualified institution to apply to the Secretary to have a certain area of the State designated as a Regional Institution Strategic Enterprise (RISE) zone; authorizing a qualified institution to make a joint application with a county, a municipal corporation, or a certain entity of a county or a municipal corporation to the Secretary to have a certain area in the State designated as a RISE zone; requiring the Secretary to approve

or reject a RISE zone application and define the boundaries of a RISE zone within a certain number of days on or after a certain date after the application is submitted; requiring the Secretary to provide certain notice a certain number of days before approving or rejecting an application; authorizing certain entities to provide certain advice to the Secretary; providing the Secretary may not approve more than a certain number of RISE zones in a county for which the county did not make a certain application; providing that a qualified institution may not be required to be in the immediate vicinity of a proposed RISE zone in a rural part of the State; authorizing the governing body of a county, under certain circumstances, to establish the percentage of a certain property tax credit; requiring the Secretary to assign a RISE zone a business development concierge; requiring the business development concierge to assist entities locating in a RISE zone with certain activities; authorizing a business entity that locates in a RISE zone to receive certain tax incentives and financial assistance if the entity or its location receives a certain certification; requiring the Department and the Comptroller, each year, to jointly make certain assessments and submit certain reports; authorizing certain political subdivisions to identify certain zones and pledge certain property taxes in certain zones; authorizing certain political subdivisions to use the proceeds from certain bond issues for certain purposes; authorizing the governing body of certain political subdivisions to create a special fund for certain purposes; authorizing the governing body of certain political subdivisions to pledge certain tax revenue generated within certain zones; requiring that a political subdivision that leases as a lessor certain property within a certain zone be assessed and taxed in a certain manner; requiring the governing body of a county or municipal corporation to grant a property tax credit on a certain assessment of qualified properties located in the RISE zone; providing for the amount of the credit; requiring the State Department of Assessments and Taxation to allocate the amount of credit based on the use of the property; providing for an enhanced credit for properties located in certain enterprise zones or certain focus areas; authorizing the governing body of a county, under certain circumstances, to alter the calculation of a certain credit; providing that the governing body of a municipal corporation, under certain circumstances, may not alter the calculation of a certain credit; authorizing a county and a municipal corporation, under certain circumstances, to propose the percentage to be used for the calculation and duration of a certain tax credit; providing that the credit may not be claimed for more than a certain number of years; requiring the Secretary to make certain certifications; requiring the State Department of Assessments and Taxation to submit a certain list to the Secretary; allowing entities locating in certain zones to alter 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; making entities that locate in certain zones eligible to claim certain income tax credits for entities that employ qualified individuals in enterprise zones or focus areas; authorizing the Mayor and City Council of Baltimore City to use certain authority granted under State law to a political subdivision for tax increment financing in a certain zone; requiring the Comptroller to prepare

a certain report; authorizing and requiring the Secretary to adopt certain regulations; defining certain terms; and generally relating to the creation of the Regional Institution Strategic Enterprise Zone Program.

BY repealing and reenacting, with amendments,

Article – Economic Development

Section 5–102(9) and (10), 12–203(a) and (c), 12–207(a), 12–208(a), 12–209, 12–210, and 12–211

Annotated Code of Maryland

(2008 Volume and 2013 Supplement)

BY adding to

Article – Economic Development

Section 5–102(10); ~~and 5–1401 through 5–1406~~ 5–1407 to be under the new subtitle “Subtitle 14. Regional Institution Strategic Enterprise Zone Program”; 12–201(n–1) and 12–207(e)

Annotated Code of Maryland

(2008 Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Economic Development

Section 12–201(a)

Annotated Code of Maryland

(2008 Volume and 2013 Supplement)

BY adding to

Article – Tax – Property

Section 9–103.1

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY adding to

Article – Tax – General

Section 10–210.1(c)

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)

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–702

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY adding to

The Charter of Baltimore City

Article II

Section (62)(L) and (62A)(U)

(2007 Replacement Volume, as amended)

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

Senate Bill 646 – Senators Middleton, Astle, Benson, Brinkley, Brochin, Colburn, Conway, Currie, DeGrange, Dyson, Edwards, Feldman, Ferguson, Forehand, Frosh, Getty, Gladden, Glassman, Hershey, Jacobs, Jennings, Jones–Rodwell, Kasemeyer, Kelley, King, Kittleman, Klausmeier, Madaleno, Manno, Mathias, McFadden, Miller, Montgomery, Muse, Peters, Pinsky, Pugh, Ramirez, Raskin, Reilly, Robey, Rosapepe, Shank, Simonaire, Stone, Young, and Zirkin

AN ACT concerning

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

FOR the purpose of requiring that, beginning on a certain date, the State health plan methodologies, standards, and criteria for licensed hospice certificate of need review shall use certain data from certain years to calculate a certain volume threshold; 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; requiring the Commission, in collaboration with the Hospice and Palliative Care Network, to incorporate in a certain methodology recognition that hospice utilization may be influenced by a certain demographic makeup; providing for the use of certain race and ethnicity data in a certain methodology; 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.

Senate Bill 659 – Senator Gladden

AN ACT concerning

Crimes Relating to Animals – Surgery on Dogs – Penalties

FOR the purpose of prohibiting a person, other than a licensed veterinarian, or a registered veterinary technician employed by and under the supervision of a licensed veterinarian, using anesthesia when appropriate, from performing certain procedures on a dog; prohibiting a person other than a licensed veterinarian from performing a certain procedure on a dog; establishing penalties for a violation of this Act; and generally relating to crimes relating to animals.

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 Judiciary.

Senate Bill 661 – Senators Pugh, Jones–Rodwell, ~~and Muse~~ Muse, Middleton, Astle, Brinkley, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Mathias, and Ramirez

AN ACT concerning

Economic Development – Equity Participation Investment Program – Small Businesses

FOR the purpose of ~~altering the purpose of the Equity Participation Investment Program to assist small businesses; altering the types of businesses of which the Maryland Small Business Development Financing Authority is prohibited from owning more than a certain percentage of securities or in which the Authority is prohibited from having an ownership interest that exceeds a certain percentage; altering the maximum amount of the Authority's equity participation financing in a certain enterprise; altering the length of time within which the Authority's investment shall be recoverable; repealing certain defined terms; repealing the definitions of "franchise" and "technology-based business"; making certain conforming changes to certain findings of the General Assembly, the purpose of the Equity Participation Investment Program, the authority of the Maryland Small Business Development Financing Authority, and the contents of a certain business plan; repealing certain distinctions in the amount the Authority may invest in certain enterprises using equity participation financing; altering the amount the Authority may invest using equity participation financing; repealing certain distinctions in the time period over which the Authority's investment is recoverable; altering the circumstances under which the value of~~

a certain business entity is determined after obtaining a certain independent appraisal; and generally relating to small businesses and the Equity Participation Investment Program.

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 5–549, 5–550, 5–553, 5–556, and 5–557(a)
Annotated Code of Maryland
(2008 Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Economic Development
Section 5–551, 5–552, and 5–554
Annotated Code of Maryland
(2008 Volume and 2013 Supplement)

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

Senate Bill 678 – Senator Conway

AN ACT concerning

**Maryland Oil Disaster Containment, Clean-Up and Contingency Fund and
Oil Contaminated Site Environmental Cleanup Fund**

FOR the purpose of altering the basis for calculating a certain license fee credited to the Maryland Oil Disaster Containment, Clean-Up and Contingency Fund; altering the date by which the Department of the Environment is required to report annually to certain subcommittees of the General Assembly; extending the deadline by which the owner of a certain eligible heating oil tank may apply for reimbursement of certain costs from the Oil Contaminated Site Environmental Cleanup Fund; requiring the Secretary of the Environment to convene a certain workgroup for a certain purpose; requiring, by a certain date, the Department to report to certain committees of the General Assembly; making stylistic changes; and generally relating to the Maryland Oil Disaster Containment, Clean-Up and Contingency Fund and the Oil Contaminated Site Environmental Cleanup Fund.

BY repealing and reenacting, with amendments,
Article – Environment
Section 4–411 and 4–705
Annotated Code of Maryland
(2013 Replacement Volume)

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

Senate Bill 909 – Senators Madaleno ~~and~~, Montgomery, Kasemeyer, McFadden, Colburn, Currie, DeGrange, Edwards, Getty, Jones-Rodwell, King, Manno, Peters, and Robey

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.

Senate Bill 999 – Senator Pugh

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, requiring the Commissioner to consider the list of conditionally qualified jurisdictions published through the NAIC committee process when in 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~~ qualified jurisdictions in the State under certain circumstances; 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 5–909(b)(1) and (2) and 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.

Senate Bill 52 – Senator Benson

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 Health and Government Operations.

Senate Bill 432 – Senators Pugh, Benson, Conway, Feldman, Jones–Rodwell, Middleton, Montgomery, and Stone

AN ACT concerning

Department of Health and Mental Hygiene – Plan for Creation and Implementation of a Database of Direct Access Employees – ~~Establishment~~

FOR the purpose of requiring the Department of Health and Mental Hygiene to ~~establish a database of direct access employees; requiring the database to include certain information on all direct access employees in the State; establishing the purpose of the database; requiring each adult dependent care program to submit to the Department, for inclusion in the database, certain information on each newly hired direct access employee and periodically update the information; requiring the Department to establish, by regulation, the form, manner, and deadlines for the submissions and periodic updates; requiring each adult dependent care program to obtain employment history from the database before the adult dependent care program hires an individual for a certain~~

~~position; authorizing an adult dependent care program to obtain employment history from the database for individuals who already hold a certain position; requiring the Department to establish, by regulation, procedures an adult dependent care program may use to obtain employment history from the database; defining certain terms~~ develop a plan, with the input of stakeholders, for the creation and implementation of a database in the Department of certain direct access employees for a certain purpose; requiring the Department to examine certain matters in developing the plan; requiring the Department to submit the plan to certain legislative committees on or before the date; defining certain terms; and generally relating to a database of direct access employees in the Department of Health and Mental Hygiene.

~~BY repealing and reenacting, without amendments,
Article Health General
Section 19-1901(b)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)~~

~~BY adding to
Article Health General
Section 19-19A-01 through 19-19A-04 to be under the new subtitle "Subtitle 19A. Database of Direct Access Employees"
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 508 – Senators Currie, Benson, Muse, Peters, Ramirez, and Rosapepe

AN ACT concerning

**Office of the Attorney General – Establishment of a Consumer Affairs
Satellite Office in Prince George's County**

FOR the purpose of requiring the Office of the Attorney General to establish a consumer affairs satellite office in Prince George's County; providing for the purpose of establishing the consumer affairs satellite office; requiring the consumer affairs satellite office to provide consumers with certain resources; requiring the Office of the Attorney General to give priority to a certain site in determining where to locate the consumer affairs satellite office; requiring the Office of the Attorney General, on or before a certain date, to report to the Governor and the General Assembly on the operations of the consumer affairs satellite office; and generally relating to the establishment by the Office of the Attorney General of a consumer affairs satellite office in Prince George's County.

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

Senate Bill 577 – Senator Astle

AN ACT concerning

Department of Health and Mental Hygiene – State Facilities – Cemeteries

FOR the purpose of requiring ~~the State to maintain certain cemeteries in accordance with a certain definition~~ certain cemeteries to be provided perpetual care; requiring certain activities or projects to be undertaken in consultation with the Maryland Historical Trust in accordance with certain provisions of law; making certain provisions of State law that apply to property of cemeteries also apply to a cemetery owned by the State and located on the grounds of a State facility; requiring the Department of Health and Mental Hygiene, beginning on a certain date and annually thereafter, to report on the implementation of certain provisions to certain legislative committees; defining a certain term; altering a certain definition; making a conforming change; and generally relating to cemeteries owned by the State and located on the grounds of a State facility.

BY repealing and reenacting, without amendments,

Article – Business Regulation

Section 5–502 ~~and 5–601~~

Annotated Code of Maryland

(2010 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)

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

Senate Bill 622 – Senator Middleton

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~~ a certain 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.

Senate Bill 644 – Senators Ferguson, Currie, Dyson, Jacobs, Jones–Rodwell, Klausmeier, Madaleno, Manno, Montgomery, and Raskin

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, advocating for certain practices, and making certain recommendations on the purchasing of certain data processing devices, systems, or software; 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.

Senate Bill 711 – Senator Feldman

AN ACT concerning

Maryland Occupational Safety and Health Act – Chemical Information List – ~~Submission to Department of the Environment – Repeal Submission,~~ Maintenance, and Accessibility

FOR the purpose of repealing obsolete language regarding the maintenance of and access to certain chemical information lists submitted to the Department of the Environment; ~~repealing the requirement that employers, under certain circumstances, submit a certain chemical list to the Department requiring certain employers that cease to operate as a business or to take certain actions related to hazardous chemicals to submit a certain chemical information list to~~

the Department; requiring the Department to keep the chemical information list for a certain period of time; requiring an employer or, under certain circumstances, the Department, to provide access to information on a certain chemical information list to certain individuals under certain circumstances; recodifying and revising certain provisions of law concerning access to certain chemical information lists; repealing the requirement that the Department take certain actions regarding the chemical lists that are submitted to the Department; and generally relating to the chemical information list employers are required to keep under the Maryland Occupational Safety and Health Act.

BY repealing

Article – Environment

Section 6–501 through 6–504 and the subtitle “Subtitle 5. Public Access to Information on Hazardous or Toxic Chemicals”

Annotated Code of Maryland

(2013 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 5–405 and 5–407

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

BY repealing

Article – Labor and Employment

Section 5–406 and 5–408(d)

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 730 – Senators Jacobs, Colburn, Glassman, and Hershey

AN ACT concerning

**Maryland Transportation Authority – ~~Transportation Facilities Projects –~~
~~Cash Toll Lanes~~ All-Electronic Tolling – Study**

FOR the purpose of requiring the Maryland Transportation Authority to ~~maintain at certain transportation facilities projects at least one cash toll lane and as many additional cash toll lanes as necessary to ensure that motorists are not unduly delayed in passing through the toll plaza; and generally relating to cash toll lanes at transportation facilities projects~~ 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.

~~BY repealing and reenacting, without amendments,
Article – Transportation
Section 4–101(h)
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)~~

~~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 Ways and Means.

Senate Bill 832 – Senators Kelley, Brinkley, Feldman, Glassman, Kittleman, Klausmeier, Mathias, and Pugh

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 Economic Matters.

Senate Bill 891 – ~~Senator Middleton~~ Senators Middleton, Kittleman, and Pugh

AN ACT concerning

Maryland Health Care Commission – Authority of Acute Care Hospitals to Provide Cardiac Surgery Services – Voluntary Relinquishment – Regulations

FOR the purpose of requiring that certain regulations adopted by the Maryland Health Care Commission provide for the voluntary relinquishment of the authority of certain acute care hospitals to provide cardiac surgery services under certain circumstances; and generally relating to regulations concerning the voluntary relinquishment of authority to provide cardiac surgery services.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 19–120.1(g)(2)(v)
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 931 – Senator Conway

AN ACT concerning

State Board of Elections – ~~Appointment of General Counsel~~ Provision of Professional Legal Assistance

FOR the purpose of providing that ~~the State Board of Elections shall have a general counsel; providing for the appointment, qualifications, and tenure of the general counsel; authorizing the State Board to request professional assistance from the Attorney General to assist the State Board in the performance of its duties,~~ subject to a certain condition, the Attorney General shall provide professional legal assistance to the State Board of Elections; providing that, if the State Administrator of Elections makes a certain determination, the State Administrator, on confirmation by majority vote of the State Board, may retain the services of independent legal counsel to provide professional assistance to the State Board and the State Administrator; and generally relating to legal counsel to the State Board of Elections.

BY renumbering
Article – Election Law
Section 2–104 through 2–107, respectively
to be Section 2–105 through 2–108, respectively
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY adding to
Article – Election Law
Section 2–104

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 1104 – Senators Middleton ~~and Ramirez~~, Ramirez, Astle, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Mathias, and Pugh

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; providing for the application of this Act; honoring certain collective bargaining agreements subject to certain terms and requirements; providing that certain individuals represented by a certain entity maintain certain representation under certain circumstances; 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.

Senate Bill 1106 – Senator Feldman

AN ACT concerning

Business Occupations – Real Estate Appraisers – Criminal History Records Checks

FOR the purpose of requiring applicants for a license to provide real estate appraisal services and applicants for a certificate to provide certified real estate appraisal services to apply in a certain manner for a national and State criminal history records check, submit certain fingerprints, and pay certain fees for the records checks; requiring the Criminal Justice Information System Central Repository of the Department of Public Safety and Correctional Services to provide the records and a certain receipt to the State Commission of Real Estate Appraisers, Appraisal Management Companies, and Home Inspectors; providing that certain information obtained by the Commission is confidential; requiring the Commission to deny a real estate appraisal license or certificate to an applicant under certain circumstances; defining a certain term; providing for a delayed effective date; and generally relating to criminal history records checks for real estate appraisers.

BY renumbering

Article – Business Occupations and Professions
Section 16–101(d) through (s), respectively
to be Section 16–101(e) through (t), respectively
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY adding to

Article – Business Occupations and Professions
Section 16–101(d)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Business Occupations and Professions
Section 16–303, 16–306, 16–505, 16–508, and 16–701
Annotated Code of Maryland
(2010 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 134 Members present.

(See Roll Call No. 728)

ADJOURNMENT

At 11:55 A.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Legislative Day March 16, 2014, Calendar Day Wednesday, March 19, 2014.

Annapolis, Maryland
Legislative Day: March 16, 2014
Calendar Day: Wednesday, March 19, 2014

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

Prayer by Delegate Melvin L. Stukes of Baltimore City.

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 729)

The Journal of March 15, 2014 was read and approved.

EXCUSES:

Del. Bromwell – funeral

Del. Frank – medical

Del. George – late – personal

Del. Harper – medical

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 232 – Senators Stone, Benson, Currie, Feldman, Frosh, Kelley, King, Klausmeier, Manno, McFadden, Montgomery, Muse, Pinsky, Pugh, Ramirez, Raskin, Rosapepe, ~~and Young~~ Young, and Jones-Rodwell

AN ACT concerning

Procurement – Prevailing Wage – Applicability

FOR the purpose of ~~repealing a certain limitation on the applicability of the Prevailing Wage Law to the construction of a public work by revising a certain definition;~~ specifying the percentage of State money that must be used in an elementary or a secondary school construction project before the Prevailing Wage Law applies by altering certain definitions; providing for the application of this Act; and generally relating to the applicability of the Prevailing Wage Law.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 17–201
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 290 – Senators Brochin, Getty, ~~and Jennings~~ Jennings, and Zirkin

AN ACT concerning

Baltimore County – Board of Education – Selection of Members

FOR the purpose of establishing a procedure for the election and appointment of certain members of the Baltimore County Board of Education; repealing certain provisions governing the appointment of all members of the county board; establishing the composition of the county board; providing for the qualifications, terms of office, and the filling of a vacancy of certain members of the county board; requiring the elected members of the county board to reside in, be a registered voter in, and be elected from certain districts; specifying that a member may not be elected or appointed to serve for more than a certain number of consecutive terms; 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 for a student member of the county board; providing for the term and duties of the student member; providing for the removal of, and hearings and appeal procedures for, certain members of the county board; providing for the election of the chair and vice chair of the county board; providing for the compensation of the members of the county board; providing for the termination of the terms of the appointed members of the county board; making certain conforming nomenclature changes; and generally relating to the election and appointment of members of the Baltimore County Board of Education.

BY repealing and reenacting, with amendments,
Article – Education
Section 3–109 and 3–114
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY adding to
Article – Education

Section 3-2A-01 through ~~3-2A-08~~ 3-2A-09 to be under the new subtitle
“Subtitle 2A. Baltimore County”
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

**Senate Bill 694 – Senators Klausmeier, Colburn, Currie, Feldman, King,
Kittleman, Mathias, Middleton, Robey, and Young**

AN ACT concerning

Health Occupations – Maryland Behavior Analysts Act

FOR the purpose of establishing the Behavior Analyst Advisory Committee within the State Board of Professional Counselors and Therapists; requiring the Board to adopt certain regulations and a certain code of ethics; requiring the Board to set certain fees for services provided by the Board to behavior analysts; requiring the Board to pay the fees to the Comptroller; requiring the Comptroller to distribute the fees to the Board; requiring the fees to be used to cover certain costs; providing for the composition, appointment, and terms of the Committee members; establishing certain powers and duties of the Committee; requiring certain persons to be licensed by the Board as behavior analysts before performing certain work in the State except under certain circumstances; establishing certain education and experience requirements to qualify for a license; establishing certain application fees and requirements for obtaining a license; establishing certain terms and procedures for the renewal and reinstatement of a license; requiring the Board to issue a license to certain applicants; specifying the contents of a license; prohibiting the Board from issuing a license if certain information has not been received; ~~requiring the Board to maintain a certain roster~~; requiring the Board to place a licensee on inactive status under certain circumstances; prohibiting a licensee from surrendering a license under certain circumstances; requiring a licensee to notify the Board of a change of name or address in a certain manner and within a certain time period; authorizing the Board to deny a license to an applicant, reprimand a licensee, place a licensee on probation, or suspend or revoke a license under certain circumstances; establishing certain requirements for reinstatement of a revoked license; providing for certain criminal, civil, and administrative penalties; establishing certain hearing and appeal procedures for behavior analysts; authorizing the Board to issue a cease and desist order under certain circumstances; authorizing a certain action to be maintained to enjoin the unauthorized practice of behavior analysis or certain conduct; providing for a certain behavior analyst rehabilitation ~~committee~~ subcommittee; specifying the functions of the behavior analyst rehabilitation ~~committee~~ subcommittee; providing that the proceedings, records, and files of the behavior analyst rehabilitation ~~committee~~ subcommittee are not discoverable or admissible in

evidence in certain actions under certain circumstances; providing that a certain person is not civilly liable for certain action as a member of a behavior analyst rehabilitation ~~committee~~ subcommittee; prohibiting a person from practicing, attempting to practice, or offering to practice behavior analysis in the State unless licensed by the Board except under certain circumstances; prohibiting a person from representing to the public that the person is a licensed behavior analyst or using certain titles, abbreviations, signs, cards, or other representations except under certain circumstances; requiring the Board to pay certain penalties into the State Board of Professional Counselors and Therapists Fund; establishing a certain short title; providing that the Committee is subject to the provisions of the Maryland Program Evaluation Act; requiring that an evaluation of the Committee and statutes and regulations that relate to the Committee be performed on or before a certain date; defining certain terms; specifying the terms of the initial members of the Board; providing for the termination of certain provisions of this Act; and generally relating to the licensing and regulation of behavior analysts and the Behavior Analyst Advisory Committee.

BY renumbering

Article – State Government
Section 8–403(b)(8) through (56), respectively
to be Section 8–403(b)(9) through (57), respectively
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health Occupations
Section 17–6A–01 through ~~17–6A–33~~ 17–6A–31 to be under the new subtitle
“Subtitle 6A. Behavior Analysts”
Annotated Code of Maryland
(2009 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 adding to

Article – State Government
Section 8–403(b)(8)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 988 – Senator Pugh

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.

QUORUM CALL

The presiding officer announced a quorum call, showing 137 Members present.

(See Roll Call No. 730)

ADJOURNMENT

At 10:20 A.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Legislative Day March 17, 2014, Calendar Day Thursday, March 20, 2014.

Annapolis, Maryland
Legislative Day: March 17, 2014
Calendar Day: Thursday, March 20, 2014

The House met at 10:02 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Gail H. Bates of Howard County.

QUORUM CALL

The presiding officer announced a quorum call, showing 126 Members present.

(See Roll Call No. 731)

The Journal of March 16, 2014 was read and approved.

EXCUSES:

Del. Carr – personal
Del. Davis – illness
Del. Frank – medical
Del. Harper – medical
Del. Hucker – business
Del. Stifler – illness
Del. Vallario – late – business
Del. A. Washington – doctor’s appointment

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 299 – Montgomery County Senators

AN ACT concerning

Montgomery County – Maryland Tort Claims Act – Human Services Torts

FOR the purpose of clarifying that, under certain circumstances, Montgomery County acts as a unit of the State and, for the purposes of certain tort claims, the State shall be named as the proper defendant and damages shall be limited in a certain manner; ~~altering certain procedures~~; altering a certain definition; ~~providing for the application of this Act~~; and generally relating to the Maryland

Tort Claims Act and claims arising out of human services administered by Montgomery County.

BY repealing and reenacting, with amendments,
Article – State Government
Section 12–103.2 ~~and 12–106~~
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

~~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 Rules and Executive Nominations.

Senate Bill 350 – Senators Brochin, Klausmeier, and Zirkin

AN ACT concerning

~~Motor Vehicles – Speed Monitoring Systems – Local Jurisdictions~~
Speed Monitoring Systems Reform Act of 2014

FOR the purpose of altering the standards and requirements for the required warning period for violations recorded by speed monitoring systems; establishing that speed monitoring systems placed in certain areas may ~~only~~ be placed only on highways with a certain minimum speed limit; applying certain notice and signage standards for unmanned local stationary speed monitoring systems to all local speed monitoring systems; altering the standards for signage required for local stationary speed monitoring systems; ~~establishing that a speed monitoring system in a school zone may operate only during the regular school year~~; requiring certain local jurisdictions to designate certain persons to act in a certain public liaison capacity; ~~requiring a certain calibration check to be performed quarterly rather than annually~~; altering the standards and requirements for daily self-tests and annual calibrations for speed monitoring systems; requiring certain local jurisdictions to designate, subject to the approvals of a certain local governing body, a certain program administrator; requiring a contract for a certain speed monitoring system to include certain provisions; establishing certain training requirements; clarifying that a certificate alleging that a certain speeding violation occurred is required to be sworn to or affirmed by a certain law enforcement officer; expanding the application of the prohibition against a speed monitoring system contractor's fee being contingent on the number of citations issued or paid; ~~providing for the application of this Act; providing that certain speed monitoring system contract extensions are void under certain circumstances~~ 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; providing that, except under certain circumstances, existing obligations, contracts, or contract rights may not be impaired by this Act; defining certain terms; and generally relating to speed monitoring systems operated by local jurisdictions.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–809
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 486 – Senators Manno and Middleton

AN ACT concerning

Income Tax Credit – Endow Maryland

FOR the purpose of allowing a credit against the State income tax for a certain amount of donations to certain qualified permanent endowment funds at certain community foundations; requiring certain taxpayers to add a certain deduction back to federal adjusted gross income to determine Maryland adjusted gross income; providing for the carry forward of the credit; requiring the Department of Housing and Community Development, on application of a taxpayer, to issue a tax credit certificate under certain circumstances; requiring the application to contain certain information; providing for the maximum amount of a tax credit certificate that may be issued; requiring the Department to reserve a certain amount of credits for donations under a certain amount; requiring the Department to approve applications on a first–come, first–served basis and ~~within a certain number of days of receipt of the application~~ in a timely manner; providing that the total number of applications certified by the Department may not exceed a certain amount for each taxable year; providing that excess tax credits not certified during a taxable year may be carried over and certified during the next taxable year; requiring the Department to report certain information to the State Department of Assessments and Taxation and the Comptroller on or before a certain date each year; requiring the Department to ~~publish a certain list and~~ adopt certain regulations; defining certain terms; providing for the application of this Act; and generally relating to a State income tax credit for certain donations to certain endowment funds.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–204(a) and 10–305(a)

Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY adding to

Article – Tax – General
Section 10–204(l) and 10–736
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General
Section 10–305(d)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

Senate Bill 504 – Senator Kelley

EMERGENCY BILL

AN ACT concerning

Health Insurance – Essential Health Benefits – Pediatric Dental Benefits

FOR the purpose of requiring the Maryland Health Benefit Exchange to certify stand-alone dental plans for sale outside the Exchange; requiring a stand-alone dental plan to be reviewed and approved by the Maryland Insurance Administration as meeting certain requirements to be certified for sale outside the Exchange; providing for a certain exception to the authority of the Exchange to take certain actions relating to certification of certain plans; authorizing the Exchange to deny, suspend, or revoke the certification of a stand-alone dental plan for sale outside the Exchange under certain circumstances; providing that a health benefit plan offered by a health insurance carrier outside the ~~Maryland Health Benefit~~ Exchange to individuals or small employers is not required to include certain pediatric dental benefits under certain circumstances; repealing a requirement that the Exchange and the Maryland Insurance Administration conduct a certain study and report the findings and recommendations to the Governor and the General Assembly; defining certain terms; making this Act an emergency measure; and generally relating to health benefit plans offered outside the Maryland Health Benefit Exchange.

BY repealing and reenacting, with amendments,

Article – Insurance
Section 31–115(a) and (k)(1) and 31–116(a)
Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY adding to

Article – Insurance

Section ~~31-115(l)~~ and 31-116(f)

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY repealing

Chapter 159 of the Acts of the General Assembly of 2013

Section 8

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

Senate Bill 592 – ~~Senator Jones-Rodwell~~ Senators Jones-Rodwell, Conway, Astle, Brinkley, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Mathias, Middleton, Pugh, and Ramirez

AN ACT concerning

~~Department of Health and Mental Hygiene – Community Health Workers – Certification and Reimbursement~~
Workgroup on Workforce Development for Community Health Workers

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, to the extent practicable, a certain minimum percentage of the membership of the workgroup to be composed of certain individuals; 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 Rules and Executive Nominations.

Senate Bill 596 – Senators Peters, Kasemeyer, King, Klausmeier, Raskin, and Robey

AN ACT concerning

Income Tax Subtraction Modification – Mortgage Forgiveness Debt Relief – Extension

FOR the purpose of extending certain termination provisions relating to a certain income tax subtraction modification for certain discharged mortgage debt; altering the amount of a certain subtraction modification; and generally relating to an income tax subtraction modification for mortgage forgiveness debt relief.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–207(a) and (y)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Chapter 545 of the Acts of the General Assembly of 2012
Section 3

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

Senate Bill 654 – ~~Senator Middleton~~ Senators Middleton, Astle, Brinkley, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Mathias, Pugh, and Ramirez

AN ACT concerning

Health – Down Syndrome – Required Information

FOR the purpose of requiring the Department of Health and Mental Hygiene to identify certain information about Down syndrome; requiring the Department to make available certain information on the Department's Web site and to provide certain information to certain health care facilities and certain health care providers; requiring certain health care facilities and certain health care providers to provide to certain individuals certain information under certain

circumstances; defining certain terms; and generally relating to the identification and provision of information about Down syndrome.

BY adding to

Article – Health – General

Section 20–1501 and 20–1502 to be under the new subtitle “Subtitle 15. Down Syndrome Information”

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 670 – Senator Middleton

AN ACT concerning

Income Tax Credit – Qualified Farms – Gleaning

FOR the purpose of allowing certain qualified farms a credit, up to a certain amount, against the State income tax equal to a certain percentage of the value of certain food donations; providing for the carry forward of the credit; providing for the calculation of the amount of the credit; requiring the Secretary of Agriculture to establish certain values on a weekly basis; requiring the Secretary, in consultation with the Comptroller, to establish a certain certification procedure for certain tax credit administrators; requiring a tax credit certificate administrator that receives a certain donation to issue a certain tax credit certificate; requiring that a tax credit certificate contain certain information; requiring the Secretary to prepare certain tax credit certificate forms; requiring the Secretary to notify certain administrators to stop issuing certain certificates if a certain limit is reached; requiring the Secretary, under certain circumstances, to provide a procedure for issuing certain tax credit certificates; providing that the total amount of tax credit certificates issued may not exceed a certain amount for certain calendar years; requiring that the Secretary, the Comptroller, and the Task Force to Study the Implementation of a Hub and Spoke Program in the Southern Maryland Region submit a certain report by a certain date; authorizing the Task Force to study the implementation of a certain program in certain additional counties; extending the termination date of the Task Force; requiring the Secretary, in consultation with the Comptroller, to adopt certain regulations; defining certain terms; and generally relating to a tax credit for certain food donations.

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,
Chapter 292 of the Acts of the General Assembly of 2013
Section 1(a) and 2

BY repealing and reenacting, with amendments,
Chapter 293 of the Acts of the General Assembly of 2013
Section 1(a) and 2

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

Senate Bill 685 – Senator Zirkin

AN ACT concerning

**Family Law – Child Abuse and Neglect – Provision of Information to Health
Care ~~Provider~~ Practitioners**

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~~ to a health care practitioner certain information if requested by the ~~physician or provider~~ health care practitioner or a certain agency, institution, or program under certain circumstances; requiring the Department to work with relevant stakeholders and report the outcome of the work to certain committees of the General Assembly on or before a certain date; defining a certain term; and generally relating to the provision of certain information to a certain physician or health care provider of a child practitioners.

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 Rules and Executive Nominations.

Senate Bill 790 – ~~Senator Kelley~~ Senators Kelley, Astle, Feldman, Glassman, Kittleman, Klausmeier, Mathias, Middleton, Pugh, and Ramirez

EMERGENCY BILL

AN ACT concerning

**Health Insurance – Communications Between Carriers and Enrollees –
Conformity With the Health Insurance Portability and Accountability Act
(HIPAA)**

FOR the purpose of requiring the Maryland Insurance Commissioner to develop and make available a certain form for enrollees to use to request confidential communications from certain health insurance carriers in accordance with certain provisions of federal law; requiring carriers to accept a certain form for a certain purpose under certain circumstances; providing that a certain notice given by an insurer under certain circumstances is subject to certain provisions of federal law; providing that a certain explanation of benefits is subject to certain provisions of federal law; defining certain terms; providing for the construction of certain provisions of this Act; making this Act an emergency measure; and generally relating to conformity of insurance communications with provisions of the federal Health Insurance Portability and Accountability Act.

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)

BY repealing and reenacting, with amendments,

Article – Insurance
Section 15–1006 and 15–1007
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 795 – ~~Senator Madaleno~~ Senators Madaleno, Astle, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Mathias, Middleton, Pugh, and Ramirez

AN ACT concerning

Joint Committee on Ending Homelessness

FOR the purpose of creating a Joint Committee on Ending Homelessness; specifying the membership of the Committee; providing that members of the Committee serve at the pleasure of the appointing officer; providing for the appointment of cochairmen of the Committee; establishing that a majority of the full authorized membership of the Committee is a quorum; providing staff for the Committee; requiring the Committee to hold certain meetings; authorizing the Committee to hold certain hearings and consider certain votes on certain bills or resolutions; establishing the powers and duties of the Committee; requiring the Governor's Interagency Council on Homelessness to cooperate fully with the Committee, keep the Committee fully informed as to the Council's priorities and progress, and submit a certain report to the Committee on or before a certain date each year; requiring the Committee to submit a certain report to the General Assembly ~~by~~ on or before a certain date each year; providing for a delayed effective date; and generally relating to the Joint Committee on Ending Homelessness.

BY adding to

Article – State Government

Section 2–10A–15

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 796 – ~~Senator Madaleno~~ Senators Madaleno, Astle, Brinkley, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Mathias, Middleton, Pugh, and Ramirez

AN ACT concerning

Human Services – Interagency Council on Homelessness

FOR the purpose of repealing the Governor's Advisory Board on Homelessness and establishing an Interagency Council on Homelessness; establishing the membership, staffing, chair, quorum, and meeting times of the Council; prohibiting a member of the Council from receiving certain compensation but authorizing the reimbursement of certain expenses; establishing certain duties of the Council; requiring the Department of Human Resources to adopt certain regulations; repealing certain provisions of law relating to the Advisory Board on Homelessness and the Shelter, Nutrition, and Service Program for Homeless Individuals and Families; defining certain terms; and generally relating to the Interagency Council on Homelessness.

BY repealing and reenacting, with amendments,

Article – Human Services

Section 6–417, 6–421 through 6–424, and 6–427

Annotated Code of Maryland
(2007 Volume and 2013 Supplement)

BY repealing

Article – Human Services
Section 6–418 through 6–420, 6–425, and 6–426
Annotated Code of Maryland
(2007 Volume and 2013 Supplement)

BY adding to

Article – Human Services
Section 6–422 and 6–423
Annotated Code of Maryland
(2007 Volume and 2013 Supplement)

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

Senate Bill 813 – Senators Raskin, Forehand, Montgomery, Stone, Young, and Zirkin

AN ACT concerning

**Motor Vehicle Administration – Drivers’ Licenses and Identification Cards –
Organ Donor Designation**

FOR the purpose of requiring, rather than authorizing, the Motor Vehicle Administration to make a certain notation on a driver’s license or identification card of an applicant who selects designation as an organ donor; requiring the Administration to notify applicants who select designation as a donor that the designation will remain effective until the applicant requests that the designation be removed and that the designation may be removed by the applicant through specified means; altering the manner in which a donor designation may be removed from a driver’s license or identification card; requiring the Administration to note an applicant’s designation as a donor on certain subsequently issued documents under certain circumstances; making certain stylistic and conforming changes; and generally relating to the designation of organ donor status on drivers’ licenses and identification cards.

BY repealing and reenacting, with amendments,

Article – Transportation
Section 12–303
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

**Senate Bill 818 – ~~Senator Forehand~~ Senators Forehand, Jacobs, and Muse
Muse, and Kittleman**

AN ACT concerning

State Government – Human Trafficking Address Confidentiality Program

FOR the purpose of requiring the Secretary of State to establish the Human Trafficking Address Confidentiality Program for victims of human trafficking; stating the purpose of the Program; establishing eligibility requirements of the Program; establishing application and participation requirements of the Program; requiring an applicant to provide a certain release and waiver of future claims against the State; prohibiting false statements in an application; establishing penalties for a violation of certain provisions of this Act; establishing participation cancellation procedures; authorizing a Program participant to request that certain agencies use a substitute address designated under the Program as the Program participant's address; establishing a method for certain agencies to apply for a waiver from the requirements of the Program; requiring that a certain address be used for voter registration and election-related purposes; prohibiting certain disclosures of a Program participant's address; providing a penalty for certain unauthorized disclosures of a Program participant's address; requiring the Secretary of State to adopt regulations to carry out this Act; defining certain terms; and generally relating to the Human Trafficking Address Confidentiality Program.

BY repealing and reenacting, with amendments,

Article – Election Law

Section 3–505

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

BY adding to

Article – State Government

Section 7–301 through 7–312 to be under the new subtitle “Subtitle 3. Human Trafficking Address Confidentiality 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.

Senate Bill 830 – Senator Forehand

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 Rules and Executive Nominations.

Senate Bill 874 – ~~Senator Klausmeier~~ Senators Klausmeier, Astle, Feldman, Glassman, Kelley, Kittleman, Mathias, Middleton, Pugh, and Ramirez

AN ACT concerning

Health Insurance – Specialty Drugs

FOR the purpose of prohibiting certain insurers, nonprofit health service plans, and health maintenance organizations from imposing a copayment or coinsurance requirement on a covered specialty drug that exceeds a certain dollar amount; providing for an annual increase to the copayment or coinsurance requirement limit; providing that, under certain circumstances, certain provisions of law or certain regulations do not preclude certain insurers, nonprofit health service plans, and health maintenance organizations from requiring a covered specialty drug to be obtained through a certain source or a pharmacy participating in the provider network of the insurer, nonprofit health service plan, or health maintenance organization under certain conditions; authorizing a pharmacy registered under a certain provision of federal law to apply to be a designated pharmacy for a certain purpose, under certain conditions; prohibiting an insurer, nonprofit health service plan, or health maintenance organization from unreasonably withholding certain approval; authorizing certain insurers, nonprofit health service plans, and health maintenance organizations to provide coverage for specialty drugs through a managed care system; providing that a certain determination is considered a coverage decision under certain provisions of law; authorizing the Maryland Insurance Commissioner to seek advice from

certain persons relating to certain complaints filed with the Commissioner; requiring the expenses for the advice to be paid for as provided under certain provisions of law; defining certain terms; making the provisions of this Act applicable to health maintenance organizations; providing for the application of this Act; and generally relating to specialty drugs.

BY adding to

Article – Insurance

Section 15–847

Annotated Code of Maryland

(2011 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)

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

Senate Bill 884 – Senators Pugh, Feldman, Klausmeier, and Mathias

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 or a set of health care practitioners; defining a certain term; 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 Rules and Executive Nominations.

Senate Bill 889 – Senators Jennings and Glassman

AN ACT concerning

Northeastern Maryland Additive Manufacturing Innovation Authority

FOR the purpose of establishing the Northeastern Maryland Additive Manufacturing Innovation Authority; providing for the purposes of the Authority; establishing an Executive Board for the Authority; providing for the composition, chair, and meetings of the Board; requiring that, to the extent practicable, the members of the Board reasonably reflect the geographic, racial, ethnic, cultural, and gender diversity of the State; prohibiting a member of the Board from receiving certain compensation, but authorizing the reimbursement of certain expenses; authorizing the Board to establish certain committees; requiring the Board to appoint an Executive Director with certain duties; requiring the Department of Business and Economic Development, the Cecil County Office of Economic Development, and the Harford County Office of Economic Development jointly to provide staff, office space, and operational support for the Authority; authorizing the Authority to select and retain certain legal counsel, additional staff, and professional consultants; authorizing the Authority to exercise certain powers; requiring the Authority to undertake certain activities to further the purposes of this Act; establishing the applicability of certain other provisions of law to the Authority and its officers and employees and to the Board; authorizing the State and Cecil and Harford counties jointly to finance the Authority and its activities; requiring the Authority to submit certain work programs and budget information to the Department on or before a certain date each year; requiring the Department to review and forward a certain submission and recommendation to the Department of Budget and Management; ~~requiring~~ authorizing the Governor, beginning with a certain fiscal year, to include in the State budget for each fiscal year, an appropriation of a certain amount to partially support the ~~Authority; requiring~~ Authority, contingent on the commitment of Cecil and Harford counties to contribute funds to the Authority; authorizing the governing bodies of Cecil and Harford counties each year to appropriate funds to the Authority for a certain purpose; authorizing the Authority to accept additional money from certain sources; requiring the Authority to cooperate with certain governmental units; establishing the Northeastern Maryland Additive Manufacturing Innovation Authority Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Authority to administer the Fund; requiring the State Treasurer to hold the Fund separately and to make certain investments; requiring certain earnings to accrue to the Fund; requiring the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purposes for which the Fund may be used; requiring certain money not awarded to remain in 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; defining certain terms; and generally relating to the Northeastern Maryland Additive Manufacturing Innovation Authority.

BY repealing and reenacting, without amendments,

Article – Economic Development

Section 9–101(a) and (c)

Annotated Code of Maryland

(2008 Volume and 2013 Supplement)

BY adding to

Article – Economic Development

Section 13–1201 through 13–1212 to be under the new subtitle “Subtitle 12.
Northeastern Maryland Additive Manufacturing Innovation Authority”

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 Rules and Executive Nominations.

Senate Bill 981 – Senator Jennings

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 Rules and Executive Nominations.

PETITIONS, MEMORIALS AND OTHER PAPERS

TRIBUTE TO WILLARD HACKERMAN

TRIBUTE TO DR. EDWARD PAPENFUSE, FORMER MARYLAND STATE ARCHIVIST

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 732)

ADJOURNMENT

At 10:41 A.M. on motion of Delegate Barve the House adjourned until 11:00 A.M. on Legislative Day March 18, 2014, Calendar Day Friday, March 21, 2014.

Annapolis, Maryland
Legislative Day: March 18, 2014
Calendar Day: Friday, March 21, 2014

The House met at 11:06 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Eric M. Bromwell of Baltimore County.

QUORUM CALL

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

(See Roll Call No. 733)

The Journal of March 17, 2014 was read and approved.

EXCUSES:

Del. Bobo – grandson’s memorial service

Del. Carr – personal

Del. Costa – doctor’s appointment

Del. Frank – medical

Del. Harper – medical

Del. McDonough – illness

Del. Minnick – illness

Del. Simmons – personal

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

<u>NUMBER</u>	<u>SPONSOR</u>	<u>CONTENT</u>
HB 346	Ch, Envir Matters Co	Maryland Historical Trust – Review of Capital Projects – Duties of Director
HB 739	The Speaker	Maryland Estate Tax – Unified Credit

Read and ordered journalized.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 208 – Senators Kelley, Forehand, and Raskin

AN ACT concerning

Maryland Collaborative Reproduction Act

FOR the purpose of establishing the Maryland Collaborative Reproduction Act; establishing the purposes of this Act; establishing certain rights and obligations of certain intended parents who use gamete or embryo donors to conceive a child through collaborative reproduction; establishing certain rights of a child conceived through collaborative reproduction; establishing that a gamete or embryo donor is not a parent of a child conceived through collaborative reproduction under certain circumstances; establishing that a gestational carrier agreement is enforceable in the State under certain circumstances; specifying certain requirements for parties who enter into a gestational carrier agreement; specifying certain requirements for the contents of a gestational carrier agreement; requiring a gestational carrier agreement to be approved by a circuit court prior to the embryo transfer; requiring the parties to a gestational carrier agreement to jointly petition for approval of the agreement; establishing the jurisdiction of the circuit court; specifying the contents of the petition; requiring the court to hold a hearing on the petition within a certain period of time; requiring the court to hold separate hearings under certain circumstances; requiring the petitioning parties to be present at the hearing; requiring the court to issue an order approving the gestational carrier agreement if the court makes certain findings; requiring a certain hearing to be closed to the public; establishing that certain records are not subject to public inspection except under certain circumstances; specifying the effect of the dissolution of the marriage or partnership of a gestational carrier or an intended parent on a gestational carrier agreement; prohibiting an embryo transfer from occurring under certain circumstances; specifying the effect of an unauthorized embryo transfer; specifying the effect of the death of an intended parent on a gestational carrier agreement; authorizing an intended parent or gestational carrier to revoke consent to a gestational carrier agreement under certain circumstances; providing for the resolution of disputes under a gestational carrier agreement; authorizing a party to a gestational carrier agreement to file a petition for parentage; establishing the jurisdiction of a circuit court of the State over a petition for parentage under certain circumstances; specifying the required contents of a petition for parentage; requiring a court to issue an order of parentage under certain circumstances; establishing the legal effect of an order of parentage; requiring an order of parentage to be sealed under certain circumstances; requiring that, in the absence of an order of parentage, the parentage of a child born as the result of a gestational carrier agreement be determined in a certain manner; providing for

the issuance of a birth certificate under certain circumstances; prohibiting certain persons who have been convicted of certain crimes from being involved in the business of collaborative reproduction; establishing certain criminal penalties; requiring a certain person to register with the Department of Health and Mental Hygiene under certain circumstances; specifying the information that a person required to register must provide to the Department; requiring the Department to publish certain information on its Web site; authorizing the Department to adopt certain regulations; defining certain terms; providing for the application of this Act; making the provisions of this Act severable; and generally relating to the Maryland Collaborative Reproduction Act.

BY adding to

Article – Family Law

Section 5–901 through ~~5–914~~ 5–916 to be under the new subtitle “Subtitle 9.
Maryland Collaborative Reproduction Act”

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 235 – The President (By Request – Governor’s Salary Commission)

AN ACT concerning

Governor – Pension and Health Benefits

FOR the purpose of authorizing a former Governor of Maryland who began serving as Governor on or after a certain date and the surviving spouse of a deceased Governor or former Governor to enroll and participate in the State Employee and Retiree Health and Welfare Benefits Program under certain circumstances; specifying the amount of the State subsidy for the Program that a former Governor who began serving as Governor on or after a certain date and the surviving spouse of a deceased Governor or former Governor are eligible to receive; providing that certain retiree health benefits provisions do not apply to a former Governor who began serving as Governor on or after a certain date; altering eligibility requirements for a former Governor to receive a normal service retirement allowance; providing for the application of certain provisions of this Act; and generally relating to pension and health benefits for former Governors.

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 2–508(c) and 22–405

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – State Personnel and Pensions

Section 2–508.1

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 348 – Senator Manno

AN ACT concerning

Texting While Driving – Accidents Resulting in Death or Serious Injury – Penalties

FOR the purpose of altering a certain prohibition against using a text messaging device while operating a motor vehicle to prohibit an individual from using the individual's hands to use a text messaging device for certain purposes while operating a motor vehicle under certain circumstances; prohibiting a person from committing a violation of a certain prohibition against using a text messaging device while driving that ~~contributes to~~ causes 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 in violation of a certain provision of law to allow the officer to inspect the device and 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 prohibition on using a text messaging device while driving.

BY adding to

Article – Transportation

Section 16–402(a)(39) and 27–115

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 21–1124.1

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 521 – Senators Pinsky, Hershey, Mathias, ~~and Middleton~~
Middleton, Montgomery, and Simonaire ~~Simonaire, and Colburn~~

AN ACT concerning

~~Agriculture – Poultry Litter –~~ Poultry Litter Energy-Generating Cooperative
Program

FOR the purpose of establishing a Poultry Litter Energy-Generating Cooperative Program; prohibiting the rates and structure of the Program from being used for distributed generation from other sources of energy; requiring the ~~State Department of Agriculture~~ Public Service Commission to consult with the ~~Energy-Generating Cooperative Advisory Committee~~ Maryland Energy Administration on the administration of the Program; ~~providing for the credit structure for the energy generated from an energy-generating cooperative;~~ requiring the Commission to determine whether an energy-generating cooperative applicant meets certain requirements; requiring the Commission to adopt certain regulations; requiring an energy-generating cooperative to follow certain procedures for interconnection; requiring the monetary value of subscribed energy produced by an energy-generating cooperative to be determined in a certain manner; requiring the Commission to determine a certain method to ensure that certain limitations are enforced; requiring a cooperative organization to notify an electric company of each cooperative member's interest in a certain total production; providing for the allocation of unsubscribed energy; ~~requiring an energy-generating cooperative to pay a certain infrastructure use and distribution rate to an electric company;~~ requiring a cooperative organization to compensate an electric company for billing purposes under certain circumstances; prohibiting a certain capacity from exceeding a certain amount in certain locations; authorizing a cooperative organization to contract with a third party for certain purposes; prohibiting the ~~Department~~ Administration, the ~~Public Service~~ Commission, and an electric company from changing the terms of a contract entered into under this Act under certain circumstances; ~~establishing the Energy-Generating Cooperative Advisory Committee; providing for the membership, staffing, duties, meetings, and structure of the Committee; prohibiting members of the Committee from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Committee to assist the Department with the development and implementation of the Program; requiring the Committee to create two subcommittees and specifying the duties of each subcommittee; requiring the Committee to make a certain report to the Department; requiring the Department, in coordination with the Maryland Energy Administration, to make a certain report to the General Assembly on or before a certain date; providing for the regulation of electricity from a certain source in a certain manner; requiring the Administration to meet certain requirements of this Act~~ allowing an electric company to use certain generation to reduce certain wholesale purchases; allowing an electric company to require that certain

members be billed in a certain manner; requiring the Commission to authorize a certain cost recovery under certain circumstances; requiring the Administration to make a certain report on recommendations for certain tariff structures for energy-generating cooperatives; requiring the Commission to open a certain proceeding; requiring the Commission to issue a certain decision; requiring a certain energy-generating cooperative to operate under a certain offset rate under certain circumstances; limiting the number of energy-generating cooperatives that may operate under a certain offset rate established under this Act for a certain period of time; requiring a certain energy-generating cooperative to operate under a certain offset rate established by the Commission for a certain period of time; requiring the Administration to make a report to the Commission on recommendations for certain tariff structures for community renewable energy-generating systems; defining certain terms; stating certain findings of the General Assembly; and generally relating to poultry litter energy-generating cooperatives.

~~BY adding to~~

~~Article – Agriculture~~

~~Section 10 2001 through 10 2009 to be under the new subtitle “Subtitle 20: Poultry Litter”~~

~~Annotated Code of Maryland~~

~~(2007 Replacement Volume and 2013 Supplement)~~

BY adding to

Article – Public Utilities

Section 7-306.1

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

~~BY adding to~~

~~Article – State Government~~

~~Section 9 2009~~

~~Annotated Code of Maryland~~

~~(2009 Replacement Volume and 2013 Supplement)~~

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

Senate Bill 708 – Senators Raskin, Benson, Currie, Jones-Rodwell, Madaleno, Manno, Montgomery, Muse, Pinsky, Pugh, Ramirez, Rosapepe, and Stone

AN ACT concerning

Civil Actions – Statute of Limitations for Certain Specialties and Motion for Certain Deficiency Judgments

FOR the purpose of altering the time period within which a civil action on certain specialties shall be filed; authorizing a certain party, within a certain time period, to file a motion for a deficiency judgment under certain circumstances; requiring the party to serve the motion in accordance with certain procedures; providing that the filing of a certain motion shall constitute the sole post-ratification remedy available to a certain party under certain circumstances; providing for the application of this Act; and generally relating to specialties and deficiency judgments.

BY repealing and reenacting, without amendments,
Article – Courts and Judicial Proceedings
Section 5–101
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 5–102
Annotated Code of Maryland
(2013 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.

Senate Bill 737 – Senators Pugh, Benson, Currie, ~~Forehand, King, Manno, McFadden, Feldman, Forehand, King, Manno, McFadden, Middleton, Montgomery, Muse, Ramirez, and Raskin~~

AN ACT concerning

Labor and Employment – Unpaid Parental Leave – Birth or Adoption of a Child

FOR the purpose of providing certain employees a certain number of workweeks of unpaid parental leave in a certain period under certain circumstances; authorizing an employer to deny unpaid parental leave to an eligible employee under certain circumstances; authorizing, under certain circumstances, an employer to require an eligible employee, or an eligible employee to elect, to substitute paid leave for any part of or all of the period of parental leave; authorizing an employer to require an eligible employee to provide written notice of the eligible employee's intention to take parental leave under certain

circumstances; requiring that an eligible employee returning to work after taking leave be restored to the position of employment held by the employee when the leave began under certain circumstances; authorizing an employer, during the period of parental leave, to terminate employment of an eligible employee only for cause; requiring an employer to maintain certain health coverage for the duration of the eligible employee's leave under certain circumstances; authorizing an employer, except under certain circumstances, to recover the premium for maintaining certain health coverage by deducting the amount of the premium from certain wages; requiring an employer to pay certain commissions to certain employees during any period of parental leave; requiring the Commissioner of Labor and Industry to adopt certain regulations; requiring the Commissioner to take certain actions regarding certain violations of certain provisions of law; authorizing the Attorney General to take a certain action under a certain provision of this Act; authorizing an employee to bring an action against an employer for certain damages under certain circumstances; prohibiting certain acts; ~~providing for certain penalties~~; authorizing the Commissioner to conduct, under certain circumstances, an investigation regarding whether a certain provision of law has been violated; defining certain terms; providing for the construction of this Act; and generally relating to parental leave for the birth or adoption of a child.

BY adding to

Article – Labor and Employment

Section 3–103(i); and 3–1201 through 3–1211 to be under the new subtitle

“Subtitle 12. ~~Maryland Family and Medical~~ Parental Leave Act”

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 800 – Senators Ramirez, Forehand, and Raskin

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 Rules and Executive Nominations.

Senate Bill 850 – Senator Conway

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 during a certain period of time; 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 Rules and Executive Nominations.

**Senate Bill 860 – Senators Gladden, Jones–Rodwell, ~~and Kelley~~ Kelley, and
Forehand**

AN ACT concerning

Public Safety – ~~Photo and Lineup~~ 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 the Police Training Commission to adopt certain standards and conduct certain training programs~~; 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; providing for the application of this Act;

~~providing for a delayed effective date;~~ and generally relating to eyewitness identifications.

BY adding to

Article – Public Safety

Section 3–506(d) ~~and (e)~~ and 3–506.1

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 892 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

Maryland Estate Tax – Transfer of Qualified Agricultural Property by a Qualified Recipient

FOR the purpose of clarifying that a certain recapture of the Maryland estate tax occurs only when certain property ceases to be used for farming purposes; establishing that a qualified recipient is not subject to a certain recapture of the estate tax if certain real property is used in a certain manner for a certain period of time; establishing that certain individuals are responsible for paying a certain recapture of the estate tax; clarifying that a qualified recipient may transfer qualified agricultural property to another qualified recipient; prohibiting the Comptroller from disqualifying an individual as a qualified recipient based on the individual's relation to a decedent; prohibiting certain prior acts of the General Assembly from being construed in a certain manner; providing for the application of this Act; making this Act an emergency measure; and generally relating to the Maryland estate tax.

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 7–309(c)

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

Senate Bill 899 – Senator Hershey

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 Rules and Executive Nominations.

Senate Bill 977 – Senator Feldman

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.

Senate Bill 985 – Senator Frosh

AN ACT concerning

Maryland Clean Energy Center – Green Banks and Clean Bank Financing and Risk Management Program – Study

FOR the purpose of ~~establishing the Maryland Clean Energy Financing and Risk
Management Program; establishing the purposes of the Program; requiring the
Maryland Clean Energy Center to administer the Program; requiring the
Center to provide certain forms of financing support or risk management for
certain projects that meet certain guidelines; requiring the Center to assess
certain fees, ensure that certain bonds are sold in a certain manner, use certain
networks and methods to identify certain projects, coordinate with certain other
projects, and adopt certain regulations; authorizing the Center to take certain
measures to cover certain risks and to facilitate certain transactions to carry out
the purposes of the Program; requiring an applicant for financing support or
risk management to submit a certain application to the Center in a certain~~

~~manner; requiring the Center to consider certain criteria in evaluating an applicant for financing support or risk management; authorizing the Center to provide financing support or risk management for a clean energy project only under certain conditions; requiring the Executive Director of the Center to require an entity that receives certain financing support or risk management to provide a certain quarterly report and make the report available to the public; authorizing the Executive Director to establish additional reporting requirements; authorizing the Executive Director to deobligate certain financing support and award the funds to another applicant under certain circumstances; establishing the Maryland Clean Energy Center Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Center to administer the Fund; requiring the State Treasurer to hold the Fund and invest the money of the Fund in a certain manner; requiring that any investment earnings of the Fund be credited to the Fund; requiring the Comptroller to account for the Fund; specifying the contents of the Fund; providing for expenditures from the Fund; requiring a certain annual report to include certain information; 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; repealing a certain provision of law stating the intent of the General Assembly regarding funding from a certain source; clarifying the intent of the General Assembly regarding certain financial assistance; defining certain terms; requiring the Maryland Clean Energy Center, in collaboration with the Maryland Energy Administration, to conduct a study of green banks and clean bank financing initiatives; requiring the Center, in collaboration with the Administration, to consult with certain persons or entities; requiring the Center, in collaboration with the Administration, to consider certain items in its analysis and make certain recommendations; requiring the Center, in collaboration with the Administration, to submit certain reports to certain committees of the General Assembly on or before certain dates; and generally relating to the Maryland Clean Energy Financing and Risk Management Program Center and a study of green banks and clean bank financing.~~

~~BY repealing and reenacting, without amendments,~~

~~Article — Economic Development~~

~~Section 10-801(a), (c), (f), (i), and (n), 10-802(b), 10-806(d), and 10-826~~

~~Annotated Code of Maryland~~

~~(2008 Volume and 2013 Supplement)~~

~~BY repealing and reenacting, with amendments,~~

~~Article — Economic Development~~

~~Section 10-802(e)~~

~~Annotated Code of Maryland~~

~~(2008 Volume and 2013 Supplement)~~

~~BY renumbering~~

~~Article — Economic Development~~

~~Section 10-854 and the part “Part V. Short Title”~~

~~to be Section 10-869 and the part “Part VI. Short Title”
Annotated Code of Maryland
(2008 Volume and 2013 Supplement)~~

~~BY adding to~~

~~Article – Economic Development
Section 10-854 through 10-866 to be under the new part “Part V. Maryland
Clean Energy Financing and Risk Management Program”
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)~~

~~BY repealing and reenacting, with amendments,~~

~~Chapter 137 of the Acts of the General Assembly of 2008
Section 3~~

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

Senate Bill 1033 – Senators Brinkley and Young

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.

Senate Bill 1053 – Senator Glassman

AN ACT concerning

Maryland Building Performance Standards – Energy Codes – Local Authority

FOR the purpose of authorizing a local jurisdiction to adopt local amendments to the Maryland Building Performance Standards that are equivalent to the requirements of certain international energy conservation and energy efficiency codes; and generally relating to building performance standards.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 12–504
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 1070 – Senators DeGrange, Astle, Benson, Colburn, Currie, Dyson, Edwards, Forehand, Glassman, Madaleno, Manno, Mathias, Montgomery, Peters, Ramirez, Reilly, Robey, and Zirkin

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 Rules and Executive Nominations.

Senate Bill 1079 – Senator Mathias

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, or 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.

Senate Bill 1095 – Senator Frosh

EMERGENCY BILL

AN ACT concerning

Real Property – Ground Rents

FOR the purpose of altering a certain definition for purposes of certain provisions of law prohibiting nonjudicial actions to take possession of property; 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; altering the manner of giving a certain notice; 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; ~~establishing that a person awarded possession of property in a certain action takes possession subject to the terms of a certain security instrument~~ requiring that each lienholder of record be made a party to a certain action for possession of property; 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; altering the period of time after which a certain rent is conclusively presumed to be extinguished if no demand or payment is made for the rent during that period; clarifying that certain prior provisions of law are repealed; making this Act an emergency measure; providing for the effective date of a certain provision of this Act; 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 7–113, 8–107, 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.

QUORUM CALL

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

(See Roll Call No. 734)

ADJOURNMENT

At 11:17 A.M. on motion of Delegate Barve the House adjourned until 8:00 P.M. on Legislative Day March 19, 2014, Calendar Day Monday, March 24, 2014.

Annapolis, Maryland
Legislative Day: March 19, 2014
Calendar Day: Monday, March 24, 2014

The House met at 8:03 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate Ana Sol Gutierrez of Montgomery County.

QUORUM CALL

The presiding officer announced a quorum call, showing 132 Members present.

(See Roll Call No. 735)

The Journal of March 18, 2014 was read and approved.

EXCUSES:

Del. Frank – medical

Del. Harper – medical

Del. Hubbard – personal

Del. McMillan – business

Del. F. Turner – doctor's appointment

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

<u>NUMBER</u>	<u>SPONSOR</u>	<u>CONTENT</u>
HB 227	Del. Dumais	Homestead Tax Credit – Eligibility – Definition of Legal Interest
HB 264	Del. Luedtke	Income Tax – Subtraction Modification – Student Loan Debt
HB 275	Del. Reznik	Criminal Law – Table Games and Video Lottery Terminals – Individual Under the Age of 21 Years
HB 545	Carroll County Del.	Carroll County – Public Facilities Bonds
HB 628	Del. S. Robinson	Board of Public Works –

		Relocatable Classrooms – Indoor Air Quality Requirements
HB 786	Del. A. Miller	Sales and Use Tax – Tax-Free Weekend – Exemption for Light-Emitting Diode (LED) Lights
HB 1184	Calvert County Del.	Calvert County – Public Facilities Bonds

Read and ordered journalized.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 314 – Senators Pugh, Gladden, Kelley, Madaleno, Middleton, Montgomery, and Young

AN ACT concerning

Health Occupations – State Board of Physicians – Naturopathic ~~Medicine~~ Doctors

FOR the purpose of establishing the ~~State Board of Naturopathic Medicine~~ Naturopathic Medicine Advisory Committee within the State Board of Physicians; ~~specifying providing for the composition of the Board Committee; specifying providing for the terms of a Board Committee member; requiring the Governor to appoint a new member, under certain circumstances, if a vacancy on the Board occurs; authorizing the Governor to remove a member of the Board under certain circumstances;~~ requiring the Board Committee to elect a chair and any other officers from among its members; ~~requiring the Board to make certain determinations relating to its officers; specifying that a majority of the members then serving on the Board is a quorum; requiring the Board to determine the times and places of its meetings; specifying that a Board member is entitled to certain compensation and reimbursement; authorizing the Board to employ a staff under certain circumstances; authorizing the Board to adopt certain regulations and appoint certain committees; specifying the duties of the Board Committee; establishing the State Board of Naturopathic Medicine Fund; authorizing the Board to set reasonable fees under certain circumstances; requiring the Board to pay the fees to the Comptroller and requiring the Comptroller to distribute the fees to the Fund; requiring the Fund to be used for certain purposes; specifying that the Fund is a continuing, nonlapsing fund, not subject to a certain provision of law; prohibiting unspent portions of the Fund from reverting to the General Fund; specifying that no other State money may be used to support the Fund, that a designee of the Board is to administer the~~

~~Fund, and that money in the Fund may be used only for certain purposes; requiring the Legislative Auditor to audit the accounts and transactions of the Fund; requiring the Board to adopt certain regulations; requiring the Board to set certain fees; requiring the Board to pay the fees to the Comptroller; requiring the Comptroller to distribute the fees of the Board; requiring the fees to be used for a certain purpose; specifying that a person who gives information to the Board Committee or otherwise participates in its activities has a certain immunity from liability; requiring, beginning on a certain date, certain individuals to have a certain license before practicing naturopathic medicine in the State; prohibiting the Board from discriminating against an applicant or a licensee for certain reasons; requiring an individual to meet certain requirements to qualify for a license; requiring an applicant to submit certain information to the Board, complete and submit a certain written attestation, and pay a certain fee; requiring the Board to issue a license to any applicant who meets the requirements of this Act; specifying that a license authorizes a licensee to order and perform certain examinations, order and interpret the reports of certain studies, and dispense, administer, order or perform certain other dispense or order certain therapies and medicines, utilize certain routes of administration, provide certain education and counseling, and perform naturopathic musculoskeletal mobilization; specifying that a license does not authorize a licensee to prescribe or administer certain substances or devices, perform certain procedures, use certain anesthetics, practice or claim to practice as a certain health care professional, or take certain other actions; specifying that the Board may authorize a licensee to perform certain procedures under certain circumstances; specifying the term of a license; requiring the Board to send certain information to licensees a certain time period before a license expires; requiring the Board to renew a license under certain circumstances; authorizing the Board to place a licensee on inactive status under certain circumstances; requiring the Board to issue a license to a naturopathic doctor who is on inactive status under certain circumstances; requiring the Board to reinstate the license of a naturopathic doctor who failed to renew the license under certain circumstances; prohibiting a licensed naturopathic doctor from surrendering a license under certain circumstances; authorizing the Board or a disciplinary panel to take certain disciplinary action against an applicant or a licensee for certain reasons; requiring certain persons to file a certain report with the Board within a certain time period; requiring the Board to investigate certain complaints; authorizing the Board to commence disciplinary action under certain circumstances; specifying that certain investigations, reports, and recommendations are confidential under certain circumstances; requiring the Board or a disciplinary panel to give a certain individual an opportunity for a hearing before the Board and to give certain notice and hold the hearing in accordance with certain provisions of law; requiring a disciplinary panel to order the suspension and the revocation of a license under certain circumstances; authorizing a certain individual to be represented by counsel; authorizing the Board to issue subpoenas, administer oaths, and issue certain orders under certain circumstances; authorizing a certain court to take certain action against an individual who disobeys a subpoena from the Board or an~~

order by the Board; authorizing the Board to hear and determine a matter, under certain circumstances; requiring certain individuals to pay certain costs under certain circumstances; requiring the Board to pass an order under certain circumstances; ~~requiring the Board to expunge certain charges after a certain time period~~; requiring the holder of a license to surrender the license to the Board under certain circumstances; requiring the Board to return a license under certain circumstances; authorizing a person aggrieved by a decision of the Board or a disciplinary panel to take certain action under certain circumstances; prohibiting an order of the Board or a disciplinary panel from being stayed pending judicial review; authorizing the Board to make a certain appeal; prohibiting the Board from reinstating a certain license under certain circumstances; requiring a licensed naturopathic doctor to follow certain federal, State, and local laws; authorizing a licensed naturopathic doctor to receive a certain fee; requiring a naturopathic doctor to display a certain notice under certain circumstances; prohibiting an individual from practicing, attempting to practice, or offering to practice naturopathic medicine in the State without a license; providing for certain penalties; prohibiting certain individuals from making certain representations to the public, using certain titles, and using certain initials; establishing a certain short title; specifying that this Act does not limit certain rights of certain individuals; specifying the purposes of certain provisions of this Act; providing that a person is not civilly liable for certain actions under certain circumstances; ~~requiring the Board to hold its first Board meeting within a certain time period after the Governor has appointed the initial Board members~~; providing for the terms of the initial Board Committee members; ~~stating the intent of the General Assembly regarding the initial funding of the Board~~; ~~requiring the Board to reimburse the General Fund under certain circumstances~~; providing for the termination of this Act under certain circumstances; providing that the Committee is subject to a certain evaluation in a certain year; requiring the Board to convene a certain workgroup to study the development of a naturopathic formulary in the State and the routes of administration that may be used by a naturopathic doctor when administering natural medicines; providing for the membership of the workgroup; requiring the workgroup to conduct a certain review, make certain recommendations, and provide a certain report to certain committees of the General Assembly on or before a certain date; requiring the Board to conduct a certain examination and provide certain information to the Naturopathic Medicine Advisory Board; defining certain terms; and generally relating to ~~the State Board of Naturopathic Medicine and~~ the licensing of naturopathic doctors.

~~BY renumbering~~

~~Article — State Government~~

~~Section 8 — 403(b)(36) through (56), respectively~~

~~to be Section 8 — 403(b)(37) through (57), respectively~~

~~Annotated Code of Maryland~~

~~(2009 Replacement Volume and 2013 Supplement)~~

~~BY adding to~~

~~Article – Courts and Judicial Proceedings
Section 5-725
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)~~

BY adding to

Article – Health Occupations
Section ~~7-5-101 through 7-5-702~~ 14-5F-01 through 14-5F-32 to be under the
new title subtitle ~~“Title 7.5. Subtitle 5F. Naturopathic Doctors”~~
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government
Section ~~8-403(a)~~ 8-405(a)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY ~~adding to~~ repealing and reenacting, with amendments,

Article – State Government
Section ~~8-403(b)(36)~~ 8-405(b)(5)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 345 – ~~Senator Muse~~ Senators Muse and Young

AN ACT concerning

Real Property – Residential Leases – Interest on Security Deposits

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

BY repealing and reenacting, with amendments,

Article – Real Property
Section 8–203(e) and (h) and 8A–1001(f)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY adding to
Article – Real Property
Section 8–203(k) and (l) and 8A–1001(h)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

Senate Bill 515 – Senators Gladden, Currie, and Miller

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)

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 4–202.1
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 602 – The President and Senators Forehand, Astle, Benson, Brinkley, Brochin, Colburn, Conway, Currie, DeGrange, Dyson, Edwards, Feldman, Getty, Gladden, Glassman, Jennings, Kasemeyer, Kelley, King, Kittleman, Klausmeier, Mathias, McFadden, Middleton, Miller, ~~Montgomery~~, Peters, Pugh, Robey, Stone, Young, and ~~Zirkin~~ Zirkin, Reilly, Shank, and Simonaire Simonaire, and Hershey

SECOND PRINTING

AN ACT concerning

Maryland Estate Tax – Unified Credit

FOR the purpose of altering the size of an estate required to file an estate tax return; altering a certain limit on the unified credit used for determining the Maryland estate tax; repealing a certain limit on the unified credit used for determining the Maryland estate tax for decedents dying after a certain date; altering a certain limitation on the amount of the Maryland estate tax; making a conforming change; and generally relating to the Maryland estate tax.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 7–309(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 7–305(b) and 7–309(b)(1), (2), and (3) and (c)(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.

Senate Bill 698 – Senators Shank, Raskin, Forehand, Hershey, Jacobs, Kelley, Klausmeier, Muse, Ramirez, Reilly, Simonaire, Stone, and Young

AN ACT concerning

**Criminal Procedure – Electronic Device Location Information – ~~Warrant~~
Order**

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 order authorizing and directing a law enforcement officer to obtain certain location information from a certain electronic device under certain circumstances; providing requirements for the warrant order; allowing extensions of the warrant order 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 order 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 Rules and Executive Nominations.

Senate Bill 908 – Senators Manno, Ramirez, Feldman, King, Madaleno, and Peters

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~~ fiscal 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; requiring the Maryland Energy Administration and the Maryland Department of Transportation to report to certain committees of the General Assembly on or before a certain date; 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 Rules and Executive Nominations.

Senate Bill 922 – Senator Stone

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 Rules and Executive Nominations.

Senate Bill 1098 – ~~Senator Conway~~ Senators Conway, Benson, Montgomery, Simonaire, and Young

AN ACT concerning

Public Institutions of Higher Education – Sale of Textbooks – Audits

FOR the purpose of requiring the Office of Legislative Audits to ~~conduct an annual audit~~ include in certain audits of certain institutions of higher education ~~to ensure~~ an evaluation of the institution's compliance with certain provisions of law relating to the sale of textbooks; requiring a certain audit to include certain information; ~~requiring the Legislative Auditor to report certain findings of an audit to the Maryland Higher Education Commission and the General Assembly on or before a certain date each year; specifying a certain time period for a certain audit; requiring the Legislative Auditor to report certain findings of an initial audit to the Maryland Higher Education Commission and the General Assembly on or before a certain date;~~ and generally relating to audits of the sale of textbooks by public institutions of higher education.

BY repealing and reenacting, ~~with~~ without amendments,
Article – Education
Section 15–112
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – State Government
Section 2–1220(a)(2)(i)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government

Section 2-1221(a)
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

THE COMMITTEE ON APPROPRIATIONS REPORT #11

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

Senate Bill 170 – The President (By Request – Administration)

Budget Bill

(Fiscal Year 2015)

REPORT OF THE HOUSE APPROPRIATIONS COMMITTEE
TO THE MARYLAND HOUSE OF DELEGATES – 2014 SESSION –
RECOMMENDATIONS, REDUCTIONS, AND SUMMARY OF ACTION
PERTAINING TO SENATE BILL 170 – THE BUDGET BILL

(See Exhibit G of Appendix II)

HOUSE APPROPRIATIONS COMMITTEE
REPRINT TO SENATE BILL 170 – THE BUDGET BILL

(See Exhibit H of Appendix II)

HOUSE APPROPRIATIONS COMMITTEE REPORT ON
SENATE BILL 170 – THE BUDGET BILL AND
SENATE BILL 172 – THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit I of Appendix II)

Delegate Conway 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:

Senate Bill 172 – The President (By Request – Administration)

AN ACT concerning

Budget Reconciliation and Financing Act of 2014

HOUSE APPROPRIATIONS COMMITTEE REPORT ON
SENATE BILL 170 – THE BUDGET BILL AND
SENATE BILL 172 – THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit I of Appendix II)

SB0172/384062/1

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 172

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after “appropriations;” insert “requiring a certain maintenance of effort of county support for a community college in order for a community college to receive a certain hold harmless component amount;”; and in line 17, after “Lottery” insert “and Gaming Control”.

On page 2, strike beginning with “repealing” in line 2 down through “vehicle;” in line 4; in line 9, after “Commission” insert “and the Department of Health and Mental Hygiene”; strike beginning with “requiring” in line 11 down through “rates;” in line 14; in line 11, after “assessment;” insert “requiring the Health Services Cost Review Commission to establish a Community Partnership Assistance Program; requiring certain funding for the Program for certain purposes; providing for the sources and permissible uses of the funding; requiring that certain plans be developed in accordance with certain guidelines; providing that certain guidelines contain certain minimum standards, criteria, and specifications; providing for the submission, review, and approval of certain plans; requiring the Commission to take action on a certain plan; requiring the Department of Health and Mental Hygiene to post certain plans on the Department’s Web site;”; and in line 33, after “law;” insert “requiring the Comptroller to set a certain interest rate for certain taxable years for income tax refunds resulting from a certain judicial decision; providing for the application of certain provisions of this Act;”.

On page 3, in line 20, after “16-305(c)(1)(i)” insert “and (d)”.

On page 4, in line 11, strike “, 9-1A-29(d)(1),”.

On page 5, in line 2, after “(k)” insert “and 16–305(c)(7)”; in line 17, strike “and 13–802(b)(1)”; and strike in their entirety lines 20 through 24, inclusive.

On page 6, after line 4, insert:

“BY adding to

Article – Health – General

Section 19–219.1

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 8, in line 3, after “OF” insert “:

(I)”;

in lines 5, 8, 11, and 13, strike “(I)”, “(II)”, “(III)”, and “(IV)”, respectively, and substitute “1.”, “2.”, “3.”, and “4.”, respectively; and in line 13, after “REPRESENTATIVE” insert “; AND

(II) THE DIRECTOR OF THE COMMISSION, OR THE DIRECTOR’S DESIGNEE, WHO SHALL SERVE AS A NONVOTING MEMBER OF THE ADVISORY COMMITTEE”.

AMENDMENT NO. 3

On page 10, in line 34, strike “19.7%” and substitute “20.0%”.

On page 11, in line 2, strike “19.7%” and substitute “20.5%”; in line 8, strike “20%” and substitute “21.0%”; and in line 13, strike “21%” and substitute “22.0%”.

AMENDMENT NO. 4

On page 12, after line 23, insert:

“(7) (i) A board shall be eligible for a hold harmless component beginning in fiscal year 1998 if the sum of the board’s fixed costs, marginal costs, and size factor components for the fiscal year is less than the board’s total State share in the prior fiscal year.

(ii) The hold harmless component amount shall be determined by subtracting the sum of an eligible board's fixed costs, marginal costs, and size factor components for the fiscal year from the board's total State share for the prior fiscal year.

(d) In each fiscal year, in order for a board to receive an increase in the State share of support **OR A HOLD HARMLESS COMPONENT AMOUNT**, the county share, in the aggregate, that supports the community college or colleges shall equal or exceed the aggregate amount of operating fund appropriations made to the board by the county or all of the counties supporting the college in the previous fiscal year."

AMENDMENT NO. 5

On page 16, in line 28, before "**60%**" insert "**AT LEAST**"; and in line 29, before "**80%**" insert "**AT LEAST**".

AMENDMENT NO. 6

On page 20, in line 1, strike "**\$6,249,199**" and substitute "**\$9,249,199**".

AMENDMENT NO. 7

On page 24, strike in their entirety lines 15 through 25, inclusive.

AMENDMENT NO. 8

On page 26, in line 27, strike "**\$7,000,000**" and substitute "**\$3,500,000**".

AMENDMENT NO. 9

On pages 26 and 27, strike in their entirety the lines beginning with line 33 on page 26 through line 4 on page 27, inclusive.

AMENDMENT NO. 10

On page 27, in line 39, after "**COMMISSION**" insert "**AND THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE**".

On page 28, in line 1, after "**COMMISSION**" insert "**AND THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE**"; strike beginning with "**THE**" in line 1 down through the second "**AND**" in line 2; and in line 3, after "**COMMISSION**" insert "**AND THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE**".

AMENDMENT NO. 11

On page 29, in line 1, strike “0.5%” and substitute “0.3%”; and after line 3, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Health – General

19-219.1.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “COMMUNITY PARTNERSHIP” MEANS A PARTNERSHIP WITH A CORPORATE, BUSINESS, PROVIDER, OR CITIZEN ORGANIZATION TO DEVELOP METHODOLOGIES TO IMPROVE THE HEALTH AND WELL-BEING OF THE COMMUNITY.

(3) (I) “INFRASTRUCTURE” MEANS THE TECHNICAL UNDERLYING FRAMEWORK, STAFF RESOURCES, AND EXTERNAL RESOURCES NEEDED TO BUILD, MAINTAIN, AND OPTIMIZE THE USE OF DATA NEEDED TO ACHIEVE SUCCESSFUL PERFORMANCE UNDER MARYLAND’S ALL-PAYER MODEL CONTRACT.

(II) “INFRASTRUCTURE” INCLUDES CARE COORDINATION RESOURCES, DATA ANALYTICS, DISEASE-FOCUSED RESOURCES, AND INFORMATION TECHNOLOGY.

(B) THE COMMISSION SHALL ESTABLISH A COMMUNITY PARTNERSHIP ASSISTANCE PROGRAM.

(C) (1) THE COMMUNITY PARTNERSHIP ASSISTANCE PROGRAM SHALL PROVIDE FUNDING TO HOSPITALS FOR APPROVED REGIONAL OR STATEWIDE COMMUNITY PARTNERSHIP PLANS THAT:

(I) IMPROVE, OR ESTABLISH THE INFRASTRUCTURE TO IMPROVE, THE HEALTH AND WELL-BEING OF THE COMMUNITY;

(II) FOSTER COMMUNITY PARTNERSHIPS; AND

(III) SUPPORT THE ACHIEVEMENT OF THE GOALS ESTABLISHED IN MARYLAND’S ALL-PAYER MODEL CONTRACT APPROVED BY THE CENTER FOR MEDICARE AND MEDICAID INNOVATION.

(2) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, FUNDING FOR THE PROGRAM SHALL BE PROVIDED THROUGH THE RATE STRUCTURES OF APPROVED HOSPITALS AS FOLLOWS:

(I) FOR FISCAL YEAR 2015, \$15,000,000; AND

(II) FOR FISCAL YEAR 2016 AND EACH FISCAL YEAR THEREAFTER, \$20,000,000.

(3) FUNDING FOR THE PROGRAM MAY BE LESS THAN THE AMOUNTS REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION IF IN ANY FISCAL YEAR:

(I) THE AMOUNTS PROVIDED UNDER PARAGRAPH (2) OF THIS SUBSECTION EXCEED THE AMOUNT NEEDED TO FUND APPROVED COMMUNITY PARTNERSHIP PLANS; OR

(II) THE STATE IS IN DANGER OF FAILING TO ACHIEVE THE SAVINGS OR COST GROWTH CEILING SPECIFIED UNDER MARYLAND’S ALL-PAYER MODEL CONTRACT.

(D) (1) COMMUNITY PARTNERSHIP PLANS SHALL BE DEVELOPED IN ACCORDANCE WITH GUIDELINES ESTABLISHED BY THE HEALTH CARE DELIVERY REFORM SUBCOMMITTEE OF THE HEALTH CARE REFORM COORDINATING COUNCIL.

(2) THE GUIDELINES REQUIRED UNDER THIS SUBSECTION SHALL INCLUDE:

(I) MINIMUM STANDARDS FOR MEASURING HEALTH QUALITY AND COST SAVINGS; AND

(II) APPLICATION CRITERIA AND SPECIFICATIONS FOR HOSPITALS AND MULTIHOSPITAL COLLABORATIONS TO COMPETE FOR FUNDING.

(E) (1) TO BE ELIGIBLE FOR FUNDING, A PROPOSED COMMUNITY PARTNERSHIP PLAN SHALL BE SUBMITTED TO THE DEPARTMENT AND THE COMMISSION FOR REVIEW AND CONSIDERATION FOR APPROVAL.

(2) A PORTION OF THE FUNDING MAY BE USED FOR THE EVALUATION OF COMMUNITY PARTNERSHIP AND COLLABORATION ACTIVITIES.

(F) (1) THE DEPARTMENT AND THE COMMISSION SHALL ESTABLISH A COMMITTEE TO REVIEW PROPOSED COMMUNITY PARTNERSHIP PLANS AND MAKE RECOMMENDATIONS TO THE DEPARTMENT AND THE COMMISSION FOR FUNDING.

(2) THE COMMITTEE SHALL INCLUDE:

(I) REPRESENTATIVES FROM THE DEPARTMENT AND THE COMMISSION; AND

(II) SUBJECT MATTER EXPERTS, INCLUDING INDIVIDUALS WITH EXPERTISE IN AREAS SUCH AS PUBLIC HEALTH, COMMUNITY-BASED HEALTH CARE SERVICES AND SUPPORTS, PRIMARY CARE, LONG-TERM CARE, END-OF-LIFE CARE, BEHAVIORAL HEALTH, AND HEALTH INFORMATION TECHNOLOGY.

(G) THE COMMISSION SHALL TAKE ACTION ON A PROPOSED COMMUNITY PARTNERSHIP PLAN THAT HAS BEEN:

(1) REVIEWED BY THE COMMITTEE ESTABLISHED UNDER
SUBSECTION (F) OF THIS SECTION; AND

(2) APPROVED BY THE COMMISSION AND THE DEPARTMENT.

(H) THE DEPARTMENT SHALL POST THE APPROVED COMMUNITY
PARTNERSHIP PLANS ON THE DEPARTMENT’S WEB SITE.”.

On page 30, strike in their entirety lines 24 through 29, inclusive.

On page 34, in line 5, strike “Section 2” and substitute “Sections 2 and 4”.

AMENDMENT NO. 12

On page 32, in line 17, strike “\$30,814,997” and substitute “\$31,000,000”.

AMENDMENT NO. 13

On page 32, in line 23, strike “\$10,800,000” and substitute “\$9,000,000”.

AMENDMENT NO. 14

On page 33, in line 10, strike the third “and” and substitute:

“(4) The Department’s ability to perform timely processing of personal property tax returns, homeowners’ and renters’ tax credit applications, and franchise tax returns and to identify entities that fail to file personal property returns;

(5) The benefits of instituting electronic filing for personal property tax returns; and”;

in line 11, strike “(4)” and substitute “(6)”; in line 26, strike “auditing”; in the same line, strike “determining” and substitute “:

(1) Auditing to determine”;

in line 27, strike the first “and” and substitute a comma; in the same line, after “credits” insert “, and personal property tax returns;

(2) The discovery of businesses that unlawfully fail to pay personal property tax;”;

and in the same line, strike “the” and substitute “(3) The”.

AMENDMENT NO. 15

On page 33, after line 28, insert:

“SECTION 12. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, the Comptroller shall set the annual interest rate for an income tax refund that is a result of the final decision under Maryland State Comptroller of the Treasury v. Brian Wynne, et ux. 431 Md. 147 (2013) at a percentage, rounded to the nearest whole number, that is the percent that equals the average prime rate of interest quoted by commercial banks to large businesses during fiscal year 2015, based on a determination by the Board of Governors of the Federal Reserve Bank.”.

On page 33, after line 34, insert:

“SECTION 14. AND BE IT FURTHER ENACTED, That Section 12 of this Act applies only to income tax refunds attributable to taxable years beginning after December 31, 2005, but before January 1, 2015.”.

AMENDMENT NO. 16

On page 18, in line 20, before “(I)” insert “(4)”.

On page 33, in lines 29 and 35, strike “12.” and “13.”, respectively, and substitute “13.” and “15.”, respectively.

On page 34, in lines 4, 6, and 8, strike “14.”, “15.”, and “16.”, respectively, and substitute “16.”, “17.”, and “18.”, respectively; and in line 9, strike “13, 14, and 15” and substitute “15, 16, and 17”.

The preceding 16 amendments were read only.

Delegate Conway moved to make the Bill and Amendments a Special Order for Wednesday.

The motion was adopted.

QUORUM CALL

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

(See Roll Call No. 736)

ADJOURNMENT

At 8:45 P.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Legislative Day March 20, 2014, Calendar Day Tuesday, March 25, 2014.

Annapolis, Maryland
Legislative Day: March 20, 2014
Calendar Day: Tuesday, March 25, 2014

The House met at 10:05 A.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 129 Members present.

(See Roll Call No. 737)

The Journal of March 19, 2014 was read and approved.

EXCUSES:

Del. Frank – medical
Del. Harper – medical
Del. Rosenberg – legislative business
Del. Simmons – legislative business
Del. Vallario – business

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

**Senate Bill 374 – Senators Currie, Kasemeyer, King, Peters, ~~and Robey~~
Robey, and DeGrange**

AN ACT concerning

State Lottery – Online Ticket Sales – Moratorium ~~and Study~~

FOR the purpose of prohibiting the State Lottery and Gaming Control Agency from allowing a person to purchase a State lottery ticket through an electronic device that connects to the Internet; ~~establishing the Task Force to Study the Online Sale of State Lottery Tickets; 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 determinations regarding certain matters; requiring the Task Force to report its findings, determinations, and~~

~~any 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 a moratorium on and study of the sale of State lottery tickets over the Internet.~~

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

Senate Bill 665 – Senators Edwards, Shank, ~~and Madaleno~~ Madaleno, Colburn, Jones-Rodwell, and McFadden

AN ACT concerning

Correctional Officers' Retirement System – Membership

FOR the purpose of altering the positions eligible for membership in the Correctional Officers' Retirement System; clarifying that certain individuals who do not elect to transfer 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; 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 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 Rules and Executive Nominations.

Senate Bill 706 – Senators Benson, Madaleno, Manno, Pinsky, Ramirez, and Rosapepe

AN ACT concerning

Environment – Permit Determinations – Cumulative Impact Assessments

FOR the purpose of requiring the Department of the Environment to require a certain applicant to conduct and submit to the Department a cumulative impact assessment before ~~preparing the Department prepares~~ a tentative determination on a certain permit ~~applications~~ application; 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~~ provide a summary of the results of a cumulative environmental impact conducted under this Act in ~~certain tentative or final permit determinations~~ a certain manner under certain circumstances; ~~requiring~~ authorizing 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 Rules and Executive Nominations.

Senate Bill 939 – Senator Shank

AN ACT concerning

State Retirement and Pension System – Service Credit for Leave of Absence – Extension of Purchase Period

FOR the purpose of authorizing the Executive Director of the State Retirement Agency, under certain circumstances, to extend the period of time during which certain members of the State Retirement and Pension System who are separated from employment may purchase service credit for a certain leave of absence; requiring a certain purchase of service credit to be made within a certain time period; requiring the Board of Trustees for the State Retirement and Pension System to adopt certain regulations; providing for the retroactive application of this Act for certain individuals; and generally relating to the

period of time during which service credit may be purchased for a leave of absence by certain members of the State Retirement and Pension System.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 23–304.1, 24–304.1, 25–304.1, and 26–306.1
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 952 – Senator Astle

AN ACT concerning

Pharmacy Benefits Managers – Pharmacy Contracts – Payments Maximum Allowable Cost Pricing

FOR the purpose of requiring a pharmacy benefits manager to include in ~~its contract with a pharmacy, a pharmacy services administration organization, or a group purchasing organization the methodology used by the pharmacy benefits manager to calculate a certain reimbursement paid for each drug, medical product, and device that is a covered pharmacy benefit administered by the pharmacy benefits manager; requiring a pharmacy benefits manager to include in its contract with a pharmacy, a pharmacy services administration organization, or a group purchasing organization certain information and a certain methodology, make available to a contracted pharmacy a certain list and a certain maximum allowable cost, review and make certain adjustments to the maximum allowable cost, make available to a contracted pharmacy certain updates, allow a contracted pharmacy to resubmit a claim for payment under certain circumstances, and provide a process for a contracted pharmacy to appeal the maximum allowable cost; establishing certain requirements for the appeal process; requiring a pharmacy benefits manager, if it denies an appeal, to provide the reason for the denial and identify a certain national drug code product; requiring a pharmacy benefits manager to adjust the maximum allowable cost in a certain manner and provide a certain notice under certain circumstances; prohibiting a pharmacy benefits manager from requiring a pharmacy to dispense a prescription for a certain contractual reimbursement amount; defining certain terms; providing for the application of this Act; and generally relating to pharmacy benefits managers and payments to pharmacies for covered drugs, medical products, and devices~~ each contract with a contracted pharmacy, the sources used to determine maximum allowable cost pricing; requiring the pharmacy benefits manager to update its pricing information with a certain frequency and provide a means by which contracted pharmacies may review pricing updates in a certain format; requiring a pharmacy benefits manager to maintain a procedure to eliminate products from a certain list for a

certain purpose; requiring a pharmacy benefits manager to ensure that certain conditions are met before placing a prescription drug on a maximum allowable cost list; requiring each contract between a pharmacy benefits manager and a contracted pharmacy to include a certain process for appealing, investigating, and resolving disputes regarding maximum allowable cost pricing; defining certain terms; providing for a delayed effective date; and generally relating to contracts between pharmacy benefits managers and contracted pharmacies and maximum allowable cost pricing.

BY adding to

Article – Insurance

Section 15-1628.1 ~~and 15-1628.2~~

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 1015 – Senator Astle

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Tasting Licenses

FOR the purpose of creating in Anne Arundel County a BWLT beer, wine, and liquor (on-premises) tasting license; specifying that the BWLT ~~license~~ and BWT licenses may be issued to certain persons; creating a license fee schedule for a BWLT license and altering the fee schedule for a BWT beer and wine (on-premises) tasting license; specifying certain limitations on the amount of alcoholic beverages that may be offered for on-premises consumption; and generally relating to alcoholic beverages licenses in Anne Arundel County.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 8-402

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 1040 – Senator Middleton

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.

Senate Bill 1082 – ~~Senator Madaleno~~ Senators Madaleno, Jones-Rodwell, Manno, and Raskin

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.

Senate Bill 1091 – ~~Senator Klausmeier~~ Senators Klausmeier, Middleton, Astle, Feldman, Glassman, Kelley, Kittleman, Mathias, Pugh, and Ramirez

AN ACT concerning

**Financial Institutions – ~~Transitional~~ Registered Mortgage Loan Originator
Originators – Expedited Licenses**

FOR the purpose of ~~authorizing~~ requiring the Commissioner of Financial Regulation to ~~issue a transitional mortgage loan originator license to certain individuals under certain circumstances; requiring an applicant for a license to submit a certain application to the Commissioner and comply with certain conditions and provisions of the application; requiring an applicant for a license to pay a certain fee; specifying the content of a certain application; requiring an applicant for a license to comply with certain fingerprinting, criminal history records check, and surety bond requirements; prohibiting the Commissioner from issuing a license unless the Commissioner makes certain findings; providing that a license issued by the Commissioner under certain provisions of this Act authorizes an individual to act as a mortgage loan originator for a certain transitional period, is limited to a certain term, and may not be renewed or extended by the Commissioner; defining a certain term; waive a State criminal history records check to expedite the issuance of a certain license to an applicant who was employed as a registered mortgage loan originator within a certain number of days before the date of application for the license under certain circumstances; requiring the Commissioner to publish prominently on a certain Web site the expedited process for the issuance of a certain license; authorizing the Commissioner to adopt certain regulations; and generally relating to the regulation of mortgage loan originators.~~

~~BY repealing and reenacting, with amendments,
Article – Financial Institutions
Section ~~11-601~~
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)~~

BY repealing and reenacting, without amendments,
Article – Financial Institutions
Section ~~11-602~~ 11-601
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY adding to
Article – Financial Institutions
Section ~~11-605.1~~ 11-612.3
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

Senate Bill 1097 – Senator Hershey

AN ACT concerning

~~**Mental Hygiene Administration – Upper Shore Community Mental Health
Center – Reopening and Maintenance**~~
**Department of Health and Mental Hygiene – Workgroup to Evaluate Mental
Health Care Delivery on the Eastern Shore**

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~~ the Department of Health and Mental Hygiene to convene a workgroup to evaluate and make findings and recommendations regarding the state of mental health care delivery on the Eastern Shore of Maryland; requiring the workgroup to include certain individuals; requiring the Department to report the findings and recommendations of the workgroup in a certain manner to certain legislative committees on or before a certain date; and generally relating to the Workgroup to Evaluate Mental Health Care Delivery on the Eastern Shore.

~~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 Rules and Executive Nominations.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #16

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 951 – Delegates McHale, Barkley, Barnes, Braveboy, Burns, Carr, Claggett, Frick, Glenn, Hucker, A. Kelly, K. Kelly, Love, Luedtke, Mizeur, Niemann, Olszewski, S. Robinson, Rosenberg, V. Turner, Vaughn, and Zucker

AN ACT concerning

Procurement – Occupational Safety and Health Prequalification**HB0951/703292/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 951

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Procurement –” and substitute “Department of Labor, Licensing, and Regulation – Workgroup on Public Works Contractor”; in the same line, after “Prequalification” insert “Requirements”; strike beginning with “requiring” in line 3 down through “terms;” in line 26 and substitute “requiring the Department of Labor, Licensing, and Regulation to convene a certain workgroup to study and make recommendations regarding public works contractor occupational safety and health prequalification requirements; requiring that the workgroup include representatives of certain organizations; requiring the Department to report its findings and recommendations to the General Assembly on or before a certain date; providing for the termination of this Act;”; and strike beginning with “occupational” in line 27 down through “contracts” in line 28 and substitute “the workgroup on public works contractor occupational safety and health prequalification requirements”.

On page 2, strike in their entirety lines 1 through 6, inclusive.

AMENDMENT NO. 2

On page 2, in line 8, strike “the Laws of Maryland read as follows”; and after line 8, insert:

“(a) The Department of Labor, Licensing, and Regulation shall convene a workgroup to:

(1) analyze the potential effects of the public works contractor occupational safety and health prequalification requirements proposed in Senate Bill 774 and House Bill 951 of 2014, as the bills were originally introduced;

(2) study the effectiveness of public works contractor occupational safety and health prequalification requirements that exist in other jurisdictions in the United States;

(3) study the requirements and practices currently used by units in the State to evaluate public works bids and offers to ensure contractor adherence to safety standards; and

(4) make recommendations regarding the establishment of public works contractor occupational safety and health prequalification requirements in the State.

(b) The workgroup convened under subsection (a) of this section shall include representatives from:

(1) the Maryland Associated General Contractors;

(2) the Maryland Association of Counties;

(3) the Maryland State and District of Columbia AFL–CIO;

(4) the Maryland Associated Building Contractors;

(5) the Center for Construction Research and Training; and

(6) the Public Citizen.

(c) On or before December 31, 2014, the Department of Labor, Licensing, and Regulation shall report its findings and recommendations to the General Assembly in accordance with § 2–1246 of the State Government Article.”.

On pages 2 through 8, strike in their entirety the lines beginning with line 9 on page 2 through line 30 on page 8, inclusive.

On page 8, in line 32, after “2014.” insert “It shall remain effective for a period of 1 year and, at the end of June 30, 2015, 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.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 1119 – Delegate Haddaway–Riccio

AN ACT concerning

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

HB1119/553099/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1119

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “of” insert “Apprentice, Journeyperson, and Master Level”; in line 19, after “State” insert “under certain circumstances; establishing a certain licensing exception for a person that provides limited energy services or that is licensed or registered to provide security systems services; establishing certain licensing exceptions for a person who holds a certain license and who is acting within the scope of that license”; and in line 21, after “date;” insert “authorizing a local jurisdiction to continue to issue certain local licenses on or after a certain date under certain circumstances; requiring a local jurisdiction to issue a certain permit under certain circumstances; authorizing a local jurisdiction to issue a certain permit under certain circumstances;”.

On page 2, in line 2, strike “each” and substitute “every other”; and in line 6, after “effective;” insert “requiring the Department of Labor, Licensing, and Regulation to work with representatives of the limited energy services industry to study issues relating to a State license for the provision of limited energy services;”.

On page 36, in line 1, strike “**COMMISSION’S**” and substitute “**BOARD’S**”; in line 3, strike “**COMMISSION**” and substitute “**BOARD**”; and in line 18, strike “**COMMISSION**” and substitute “**BOARD**”.

AMENDMENT NO. 2

On page 5, after line 5, insert:

“(J) “LIMITED ENERGY SYSTEM” INCLUDES CABLING AND EQUIPMENT FOR VOICE, VIDEO, AUDIO, AND DATA SIGNALS, CLASS TWO OR CLASS THREE CIRCUITS AS DEFINED BY THE NATIONAL ELECTRICAL CODE, REMOTE CONTROL, SIGNALING, OR POWER-LIMITED CIRCUITS, FIRE ALARM SYSTEMS, OPTICAL FIBER CABLES, COMMUNICATION CIRCUITS, RACEWAYS, COMMUNITY ANTENNA TELEVISION AND RADIO DISTRIBUTION SYSTEMS, NETWORK-POWERED BROADBAND COMMUNICATIONS SYSTEMS, PREMISES-POWERED BROADBAND COMMUNICATIONS SYSTEMS, ALARM SYSTEMS, ACCESS CONTROL SYSTEMS, VIDEO SURVEILLANCE SYSTEMS, HOME AUTOMATION AND CONTROL, AUDIO VISUAL SYSTEMS, COMPUTER AND COMMUNICATIONS NETWORKS, HEATING FURNACES AND ELECTRICALLY OPERATED AIR-CONDITIONING AND REFRIGERATION EQUIPMENT THAT REQUIRES NOT MORE THAN 225 VOLTS OR 25 AMPERES OF ELECTRICAL CURRENT, DIGITAL OR ELECTRICAL SIGNAGE, RADIOS, TELEVISIONS, TELEVISION AND RADIO DISTRIBUTION SYSTEMS, MOTOR REPAIRS, AND MOTOR SERVICES.”;

in lines 6, 8, 11, 15, and 24, strike “(J)”, “(K)”, “(L)”, “(M)”, and “(N)”, respectively, and substitute “(K)”, “(L)”, “(M)”, “(N)”, and “(P)”, respectively; and after line 23, insert:

“(O) “PROVIDE LIMITED ENERGY SERVICES” MEANS TO DESIGN, INSTALL, ERECT, REPAIR, MAINTAIN, OR ALTER A LIMITED ENERGY SYSTEM.”.

On page 7, before line 12, insert:

“(C) IF A LOCAL JURISDICTION REQUIRES A PERSON TO OBTAIN A PERMIT BEFORE PROVIDING LIMITED ENERGY SERVICES, THE LOCAL JURISDICTION:

(1) SHALL ISSUE THE PERMIT TO A PERSON THAT:

(I) WAS LICENSED BY THE LOCAL JURISDICTION TO PROVIDE LIMITED ENERGY SERVICES ON OR BEFORE SEPTEMBER 30, 2019; OR

(II) IS LICENSED OR REGISTERED UNDER TITLE 18 OF THIS ARTICLE TO PROVIDE SECURITY SYSTEMS SERVICES; AND

(2) MAY ISSUE THE PERMIT TO ANY OTHER PERSON THE LOCAL JURISDICTION DETERMINES IS QUALIFIED TO PROVIDE LIMITED ENERGY SERVICES.”;

and in line 12, strike “(c)” and substitute “(D)”.

On page 15, in line 6, strike “or”; and in line 11, after “interest” insert: “;

(3) A PERSON TO HOLD A STATE LICENSE IF THE PERSON IS:

(I) PROVIDING LIMITED ENERGY SERVICES; OR

(II) LICENSED OR REGISTERED UNDER TITLE 18 OF THIS ARTICLE TO PROVIDE SECURITY SYSTEMS SERVICES; OR

(4) A PERSON TO HOLD A STATE LICENSE IF THE PERSON:

(I) HOLDS A LICENSE ISSUED UNDER TITLE 12 OF THIS ARTICLE AND IS ACTING WITHIN THE SCOPE OF THAT LICENSE; OR

(II) HOLDS A LICENSE ISSUED UNDER TITLE 9A OF THE BUSINESS REGULATION ARTICLE AND IS ACTING WITHIN THE SCOPE OF THAT LICENSE”.

On page 54, after line 14, insert:

“(j) (I) “Limited energy system” includes cabling and equipment for voice, video, audio, and data signals, class two or class three circuits as defined by the National Electrical Code, remote control, signaling, or power-limited circuits, fire alarm systems, optical fiber cables, communication circuits, raceways, community antenna television and radio distribution systems, network-powered broadband communications systems, premises-powered broadband communications systems, alarm systems, access control systems, video surveillance systems, home automation and control, audio visual systems, computer and communications networks, heating furnaces and electrically operated air-conditioning and refrigeration equipment that requires not more than 225 volts or 25 amperes of electrical current, digital or electrical signage, radios, televisions, television and radio distribution systems, motor repairs, and motor services.”;

in lines 15, 17, 19, and 21, strike “[~~j~~] (~~I~~)”, “[~~k~~] (~~J~~)”, “[~~l~~] (~~K~~)”, and “[~~m~~] (~~L~~)”, respectively, and substitute “[~~k~~] (~~J~~)”, “[~~l~~] (~~K~~)”, “[~~m~~] (~~L~~)”, and “[~~n~~] (~~M~~)”, respectively; and after line 28, insert:

“[~~o~~] (~~N~~) “Provide limited energy services” means to design, install, erect, repair, maintain, or alter a limited energy system.”.

On page 55, in line 1, strike “(n)” and substitute “(p)”; after line 7, insert:

“SECTION 6. AND BE IT FURTHER ENACTED, That the Department of Labor, Licensing, and Regulation shall work with representatives of the limited energy services industry to study the need for and feasibility of establishing a State license for the provision of limited energy services.”;

in lines 8, 12, and 14, strike “6.”, “7.”, and “8.”, respectively, and substitute “7.”, “8.”, and “9.”, respectively; and in line 15, strike “7” and substitute “8”.

AMENDMENT NO. 3

On page 6, in line 10, strike the bracket; in the same line, after “regulate” insert “LOCALLY”; in line 12, strike “licenses” and substitute “REGISTRATIONS”; in line 19, after “board” insert “TO:

(I) CARRY OUT ITEMS (1) AND (2) OF THIS SUBSECTION;

(II) TAKE ACTION AGAINST THE AUTHORITY OF A REGISTRANT OR PERMIT HOLDER TO PROVIDE ELECTRICAL SERVICES IN THAT JURISDICTION; AND

(III) REPORT ANY ENFORCEMENT ACTIVITY TO THE BOARD;

strike beginning with “except” in line 20 down through “license” in line 21 and substitute “TO REQUIRE A LICENSEE TO OBTAIN A LOCAL REGISTRATION OR PERMIT”; in line 23, strike “licensed with” and substitute “REGISTERED WITH OR PERMITTED BY”; strike in its entirety line 24; in lines 25 and 26, strike “(ii)” and “(iii)”, respectively, and substitute “**(I)**” and “**(II)**”, respectively; and in line 25, strike “license” and substitute “REGISTRATION OR PERMIT”.

On pages 6 and 7, strike beginning with the bracket in line 26 on page 6 down through “JURISDICTION” in line 3 on page 7.

On page 7, in line 5, strike “any class of electricians” and substitute “APPRENTICE OR JOURNEYPerson LEVEL ELECTRICIANS”; in line 8, strike “ON” and substitute “(I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, ON”; in the same line, after “ANY” insert “APPRENTICE, JOURNEYPerson, OR MASTER LEVEL ELECTRICIAN”; and after line 11, insert:

“(II) IF A LOCAL JURISDICTION ISSUES A CLASSIFICATION OF LICENSE THAT THE BOARD DOES NOT ISSUE, THE LOCAL JURISDICTION MAY CONTINUE TO ISSUE A LOCAL LICENSE FOR THAT CLASSIFICATION ON OR AFTER OCTOBER 1, 2019.”.

On page 13, in line 10, after “LOCAL” insert “APPRENTICE, JOURNEYPerson, OR MASTER LEVEL”.

On page 14, in line 6, strike “ON” and substitute “EXCEPT AS PROVIDED IN § 6-103(B)(2)(II) OF THIS TITLE, ON”; and in line 8, after the first “LOCAL” insert “APPRENTICE, JOURNEYPerson, OR MASTER LEVEL”.

On page 15, in line 19, after “(1)” insert “(I)”; in line 20, after “YEARS” insert “IMMEDIATELY PRECEDING THE DATE OF THE APPLICATION”; in lines 24 and 25, strike “(i)” and “(ii)”, respectively, and substitute “1.” and “2.”, respectively; in line 25, strike “AND” and substitute “OR”; and after line 29, insert:

“(II) SHALL HAVE BEEN ENGAGED OR EMPLOYED IN PROVIDING ELECTRICAL SERVICES FOR AT LEAST 7 YEARS IMMEDIATELY PRECEDING THE DATE OF THE APPLICATION WHILE UNDER THE DIRECTION AND SUPERVISION OF:

1. A MASTER ELECTRICIAN; OR
2. A SIMILARLY QUALIFIED EMPLOYEE OF A GOVERNMENTAL UNIT; AND”.

On page 16, strike beginning with “AS” in line 6 down through “**2.**” in line 11, inclusive; and in line 13, strike “**3.**” and substitute “**2.**”.

On page 18, in line 26, after “local” insert “**APPRENTICE, JOURNEYPERSON, OR MASTER LEVEL**”.

AMENDMENT NO. 4

On page 36, in line 9, after “EACH” insert “**EVEN-NUMBERED**”; and in line 10, strike “**\$100,000**” and substitute “**10% OF THE ACTUAL EXPENSES OF OPERATING THE BOARD**”.

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 HEALTH AND GOVERNMENT OPERATIONS
REPORT #11**

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 11 – ~~Senator Young~~ Senators Young, Glassman, Klausmeier, Mathias, Montgomery, Shank, and Forehand

AN ACT concerning

Food Processing Plants – License Fees – Civic and Nonprofit Organizations

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:

Senate Bill 84 – ~~Senator Benson~~ Senators Benson, Astle, Brinkley, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Mathias, Middleton, and Pugh

AN ACT concerning

Joint Committee on Access to Mental Health Services – Name Change

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:

Senate Bill 104 – Chair, Finance Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Health Officers and Baltimore City Commissioner of Health – Authority to Retain Collections and Waive Charges

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:

Senate Bill 105 – Chair, Finance Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Health – Vital Records – Birth Certificates – Preparation and Filing Requirements

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:

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

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:

Senate Bill 225 – Senators Montgomery, Benson, and Forehand

AN ACT concerning

**State Board of Examiners of Psychologists – Psychology Associates –
Registration**

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:

Senate Bill 228 – Senator Conway

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:

**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**

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:

Senate Bill 295 – The President (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:

Senate Bill 296 – The President (By Request – Department of Legislative Services)

AN ACT concerning

Prescription Drug Monitoring Program – 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:

Senate Bill 320 – Senator Conway

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 reported favorably:

Senate Bill 380 – Senator Conway

AN ACT concerning

State Board of Podiatric Medical Examiners – Cease and Desist Orders and Fines

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:

Senate Bill 416 – Senator Astle

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:

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

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:

Senate Bill 440 – Senator Mathias

AN ACT concerning

**Somerset County – Service Award Program for Emergency Medical Services
and Fire and Rescue Personnel**

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:

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**

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:

Senate Bill 587 – Senator Conway

AN ACT concerning

**State Board of Examiners in Optometry – Cease and Desist Orders,
Injunctive Relief, and Penalties**

Favorable report 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. 738)

ADJOURNMENT

At 10:43 A.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Legislative Day March 21, 2014, Calendar Day Wednesday, March 26, 2014.

Annapolis, Maryland
Legislative Day: March 21, 2014
Calendar Day: Wednesday, March 26, 2014

The House met at 10:37 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Sally Jameson of Charles County.

QUORUM CALL

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

(See Roll Call No. 739)

The Journal of March 20, 2014 was read and approved.

EXCUSES:

Del. Carr – illness

Del. Frank – medical

Del. Harper – medical

Del. A. Kelly – late – personal – car trouble

Del. Lee – left briefly – legislative business

Del. McMillan – left briefly – legislative business

Del. Niemann – late – business

Del. Waldstreicher – personal – emergency

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 1049 – ~~Senator Getty~~ Senators Getty, Conway, Dyson, Jennings, Montgomery, Reilly, Simonaire, and Young

EMERGENCY BILL

AN ACT concerning

Education – Required Number of School Days – Exception

FOR the purpose of ~~specifying that a day on which public schools are closed during a certain state of emergency shall be credited against the required minimum number of days that public schools shall be open~~ requiring the State Board of

Education to grant certain county boards of education certain adjustments and exceptions for certain school attendance if attendance is prevented on a day that the Governor declares a state of emergency; and making this Act an emergency measure.

BY repealing and reenacting, with amendments,

Article – Education

Section 7–103

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 1066 – ~~Senator Raskin~~ Senators Raskin, Feldman, Kelley, Klausmeier, Mathias, Middleton, Pugh, and Ramirez

AN ACT concerning

Fairness in Negotiations Act and the Public School Labor Relations Board – Sunset Repeal and Reporting Requirements

FOR the purpose of repealing the termination date of certain provisions relating to collective bargaining for public school employees and the Public School Labor Relations Board; requiring the Board to report to certain committees of the General Assembly on certain information and certain recommendations on or before a certain date; requiring the Board to report to certain committees of the General Assembly on or before a certain date on the Board’s compliance with certain provisions of law concerning administrative procedures and open meetings; and generally relating to the Public School Labor Relations Board and collective bargaining for public school employees.

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 Rules and Executive Nominations.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

Senate Bill 170 – The President (By Request – Administration)

Budget Bill

(Fiscal Year 2015)

REPORT OF THE HOUSE APPROPRIATIONS COMMITTEE
TO THE MARYLAND HOUSE OF DELEGATES – 2014 SESSION –
RECOMMENDATIONS, REDUCTIONS, AND SUMMARY OF ACTION
PERTAINING TO SENATE BILL 170 – THE BUDGET BILL

(See Exhibit G of Appendix II)

HOUSE APPROPRIATIONS
COMMITTEE REPRINT TO SENATE BILL 170 – THE BUDGET BILL

(See Exhibit H of Appendix II)

HOUSE APPROPRIATIONS COMMITTEE REPORT ON
SENATE BILL 170 – THE BUDGET BILL AND
SENATE BILL 172 – THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit I of Appendix II)

STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENTS NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

Committee amendments 1 through 8 were read and adopted.

Committee amendments 9 through 17 were read and adopted.

Committee amendments 18 through 20 were read and adopted.

Committee amendment 21.

The preceding amendment was read and adopted by a roll call vote as follows:

Affirmative – 90 Negative – 45 (See Roll Call No. 740)

Committee amendments 22 through 24 were read and adopted.

Committee amendment 25 was read and adopted.

Committee amendments 26 through 28 were read and adopted.

Committee amendments 29 through 30 were read and adopted.

Committee amendments 31 through 34 were read and adopted.

Committee amendments 35 through 40 were read and adopted.

Committee amendment 41.

The preceding amendment was read and adopted by a roll call vote as follows:

Affirmative – 93 Negative – 43 (See Roll Call No. 741)

Committee amendment 42 was read and adopted.

Committee amendments 43 through 51 were read and adopted.

Committee amendments 52 through 61 were read and adopted.

Committee amendments 62 through 63 were read and adopted.

Committee amendments 64 through 71 were read and adopted.

Committee amendment 72 was read and adopted.

Committee amendment 73.

The preceding amendment was read and adopted by a roll call vote as follows:

Affirmative – 79 Negative – 57 (See Roll Call No. 742)

Committee amendment 74.

The preceding amendment was read and adopted by a roll call vote as follows:

Affirmative – 85 Negative – 50 (See Roll Call No. 743)

Committee amendment 75.

The preceding amendment was read and adopted by a roll call vote as follows:

Affirmative – 87 Negative – 47 (See Roll Call No. 744)

Committee amendment 76 was read and adopted.

Committee amendments 77 through 79 were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0170/653628/1

BY: Delegate McConkey

AMENDMENT TO SENATE BILL 170, AS AMENDED
(Third Reading File Bill – Committee Reprint)

On page 226, strike in their entirety lines 20 through 38, inclusive.

On page 253, strike in their entirety lines 15 through 28, inclusive.

On page 267, after line 27, insert:

“SECTION 46. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of this Act, the fiscal 2015 budget shall be reduced by the following amounts in order to limit general fund growth in the budget to 1%:

General Funds

\$364,000,000

Further provided that the Governor is hereby authorized to allocate the reduction among agencies of the Executive Branch including higher education. This reduction may not apply to appropriations for the State Reserve Fund or public debt. The Governor shall submit a schedule of reductions to the budget committees by July 1, 2014.

Further provided that, contingent on the enactment of a provision in Chapter ____ (S.B. 172) of the Acts of the General Assembly of 2014 (Budget Reconciliation and Financing Act of 2014) to permit reductions to mandated education aid programs, the Governor may allocate a portion of the reduction to mandated education aid as part of the overall total reduction in general fund spending.”;

in line 28, strike “46.” and substitute “47.”; and in line 35, strike “47.” and substitute “48.”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 42 Negative – 95 (See Roll Call No. 745)

FLOOR AMENDMENT

SB0170/163423/1

BY: Delegate Ready

AMENDMENT TO SENATE BILL 170
(Third Reading File Bill – Committee Reprint)

On page 27, under:

Heading: MARYLAND HEALTH BENEFIT EXCHANGE

Program: D78Y01.01

Entitled: Maryland Health Benefit Exchange

In line 15, in the General Fund Appropriation, strike “7,395,387” and substitute “0”; in line 16, in the Special Fund Appropriation, strike “6,141,651” and substitute “0”; in line 17, in the Federal Fund Appropriation, strike “15,808,205” and substitute “0”; and in the same line, strike “29,345,243” and substitute “0”.

Heading: MARYLAND HEALTH BENEFIT EXCHANGE

Program: D78Y01.02

Entitled: Major Information Technology Development Projects

In line 21, in the General Fund Appropriation, strike “8,118,495” and substitute “0”; in line 22, in the Special Fund Appropriation, strike “6,858,349” and substitute “0”; in line 23, in the Federal Fund Appropriation, strike “27,705,879” and substitute “0”; and in the same line, strike “42,682,723” and substitute “0”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 41 Negative – 92 (See Roll Call No. 746)

FLOOR AMENDMENT

SB0170/143721/1

BY: Delegate Aumann

AMENDMENT TO SENATE BILL 170
(Third Reading File Bill – Committee Reprint)

On page 96, under:

Heading: MEDICAL CARE PROGRAMS ADMINISTRATION

Program: M00Q01.03

Entitled: Medical Care Provider Reimbursements

Strike beginning with “; or” in line 18 down through “health” in line 29.

On page 98, under:

Heading: MEDICAL CARE PROGRAMS ADMINISTRATION

Program: M00Q01.07

Entitled: Maryland Children’s Health Program

Strike beginning with “; or” in line 8 down through “health” in line 19.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 48 Negative – 84 (See Roll Call No. 747)

FLOOR AMENDMENT

SB0170/103729/2

BY: Delegate O’Donnell

AMENDMENT TO SENATE BILL 170

(Third Reading File Bill – Committee Reprint)

On page 96, under:

Heading: MEDICAL CARE PROGRAMS ADMINISTRATION

Program: M00Q01.03

Entitled: Medical Care Provider Reimbursements

In line 29, after “health.” insert “Further provided that no part of this General Fund appropriation may be paid to any physician or surgeon or any hospital, clinic, or medical facility for or in connection with the performance of any abortion in the third trimester of a pregnancy other than an abortion determined by a physician to be medically necessary to save the life or preserve the physical health of the woman.”.

On page 98, under:

Heading: MEDICAL CARE PROGRAMS ADMINISTRATION

Program: M00Q01.07

Entitled: Maryland Children’s Health Program

In line 19, after “health” insert “. Further provided that no part of this General Fund appropriation may be paid to any physician or surgeon or any hospital, clinic, or medical facility for or in connection with the performance of any abortion in the third trimester of a pregnancy other than an abortion determined by a physician to be medically necessary to save the life or preserve the physical health of the woman”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 54 Negative – 79 (See Roll Call No. 748)

FLOOR AMENDMENT

SB0170/913828/1

BY: Delegate Vitale

AMENDMENT TO SENATE BILL 170

(Third Reading File Bill – Committee Reprint)

On page 161, under:

Heading: DIVISION OF INFORMATION TECHNOLOGY

Program: S00A26.01

Entitled: Information Technology

In line 8, in the General Fund Appropriation, strike “240,000” and substitute “0”.

Heading: DIVISION OF FINANCE AND ADMINISTRATION

Program: S00A27.01

Entitled: Finance and Administration

In line 15, in the General Fund Appropriation, strike “4,556,075” and substitute “0”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 43 Negative – 90 (See Roll Call No. 749)

FLOOR AMENDMENT

SB0170/803528/1

BY: Delegate McDermott

AMENDMENT TO SENATE BILL 170

(Third Reading File Bill – Committee Reprint)

On page 166, under:

Heading: MARYLAND TECHNOLOGY DEVELOPMENT
CORPORATION

Program: T50T01.03

Entitled: Maryland Stem Cell Research Fund

In line 12, after “Appropriation” insert “, provided that this appropriation may not be expended to provide grants for basic stem cell research. Further provided that this appropriation may be used to provide grants to fund only adult stem cell research.”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 44 Negative – 89 (See Roll Call No. 750)

FLOOR AMENDMENT

SB0170/303128/1

BY: Delegate George

AMENDMENT TO SENATE BILL 170, AS AMENDED

(Third Reading File Bill – Committee Reprint)

On page 81, in Amendment No. 26, under:

Heading: OFFICE OF THE SECRETARY

Program: M00A01.01

Entitled: Executive Direction

In line 10, after “*committees*” insert “. Further provided that \$100,000 of this appropriation made for the purpose of administration may not be expended until the Department of Health and Mental Hygiene submits a report to the budget committees detailing, for the period fiscal 2010 through 2014: (1) a complete listing of audits of any program within the department conducted by the federal government; (2) a listing of repeat audit findings contained within those federal audits; (3) the department’s response to those repeat audit findings; (4) any corrective action plans or other actions taken by the department in response to those repeat audit findings; and (5) any response from the federal government to the corrective action plans or other actions taken by the department in response to those repeat audit findings. The report shall be submitted by October 1, 2014, and the committees shall have 45 days to review and comment. Funds that are restricted pending the receipt of the report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted to the budget committees”.

The preceding amendment was withdrawn.

FLOOR AMENDMENT

SB0170/853829/1

BY: Delegate Elliott

AMENDMENT TO SENATE BILL 170
(Third Reading File Bill – Committee Reprint)

On page 27, under:

Heading: MARYLAND HEALTH BENEFIT EXCHANGE

Program: D78Y01.02

Entitled: Major Information Technology Development Projects

After line 20, insert:

“Provided that no funding in program D78Y01.02 Major Information Technology Development Projects may be expended on the replacement or remediation of the Maryland Health Benefit Exchange Eligibility System until the Exchange reports to the Senate Budget and Taxation Committee, Senate Finance Committee, House Appropriations Committee, and House Health and Government Operations Committee on the proposed replacement or remediation plan.”.

On page 185, under:

Heading: MARYLAND HEALTH BENEFIT EXCHANGE

Program: D78Y01.02

Entitled: Major Information Technology Development Projects

In line 10, after “Exchange.” insert:

“Provided that no fiscal 2014 deficiency funding in program D78Y01.02 Major Information Technology Development Projects may be expended on the replacement or remediation of the Maryland Health Benefit Exchange Eligibility System until the Exchange reports to the Senate Budget and Taxation Committee, Senate Finance Committee, House Appropriations Committee, and House Health and Government Operations Committee on the proposed replacement or remediation plan.”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 48 Negative – 82 (See Roll Call No. 751)

FLOOR AMENDMENT

SB0170/343229/1

BY: Delegate McDermott

AMENDMENT TO SENATE BILL 170

(Third Reading File Bill – Committee Reprint)

On page 176, under:

Heading: DEPARTMENT OF STATE POLICE

After line 1, insert:

“Provided that no funds in this budget may be expended by the Department of State Police on ballistic fingerprinting operations in fiscal 2015.”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 43 Negative – 81 (See Roll Call No. 752)

FLOOR AMENDMENT

SB0170/983021/2

BY: Delegate Krebs

AMENDMENT TO SENATE BILL 170, AS AMENDED

(Third Reading File Bill – Committee Reprint)

On page 165, in Amendment No. 65, under:

Heading: DIVISION OF BUSINESS AND ENTERPRISE
DEVELOPMENT

Program: T00F00.23

Entitled: Maryland Economic Development Assistance Authority and Fund

After line 3, insert:

“Further provided that \$1,712,305 of this appropriation for economic development assistance may not be expended for that purpose but instead may be used only to provide grants to restore 50% of a reduction in total direct education aid to local school systems for which total direct education aid in fiscal 2015 is less than the amount received in fiscal 2014, contingent on the enactment of Chapter _____ (S.B. 534/H.B. 814) establishing the grants. Funds may only be transferred to program R00A02 Aid to Education in the Maryland State Department of Education. Any funds not transferred for this purpose shall revert to the General Fund.”.

The preceding amendment was read only.

Delegate Minnick moved the previous question.

The motion was adopted.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 40 Negative – 88 (See Roll Call No. 753)

FLOOR AMENDMENT

SB0170/863823/1

BY: Delegate George

AMENDMENT TO SENATE BILL 170
(Third Reading File Bill – Committee Reprint)

On page 135, under:

Heading: AID TO EDUCATION

Program: R00A02.01

Entitled: State Share of Foundation Program

In line 17, after “Appropriation” insert “, provided that, because the Prince George’s County Public Schools has had four or more audit findings in the most recent financial management practices audit issued by the Office of Legislative Audits (OLA), \$250,000 of this appropriation made in accordance with the Geographic Cost of Education Index for Prince George’s County Public Schools may not be expended unless:

- (1) Prince George’s County Public Schools has taken corrective action with respect to all audit findings on or before January 1, 2015; and
- (2) a report is submitted to the budget committees by OLA listing each audit finding along with a determination that each finding was corrected. The budget committees shall have 45 days to review and comment on the OLA report to allow for funds to be released before the end of fiscal 2015.”.

The preceding amendment was read and rejected.

Read the second time and ordered prepared for Third Reading.

Senate Bill 172 – The President (By Request – Administration)

AN ACT concerning

Budget Reconciliation and Financing Act of 2014

HOUSE APPROPRIATIONS COMMITTEE REPORT ON
SENATE BILL 170 – THE BUDGET BILL AND
SENATE BILL 172 – THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit I of Appendix II)

STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENTS NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

SB0172/384062/1

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 172

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after “appropriations;” insert “requiring a certain maintenance of effort of county support for a community college in order for a community college to receive a certain hold harmless component amount;”; and in line 17, after “Lottery” insert “and Gaming Control”.

On page 2, strike beginning with “repealing” in line 2 down through “vehicle;” in line 4; in line 9, after “Commission” insert “and the Department of Health and Mental Hygiene”; strike beginning with “requiring” in line 11 down through “rates;” in line 14; in line 11, after “assessment;” insert “requiring the Health Services Cost Review Commission to establish a Community Partnership Assistance Program; requiring certain funding for the Program for certain purposes; providing for the sources and permissible uses of the funding; requiring that certain plans be developed in accordance with certain guidelines; providing that certain guidelines contain certain minimum standards, criteria, and specifications; providing for the submission, review, and approval of certain plans; requiring the Commission to take action on a certain plan; requiring the Department of Health and Mental Hygiene to post certain plans on the Department’s Web site;”; and in line 33, after “law;” insert “requiring the Comptroller to set a certain interest rate for certain taxable years for income tax refunds resulting from a certain judicial decision; providing for the application of certain provisions of this Act;”.

On page 3, in line 20, after “16-305(c)(1)(i)” insert “and (d)”.

On page 4, in line 11, strike “, 9-1A-29(d)(1),”.

On page 5, in line 2, after “(k)” insert “and 16-305(c)(7)”; in line 17, strike “and 13-802(b)(1)”; and strike in their entirety lines 20 through 24, inclusive.

On page 6, after line 4, insert:

“BY adding to

Article – Health – General

Section 19-219.1

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 8, in line 3, after “OF” insert “:”

(I)”;

in lines 5, 8, 11, and 13, strike “(I)”, “(II)”, “(III)”, and “(IV)”, respectively, and substitute “1.”, “2.”, “3.”, and “4.”, respectively; and in line 13, after “REPRESENTATIVE” insert “; AND

(II) THE DIRECTOR OF THE COMMISSION, OR THE DIRECTOR’S DESIGNEE, WHO SHALL SERVE AS A NONVOTING MEMBER OF THE ADVISORY COMMITTEE”.

AMENDMENT NO. 3

On page 10, in line 34, strike “19.7%” and substitute “20.0%”.

On page 11, in line 2, strike “19.7%” and substitute “20.5%”; in line 8, strike “20%” and substitute “21.0%”; and in line 13, strike “21%” and substitute “22.0%”.

AMENDMENT NO. 4

On page 12, after line 23, insert:

“(7) (i) A board shall be eligible for a hold harmless component beginning in fiscal year 1998 if the sum of the board’s fixed costs, marginal costs, and size factor components for the fiscal year is less than the board’s total State share in the prior fiscal year.

(ii) The hold harmless component amount shall be determined by subtracting the sum of an eligible board’s fixed costs, marginal costs, and size factor components for the fiscal year from the board’s total State share for the prior fiscal year.

(d) In each fiscal year, in order for a board to receive an increase in the State share of support OR A HOLD HARMLESS COMPONENT AMOUNT, the county share, in the aggregate, that supports the community college or colleges shall equal or exceed the aggregate amount of operating fund appropriations made to the board by the county or all of the counties supporting the college in the previous fiscal year.”.

AMENDMENT NO. 5

On page 16, in line 28, before “60%” insert “AT LEAST”; and in line 29, before “80%” insert “AT LEAST”.

AMENDMENT NO. 6

On page 20, in line 1, strike “\$6,249,199” and substitute “\$9,249,199”.

AMENDMENT NO. 7

On page 24, strike in their entirety lines 15 through 25, inclusive.

AMENDMENT NO. 8

On page 26, in line 27, strike “\$7,000,000” and substitute “\$3,500,000”.

AMENDMENT NO. 9

On pages 26 and 27, strike in their entirety the lines beginning with line 33 on page 26 through line 4 on page 27, inclusive.

AMENDMENT NO. 10

On page 27, in line 39, after “COMMISSION” insert “AND THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE”.

On page 28, in line 1, after “COMMISSION” insert “AND THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE”; strike beginning with “THE” in line 1 down through the second “AND” in line 2; and in line 3, after “COMMISSION” insert “AND THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE”.

AMENDMENT NO. 11

On page 29, in line 1, strike “0.5%” and substitute “0.3%”; and after line 3, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Health – General

19-219.1.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “COMMUNITY PARTNERSHIP” MEANS A PARTNERSHIP WITH A CORPORATE, BUSINESS, PROVIDER, OR CITIZEN ORGANIZATION TO DEVELOP METHODOLOGIES TO IMPROVE THE HEALTH AND WELL-BEING OF THE COMMUNITY.

(3) (I) “INFRASTRUCTURE” MEANS THE TECHNICAL UNDERLYING FRAMEWORK, STAFF RESOURCES, AND EXTERNAL RESOURCES NEEDED TO BUILD, MAINTAIN, AND OPTIMIZE THE USE OF DATA NEEDED TO ACHIEVE SUCCESSFUL PERFORMANCE UNDER MARYLAND’S ALL-PAYER MODEL CONTRACT.

(II) “INFRASTRUCTURE” INCLUDES CARE COORDINATION RESOURCES, DATA ANALYTICS, DISEASE-FOCUSED RESOURCES, AND INFORMATION TECHNOLOGY.

(B) THE COMMISSION SHALL ESTABLISH A COMMUNITY PARTNERSHIP ASSISTANCE PROGRAM.

(C) (1) THE COMMUNITY PARTNERSHIP ASSISTANCE PROGRAM SHALL PROVIDE FUNDING TO HOSPITALS FOR APPROVED REGIONAL OR STATEWIDE COMMUNITY PARTNERSHIP PLANS THAT:

(I) IMPROVE, OR ESTABLISH THE INFRASTRUCTURE TO IMPROVE, THE HEALTH AND WELL-BEING OF THE COMMUNITY;

(II) FOSTER COMMUNITY PARTNERSHIPS; AND

(III) SUPPORT THE ACHIEVEMENT OF THE GOALS ESTABLISHED IN MARYLAND’S ALL-PAYER MODEL CONTRACT APPROVED BY THE CENTER FOR MEDICARE AND MEDICAID INNOVATION.

(2) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, FUNDING FOR THE PROGRAM SHALL BE PROVIDED THROUGH THE RATE STRUCTURES OF APPROVED HOSPITALS AS FOLLOWS:

(I) FOR FISCAL YEAR 2015, \$15,000,000; AND

(II) FOR FISCAL YEAR 2016 AND EACH FISCAL YEAR THEREAFTER, \$20,000,000.

(3) FUNDING FOR THE PROGRAM MAY BE LESS THAN THE AMOUNTS REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION IF IN ANY FISCAL YEAR:

(I) THE AMOUNTS PROVIDED UNDER PARAGRAPH (2) OF THIS SUBSECTION EXCEED THE AMOUNT NEEDED TO FUND APPROVED COMMUNITY PARTNERSHIP PLANS; OR

(II) THE STATE IS IN DANGER OF FAILING TO ACHIEVE THE SAVINGS OR COST GROWTH CEILING SPECIFIED UNDER MARYLAND'S ALL-PAYER MODEL CONTRACT.

(D) (1) COMMUNITY PARTNERSHIP PLANS SHALL BE DEVELOPED IN ACCORDANCE WITH GUIDELINES ESTABLISHED BY THE HEALTH CARE DELIVERY REFORM SUBCOMMITTEE OF THE HEALTH CARE REFORM COORDINATING COUNCIL.

(2) THE GUIDELINES REQUIRED UNDER THIS SUBSECTION SHALL INCLUDE:

(I) MINIMUM STANDARDS FOR MEASURING HEALTH QUALITY AND COST SAVINGS; AND

(II) APPLICATION CRITERIA AND SPECIFICATIONS FOR HOSPITALS AND MULTIHOSPITAL COLLABORATIONS TO COMPETE FOR FUNDING.

(E) (1) TO BE ELIGIBLE FOR FUNDING, A PROPOSED COMMUNITY PARTNERSHIP PLAN SHALL BE SUBMITTED TO THE DEPARTMENT AND THE COMMISSION FOR REVIEW AND CONSIDERATION FOR APPROVAL.

(2) A PORTION OF THE FUNDING MAY BE USED FOR THE EVALUATION OF COMMUNITY PARTNERSHIP AND COLLABORATION ACTIVITIES.

(F) (1) THE DEPARTMENT AND THE COMMISSION SHALL ESTABLISH A COMMITTEE TO REVIEW PROPOSED COMMUNITY PARTNERSHIP PLANS AND MAKE RECOMMENDATIONS TO THE DEPARTMENT AND THE COMMISSION FOR FUNDING.

(2) THE COMMITTEE SHALL INCLUDE:

(I) REPRESENTATIVES FROM THE DEPARTMENT AND THE COMMISSION; AND

(II) SUBJECT MATTER EXPERTS, INCLUDING INDIVIDUALS WITH EXPERTISE IN AREAS SUCH AS PUBLIC HEALTH, COMMUNITY-BASED HEALTH CARE SERVICES AND SUPPORTS, PRIMARY CARE, LONG-TERM CARE, END-OF-LIFE CARE, BEHAVIORAL HEALTH, AND HEALTH INFORMATION TECHNOLOGY.

(G) THE COMMISSION SHALL TAKE ACTION ON A PROPOSED COMMUNITY PARTNERSHIP PLAN THAT HAS BEEN:

(1) REVIEWED BY THE COMMITTEE ESTABLISHED UNDER SUBSECTION (F) OF THIS SECTION; AND

(2) APPROVED BY THE COMMISSION AND THE DEPARTMENT.

(H) THE DEPARTMENT SHALL POST THE APPROVED COMMUNITY PARTNERSHIP PLANS ON THE DEPARTMENT'S WEB SITE."

On page 30, strike in their entirety lines 24 through 29, inclusive.

On page 34, in line 5, strike "Section 2" and substitute "Sections 2 and 4".

AMENDMENT NO. 12

On page 32, in line 17, strike "\$30,814,997" and substitute "\$31,000,000".

AMENDMENT NO. 13

On page 32, in line 23, strike “\$10,800,000” and substitute “\$9,000,000”.

AMENDMENT NO. 14

On page 33, in line 10, strike the third “and” and substitute:

“(4) The Department’s ability to perform timely processing of personal property tax returns, homeowners’ and renters’ tax credit applications, and franchise tax returns and to identify entities that fail to file personal property returns;

(5) The benefits of instituting electronic filing for personal property tax returns; and”;

in line 11, strike “(4)” and substitute “(6)”; in line 26, strike “auditing”; in the same line, strike “determining” and substitute “:

(1) Auditing to determine”;

in line 27, strike the first “and” and substitute a comma; in the same line, after “credits” insert “, and personal property tax returns;

(2) The discovery of businesses that unlawfully fail to pay personal property tax;”;

and in the same line, strike “the” and substitute “(3) The”.

AMENDMENT NO. 15

On page 33, after line 28, insert:

“SECTION 12. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, the Comptroller shall set the annual interest rate for an income tax refund that is a result of the final decision under Maryland State Comptroller of the Treasury v. Brian Wynne, et ux. 431 Md. 147 (2013) at a percentage, rounded to the nearest whole number, that is the percent that equals the average prime rate of interest quoted by commercial banks to large businesses during fiscal year 2015, based on a determination by the Board of Governors of the Federal Reserve Bank.”.

On page 33, after line 34, insert:

“SECTION 14. AND BE IT FURTHER ENACTED, That Section 12 of this Act applies only to income tax refunds attributable to taxable years beginning after December 31, 2005, but before January 1, 2015.”.

AMENDMENT NO. 16

On page 18, in line 20, before “(I)” insert “(4)”.

On page 33, in lines 29 and 35, strike “12.” and “13.”, respectively, and substitute “13.” and “15.”, respectively.

On page 34, in lines 4, 6, and 8, strike “14.”, “15.”, and “16.”, respectively, and substitute “16.”, “17.”, and “18.”, respectively; and in line 9, strike “13, 14, and 15” and substitute “15, 16, and 17”.

Committee amendments 1 through 5 were read and adopted.

Committee amendments 6 through 8 were read and adopted.

Committee amendment 9.

The preceding amendment was read and adopted by a roll call vote as follows:

Affirmative – 92 Negative – 39 (See Roll Call No. 754)

Committee amendments 10 through 11 were read and adopted.

Committee amendment 12.

The preceding amendment was read and adopted by a roll call vote as follows:

Affirmative – 91 Negative – 42 (See Roll Call No. 755)

Committee amendments 13 through 16 were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0172/593023/1

BY: Delegates Barkley and Simmons

AMENDMENTS TO SENATE BILL 172
(Third Reading File Bill – Committee Reprint)

AMENDMENT NO. 1

On page 2, in line 5, after “project;” insert “reducing the rate of member contributions for certain members of the Employees’ Pension System, Teachers’ Pension System, and Law Enforcement Officers’ Pension System;”.

On page 5, after line 26, insert:

“BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 23–212(c) and (d) and 26–204(a)

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 27, after line 7, insert:

“Article – State Personnel and Pensions

23–212.

(c) The contribution rate of a member who is subject to the Alternate Contributory Pension Selection under Part III of this subtitle is:

(1) 3% of the member’s earnable compensation received from July 1, 2006 to June 30, 2007, both inclusive;

(2) 4% of the member’s earnable compensation received from July 1, 2007 to June 30, 2008, both inclusive;

(3) 5% of the member’s earnable compensation received from July 1, 2008 to June 30, 2011, both inclusive; [and]

(4) 7% of the member’s earnable compensation received [on or after] FROM July 1, 2011 TO JUNE 30, 2014, BOTH INCLUSIVE; AND

(5) 5% OF THE MEMBER’S EARNABLE COMPENSATION RECEIVED ON OR AFTER JULY 1, 2014.

(d) The contribution rate of a member who is subject to the reformed contributory pension benefit under Part IV of this subtitle is:

(1) 7% of the member's earnable compensation RECEIVED FROM JULY 1, 2011 TO JUNE 30, 2014, BOTH INCLUSIVE; AND

(2) 5% OF THE MEMBER'S EARNABLE COMPENSATION RECEIVED ON OR AFTER JULY 1, 2014.

26–204.

(a) Except as provided in subsection (b) of this section, a member's contribution rate is:

(1) 4% of the member's earnable compensation received before July 1, 2011;

(2) 6% of the member's earnable compensation received from July 1, 2011 to June 30, 2012, both inclusive; [and]

(3) 7% of the member's earnable compensation received [on or after] FROM July 1, 2012 TO JUNE 30, 2014, BOTH INCLUSIVE; AND

(4) 5% OF THE MEMBER'S EARNABLE COMPENSATION RECEIVED ON OR AFTER JULY 1, 2014.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 48 Negative – 81 (See Roll Call No. 756)

FLOOR AMENDMENT

SB0172/903328/1

BY: Delegates Barkley and Simmons

AMENDMENTS TO SENATE BILL 172

(Third Reading File Bill – Committee Reprint)

AMENDMENT NO. 1

On page 1, strike beginning with “or” in line 22 down through “met” in line 23.

AMENDMENT NO. 2

On page 19, in line 24, after “**2016**” insert “**AND EACH FISCAL YEAR THEREAFTER**”; and in line 27, strike “**\$150,000,000**” and substitute “**\$300,000,000**”.

On pages 19 and 20, strike in their entirety the lines beginning with line 28 on page 19 through line 11 on page 20, inclusive.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 48 Negative – 81 (See Roll Call No. 757)

FLOOR AMENDMENT

SB0172/303321/1

BY: Delegate Fisher

AMENDMENTS TO SENATE BILL 172, AS AMENDED

(Third Reading File Bill – Committee Reprint)

AMENDMENT NO. 1

On page 2, in line 24, after “site.” insert “repealing a certain provision of law that authorizes a certain income tax credit for certain film production activities.”.

On page 6, after line 21, insert:

“BY repealing

Article – Tax – General

Section 10–730

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 32, after line 14, insert:

“SECTION 4A. AND BE IT FURTHER ENACTED, That Section(s) 10–730 of Article – Tax – General of the Annotated Code of Maryland be repealed.”.

On page 38, in line 2, strike “and 4” and substitute “, 4, and 4A”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 28 Negative – 103 (See Roll Call No. 758)

FLOOR AMENDMENT

SB0172/423722/1

BY: Delegate Schulz

AMENDMENTS TO SENATE BILL 172

(Third Reading File Bill – Committee Reprint)

AMENDMENT NO. 1

On page 2, in line 5, after “project;” insert “altering certain criteria for a certain film production activity income tax credit to allow certain small business film production entities to qualify;”.

On page 5, after line 26, insert:

“BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–730(c)

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 27, after line 7, insert:

“Article – Tax – General

10–730.

(c) (1) Before beginning a film production activity, a film production entity shall submit to the Department an application to qualify as a film production entity.

(2) The application shall describe the anticipated film production activity, including:

- (i) the projected total budget;
- (ii) the estimated number of employees and total wages to be paid; and
- (iii) the anticipated dates for carrying out the major elements of the film production activity.

(3) [To] EXCEPT AS PROVIDED IN PARAGRAPH (7) OF THIS SUBSECTION, TO qualify as a film production entity, the estimated total direct costs incurred in the State must exceed \$500,000.

(4) The application shall include any other information required by the Secretary.

(5) The Secretary may require the information provided in an application to be verified by an independent auditor selected and paid for by the film production entity seeking certification.

(6) The Secretary shall:

(i) determine if the film production entity qualifies for the credit under this section; and

(ii) notify the Comptroller of the estimated amount of total direct costs and the taxable year the credit will be claimed.

(7) FOR 5% OF THE AGGREGATE AMOUNT OF TAX CREDITS AUTHORIZED UNDER THIS SECTION, THE SECRETARY SHALL APPROVE APPLICATIONS FOR FILM PRODUCTION ENTITIES THAT ARE SMALL BUSINESS FILM PRODUCTION ENTITIES THAT HAVE INCURRED TOTAL DIRECT COSTS IN THE STATE OF LESS THAN \$500,000.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 49 Negative – 83 (See Roll Call No. 759)

FLOOR AMENDMENT

SB0172/513522/1

BY: Delegate Cluster

AMENDMENTS TO SENATE BILL 172
(Third Reading File Bill – Committee Reprint)

AMENDMENT NO. 1

On page 2, in line 24, after “site;” insert “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; repealing and correcting certain references; defining a certain term;”.

On page 6, after line 21, insert:

“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)”.

AMENDMENT NO. 2

On page 32, after line 14, insert:

“SECTION 4A. AND BE IT FURTHER ENACTED, That the Laws of Maryland
read as follows:

Article – Correctional Services

1–101.

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

(i) “Local correctional facility” means a correctional facility that is operated:

(1) by one or more counties; [or]

(2) **BY BALTIMORE CITY; OR**

(3) by a municipal corporation.

(o) (1) “State correctional facility” means a correctional facility that is operated by the State.

(2) “State correctional facility” includes[:

(i) the Patuxent Institution[:

(ii) the Baltimore City Detention Center; and

(iii) the centralized booking facility in Baltimore City that is operated by the Division of Pretrial Detention and Services in the Department of Public Safety and Correctional Services].

9–106.

(a) This section applies only in Baltimore City.

(b) Notwithstanding any other law, a judge who imposes a sentence of imprisonment on an individual shall commit the individual to the custody of the Commissioner of Correction.

(c) A judge who commits an individual to custody for any purpose other than service of a sentence shall commit the individual to the custody of the [Commissioner of Pretrial Detention and Services] **MAYOR OF BALTIMORE CITY OR THE MAYOR’S DESIGNEE.**

9-604.

(a) Subject to subsections (c) and (d) of this section, the State shall pay the funeral and burial expenses of an indigent inmate who dies while in the custody of a State correctional facility.

(b) The State shall pay the same amount for the funeral and burial expenses of an indigent inmate as the Department of Human Resources pays under § 5-415 of the Human Services Article.

(c) To be eligible to receive the benefit under this section, the family of an indigent inmate must be known or registered with the Department of Human Resources.

(d) If the body of an indigent inmate is not claimed within 48 hours after death, the State Anatomy Board shall take control of the body for final disposition in accordance with § 5-406 of the Health – General Article.

(e) The Commissioner of Correction[, the Commissioner of Pretrial Detention and Services,] and the Director of the Patuxent Institution shall adopt regulations establishing procedures to carry out this section.

10-304.

The Board shall administer benefits as provided under this subtitle to an individual who, while an inmate in the Patuxent Institution[, the Baltimore City Detention Center,] or a correctional facility in the Division of Correction:

(1) was engaged in work for which wages or a stipulated sum of money was paid by a correctional facility; and

(2) sustained a permanent partial disability or permanent total disability:

(i) as a result of a personal injury arising out of and in the course of work for which wages or a stipulated sum of money was paid by a correctional facility; and

(ii) that incapacitated the individual or materially reduced the individual's earning power in that type of work.

10-701.

(c) (1) An investigator in the Internal Investigative Unit may exercise the powers of a peace or police officer in the State on property that is not owned, leased, operated by, or under the control of the Department when:

(vi) engaged in an active and official investigation of an inmate in the custody of the Commissioner of Correction [or the Commissioner of Pretrial Detention and Services], an inmate subject to the jurisdiction of the Patuxent Institution, or an individual sentenced to probation or released on parole or mandatory supervision; or

10-801.

(a) In this section:

(1) "contraband" means any item, material, substance, or other thing of value that:

(i) is not authorized for inmate possession by the Commissioner of Correction, the Director of Patuxent Institution, [the Commissioner of Pretrial Detention and Services,] or the warden of a State correctional facility; or

(ii) is brought into a State correctional facility in a manner prohibited by the Commissioner of Correction, the Director of Patuxent Institution, [the Commissioner of Pretrial Detention and Services,] or the warden of a State correctional facility.

(2) "contraband" includes any other property defined in regulations by the Commissioner of Correction[, OR the Director of Patuxent Institution[, or the Commissioner of Pretrial Detention and Services].

(c) (1) The Commissioner of Correction[, the] AND THE Director of the Patuxent Institution[, and the Commissioner of Pretrial Detention and Services] shall adopt regulations:

(d) (1) Personal property that is unclaimed within the 30-day holding period established under subsection (b) of this section shall be deemed abandoned property.

(2) Abandoned property may be sold, converted to the use of the Division of Correction[, OR the Patuxent Institution, [or the Division of Pretrial Detention and Services.] or otherwise disposed of in accordance with procedures established by regulation.

(3) All claims to abandoned property are absolutely barred.

11-704.

(a) [In this section, "Commissioner" means the Commissioner of Pretrial Detention and Services.

(b)] This section applies only in Baltimore City.

[(c)] (B) (1) The [Commissioner] MAYOR OF BALTIMORE CITY OR THE MAYOR'S DESIGNEE may allow an inmate of the Baltimore City Detention Center to participate in one of the activities specified in paragraph (2) of this subsection during the period of custody if the participation:

(i) is approved by the judge ordering confinement or, if that judge is unable to act, by another judge of the committing court; and

(ii) is in accordance with available programs.

(2) Subject to paragraph (1) of this subsection, an inmate may:

(i) continue regular employment;

(ii) obtain new employment;

(iii) participate in a training, rehabilitation, or other special program; or

(iv) attend an educational institution.

(3) (i) An inmate who is authorized to participate in a program under this subsection shall be held in custody between program hours or periods.

(ii) The [Commissioner or Commissioner's] MAYOR OF BALTIMORE CITY OR THE MAYOR'S designee may allow an inmate who is authorized to participate in a program under this subsection to be held in custody through home detention by the use of electronic monitoring devices.

(iii) Subject to the availability of funds, the [Commissioner] MAYOR OF BALTIMORE CITY OR THE MAYOR'S DESIGNEE may contract for halfway houses or other suitable housing facilities or electronic monitoring devices for inmates authorized to participate in a program under this subsection.

[(d)] (C) (1) An inmate who is employed under a work release program shall surrender to the [Commissioner or Commissioner's] MAYOR OF BALTIMORE CITY OR THE MAYOR'S designee the total earnings of the inmate under the program, less payroll deductions required by law.

(2) From the net earnings of the inmate, the [Commissioner or Commissioner's] MAYOR OF BALTIMORE CITY OR THE MAYOR'S designee shall deduct in the following order of priority:

(i) an amount not to exceed one-third of the inmate's net earnings for the cost [to the State] of providing food, lodging, electronic monitoring devices, and clothing for the inmate;

(ii) the actual and necessary food, travel, and other expenses of the inmate when released from actual custody under the program;

(iii) the amount, if any, that the inmate is legally obligated to pay for the support of a dependent by court order directed to the [Commissioner] MAYOR OF BALTIMORE CITY OR THE MAYOR'S DESIGNEE; and

(iv) the amount for court-ordered payments for restitution.

(3) The [Commissioner or Commissioner's] MAYOR OF BALTIMORE CITY OR THE MAYOR'S designee shall pay any amount deducted as required by paragraph (2)(iii) of this subsection as the court order directs.

(4) The [Commissioner or Commissioner's] MAYOR OF BALTIMORE CITY OR THE MAYOR'S designee shall:

(i) credit to the inmate's account any remaining balance; and
(ii) pay the balance in the inmate's account to the inmate on release.

(5) If any part of the inmate's final earnings under a work release program are required to satisfy the deductions specified in paragraph (2) of this subsection, the balance of the final earnings shall be forwarded to the inmate within 15 days after the date of release from the Baltimore City Detention Center.

[(e)] (D) (1) A court may require an individual who is convicted of a crime to satisfy a fine or court costs by participating in a work program established under the jurisdiction of the Division of Parole and Probation in Baltimore City.

(2) An individual who participates in the work program shall receive a credit of at least the federal minimum wage per hour toward the fine or court costs.

SECTION 4B. AND BE IT FURTHER ENACTED, That Section(s) 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 of Article – Correctional Services of the Annotated Code of Maryland be repealed.

SECTION 4C. AND BE IT FURTHER ENACTED, That:

(a) The General Assembly finds:

(1) the Division of Pretrial Detention and Services was established within the Department of Public Safety and Correctional Services in 1991 under Chapter 59 of the Acts of the General Assembly of 1991;

(2) when the Division of Pretrial Detention and Services was formed, the State assumed responsibility for the Baltimore City Jail and renamed it the Baltimore City Detention Center;

(3) since 1991, the State has assumed the fiscal responsibility of funding the operating and capital costs of the Baltimore Detention Center; and

(4) except in Baltimore City, each local correctional facility is operated and funded by the local jurisdiction.

(b) Consistent with the practices of other local jurisdictions in the State, it is the intent of the General Assembly that the City of Baltimore resume operating the Baltimore City Detention Center and related local correctional facilities.

SECTION 4D. AND BE IT FURTHER ENACTED, That:

(a) Any person committed to the custody of the Baltimore City Detention Center as of January 1, 2015, is, on that date, committed to the custody of the Mayor of Baltimore City or the Mayor's designee.

(b) (1) On January 1, 2015, title to and possession of all records concerning inmates housed as of that date at the Baltimore City Detention Center shall be transferred to the Mayor of Baltimore City or the Mayor's designee.

(2) (i) Except as provided in paragraph (1) of this subsection, all administrative, financial, operational, inmate, and other records concerning the Baltimore City Detention Center shall be preserved by the State for a period of 5 years or for any other period of time that is agreed to between the State and the Mayor of Baltimore City.

(ii) On request, the State shall transfer possession of the records under subparagraph (i) of this paragraph to the Mayor of Baltimore City or the Mayor's designee.

(iii) Personnel records shall be made available, on request, to any employee, including a correctional officer, who requires the records in connection with the performance of the employee's official duties.

SECTION 4E. AND BE IT FURTHER ENACTED, That:

- (a) In this section, “employee” includes a correctional officer.
- (b) On December 31, 2014, every employee of the Baltimore City Detention Center shall be terminated from State employment.
- (c) (1) Any sick leave or other benefit that has been earned or accrued by an employee of the Baltimore City Detention Center as of December 31, 2014, shall be the sole financial responsibility of the State.
- (2) In accordance with paragraph (1) of this subsection, the State shall pay whatever money is due to an employee of the Baltimore City Detention Center on termination of State employment.
- (d) Notwithstanding any other provision of local law, on January 1, 2015, the Mayor of Baltimore City may employ, as the Mayor deems necessary, any employee of the Baltimore City Detention Center at the same salary received on December 31, 2014, or the salary received at the time of employment, whichever is greater, without further examination or qualification.
- (e) (1) The City of Baltimore and the State of Maryland shall establish a process to:
- (i) inform and advise employees of the Baltimore City Detention Center of their employment status and the terms and conditions of employment, if any, with Baltimore City; and
- (ii) offer counseling as to the range of options available.
- (2) Employees of the Baltimore City Detention Center who will not be employed on January 1, 2015, by Baltimore City shall be given 2 weeks’ advance notice by the Mayor of Baltimore City or the Mayor’s designee that they will not be employed on January 1, 2015, by Baltimore City.
- (3) This section may not be construed to create any right of employment with the City of Baltimore.

(f) (1) All employees of the Baltimore City Detention Center may present grievances as permitted under the State Personnel and Pensions Article of the Annotated Code of Maryland.

(2) An employee may be represented by an attorney or other designated representative.

(g) (1) Except as provided in subsection (h) of this section, each former Baltimore City Detention Center employee shall remain a member of the Maryland State Retirement and Pension System.

(2) (i) The City of Baltimore shall contribute the annual cost of the pension coverage to the Maryland State Retirement and Pension System.

(ii) The cost of the pension coverage under subparagraph (i) of this paragraph shall be based on the contribution rate applicable to all other members, as determined by the Board of Trustees for the State Retirement and Pension System.

(h) (1) On retirement, each employee shall receive the same health insurance benefits as other members of the Maryland State Retirement and Pension System.

(2) An employee who elects to remain a member of the Maryland State Retirement and Pension System shall not be entitled to receive retiree health insurance benefits from the City of Baltimore.

(i) (1) Notwithstanding any other provision of State or local law, a former Baltimore City Detention Center employee may elect to enroll in and become a new member of the Employees' Retirement System of the City of Baltimore on July 1, 2018.

(2) A former Baltimore City Detention Center employee shall be entitled to a vested allowance, as provided for in the Maryland State Retirement and Pension System, to be paid by the State for service credited to the System.

(3) On retirement, each employee may elect to participate in either:

(i) the State employee health insurance program for retirees, under the same terms and conditions as other State employees as set forth in the State Personnel and Pensions Article; or

(ii) the Baltimore City health insurance program for retirees, under the same terms and conditions as other members of the Employees' Retirement System of the City of Baltimore.

(4) If a Baltimore City Detention Center employee who has elected to enroll in the Employees' Retirement System of the City of Baltimore is not eligible to receive a vested allowance in accordance with paragraph (2) of this subsection, the employee shall receive a cash payment from the State equivalent to the value of the employee accrued benefit in the Maryland State Retirement and Pension System, as determined by the State's actuary.

SECTION 4F. AND BE IT FURTHER ENACTED, That:

(a) (1) The Mayor of Baltimore City may assume in writing such liabilities and obligations of the State as the Mayor considers necessary and useful.

(2) No liability, contract, or obligation of the State is a liability, contract, or obligation of the City of Baltimore unless such liability, contract, or obligation in expressly assumed by the Mayor of Baltimore City in writing.

(b) (1) The State shall indemnify and hold harmless the City of Baltimore for any judgments, damages, liens, settlements, consent decrees, and other costs arising from the operations of the Baltimore City Detention Center or the acts or omissions of detention center employees, officers, or agents that occurred on or before December 31, 2014.

(2) On or after January 1, 2015, an employee of the Baltimore City Detention Center, including a correctional officer, shall be covered by the Maryland Tort Claims Act for any act or omission that occurred in connection with the performance of the employee's duties on or before December 31, 2014.

(c) (1) For purposes of this subsection "procurement contract" has the meaning stated in § 11-101 of the State Finance and Procurement Article.

(2) Before January 1, 2015, the Mayor of Baltimore City may, in the Mayor's discretion, assume by written agreement as assignee, any procurement contract entered into by or on behalf of the detention center before January 1, 2015.

(d) This section does not alter or terminate the State's obligation to Baltimore City, nor Baltimore City's obligation to the State, with respect to any contract for a capital project awarded before January 1, 2015, including any encumbered balances due.

SECTION 4G. AND BE IT FURTHER ENACTED, That:

(a) The Secretary of Public Safety and Correctional Services and the City of Baltimore shall enter into an agreement effective January 1, 2015, for the purpose of transferring all the rights, title, and interests of the property, assets, licenses, and credits of the Baltimore City Detention Center and any property or other assets used or acquired for the detention center to the City of Baltimore, to be used by the detention center, or as otherwise directed or authorized by the Mayor of Baltimore City.

(b) The assets and property under subsection (a) of this section shall include:

(1) the Baltimore Central Booking and Intake Center;

(2) the Men's Detention Center;

(3) the Women's Detention Center;

(4) the Wyatt Building;

(5) the Annex Building;

(6) the Jail Industries Building;

(7) the Administration Building;

(8) the New Youth Detention Center; and

(9) the power plant, repair shops, education building, and other related facilities.

(c) Subject to subsection (d) of this section, on execution of the agreement under subsection (a) of this section, the State and the City of Baltimore shall make,

and the Mayor of Baltimore City shall accept, a conveyance of the real property, other property, assets, licenses, credits, and rights that are the subject of the agreement.

(d) The agreement executed by the parties under subsection (a) of this section may not go into effect until it is approved by the Board of Public Works.

SECTION 4H. AND BE IT FURTHER ENACTED, That:

(a) (1) The State shall pay the operating and capital costs of the Baltimore City Detention Center for fiscal years 2015 through 2017.

(2) For fiscal year 2018, Baltimore City shall pay one-half of the operating and capital costs of the Baltimore City Detention Center.

(3) Beginning in fiscal year 2019, Baltimore City shall pay all of the operating and capital costs of the Baltimore City Detention Center.

(b) (1) On or before January 1, 2015, the Mayor of Baltimore City and the Secretary of Budget and Management shall enter into a memorandum of understanding governing the provisions of subsection (a) of this section.

(2) The memorandum of understanding under paragraph (1) of this section shall:

(i) include the process for submitting and approving the annual budget of the Baltimore City Detention Center;

(ii) specify the manner and frequency in which the funding provided by the State to Baltimore City for the operation of the Baltimore City Detention Center shall be audited; and

(iii) address any other matter deemed relevant by the parties.

(3) The memorandum of understanding executed by the parties under this subsection may not go into effect until it is approved by the Board of Public Works.”.

AMENDMENT NO. 3

On page 38, in line 2, strike “and 4” and substitute “, 4, and 4C through 4H”; after line 4, insert:

“SECTION 17A. AND BE IT FURTHER ENACTED, That Sections 4A and 4B of this Act shall take effect January 1, 2015.”;

and in line 6, strike “and 17” and substitute “17, and 17A”.

The preceding 3 amendments were read and rejected by a roll call vote as follows:

Affirmative – 48 Negative – 88 (See Roll Call No. 760)

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT #12

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 1522 – Delegate Reznik

AN ACT concerning

Residential Child Care Programs – Statement of Need – Exception for Temporary Relocation

HB1522/806286/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 1522

(First Reading File Bill)

On page 3, strike beginning with “IS” in line 5 down through “REHABILITATION” in line 9 and substitute “MEETS THE REQUIREMENTS OF THE RESIDENTIAL CHILD CARE PROGRAM’S LICENSE”; and in lines 10 and 15, strike “(IV)” and “(V)”, respectively, and substitute “(III)” and “(IV)”, respectively.

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:

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

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:

Senate Bill 98 – Chair, Finance Committee (By Request – Departmental – Insurance Administration, Maryland)

AN ACT concerning

Health Insurance – Medicare Marketing Rules

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:

Senate Bill 102 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Health – Use of Alternate Care Sites During a State of Emergency – Authorization

SB0102/596785/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 102

(Third Reading File Bill)

On page 2, in line 8, after “FACILITY” insert “:

(I)”;

and in line 9, after “EMERGENCY” insert “;**AND**

**(II) THAT HAS ACCESS TO AN EMERGENCY ELECTRICAL
POWER GENERATOR**”.

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:

**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**

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:

**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

Favorable report adopted.

Delegate Parrott moved to make the Bill a Special Order for Thursday.

The motion was rejected by a roll call vote as follows:

Affirmative – 47 Negative – 87 (See Roll Call No. 761)

FLOOR AMENDMENT

SB0212/893726/1

BY: Delegate Szeliga

AMENDMENTS TO SENATE BILL 212

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “public accommodations, housing,” and substitute “housing”; and strike beginning with “altering” in line 4 down through “accommodation,” in line 6.

On page 2, strike in their entirety lines 11 through 15, inclusive; and in line 18, strike “20–302, 20–303, 20–304,”.

AMENDMENT NO. 2

On pages 4 through 6, strike in their entirety the lines beginning with line 7 on page 4 through line 14 on page 6, inclusive.

The preceding 2 amendments were read only.

Delegate O'Donnell moved to make the Bill and Amendments a Special Order for Thursday.

The motion was rejected by a roll call vote as follows:

Affirmative – 50 Negative – 83 (See Roll Call No. 762)

The preceding 2 amendments were withdrawn.

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:

Senate Bill 338 – The President (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 with amendments:

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**

SB0849/396982/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 849

(Third Reading File Bill)

On page 36, in line 16, strike “(C)”; and strike beginning with “**THE**” in line 18 down through “**PAYMENT.**” in line 21.

The preceding amendment was 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 135 Members present.

(See Roll Call No. 763)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #63

House Bill 951 – Delegates McHale, Barkley, Barnes, Braveboy, Burns, Carr, Clagett, Frick, Glenn, Hucker, A. Kelly, K. Kelly, Love, Luedtke, Mizeur, Niemann, Olszewski, S. Robinson, Rosenberg, V. Turner, Vaughn, and Zucker

AN ACT concerning

**~~Procurement~~ – Department of Labor, Licensing, and Regulation – Workgroup
on Public Works Contractor Occupational Safety and Health
Prequalification Requirements**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 764)

The Bill was then sent to the Senate.

House Bill 1119 – Delegate Haddaway-Riccio

AN ACT concerning

**Board of Electricians – Licensing and Regulation of Electricians – Phase Out
of Apprentice, Journeyperson, and Master Level Local Licenses**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 765)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #5

**Senate Bill 11 – ~~Senator Young~~ Senators Young, Glassman, Klausmeier,
Mathias, Montgomery, Shank, and Forehand**

AN ACT concerning

Food Processing Plants – License Fees – Civic and Nonprofit Organizations

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 766)

The Bill was then returned to the Senate.

Senate Bill 84 – ~~Senator Benson~~ Senators Benson, Astle, Brinkley, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Mathias, Middleton, and Pugh

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 – 137 Negative – 0 (See Roll Call No. 767)

The Bill was then returned to the Senate.

Senate Bill 104 – Chair, Finance Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Health Officers and Baltimore City Commissioner of Health – Authority to Retain Collections and Waive Charges

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 768)

The Bill was then returned to the Senate.

Senate Bill 105 – Chair, Finance Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Health – Vital Records – Birth Certificates – Preparation and Filing Requirements

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 769)

The Bill was then returned to the Senate.

**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

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 770)

The Bill was then returned to the Senate.

Senate Bill 225 – Senators Montgomery, Benson, and Forehand

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 – 136 Negative – 0 (See Roll Call No. 771)

The Bill was then returned to the Senate.

Senate Bill 228 – Senator Conway

AN ACT concerning

State Board of Pharmacy – Election of Officers

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 3 (See Roll Call No. 772)

The Bill was then returned to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 3 (See Roll Call No. 773)

The Bill was then returned to the Senate.

Senate Bill 295 – The President (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 – 135 Negative – 0 (See Roll Call No. 774)

The Bill was then returned to the Senate.

Senate Bill 296 – The President (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 – 137 Negative – 0 (See Roll Call No. 775)

The Bill was then returned to the Senate.

Senate Bill 320 – Senator Conway

AN ACT concerning

State Board of Nursing – Electrology Practice Committee – Membership

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 776)

The Bill was then returned to the Senate.

Senate Bill 380 – Senator Conway

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 – 137 Negative – 0 (See Roll Call No. 777)

The Bill was then returned to the Senate.

Senate Bill 416 – Senator Astle

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 – 137 Negative – 0 (See Roll Call No. 778)

The Bill was then returned to the Senate.

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 779)

The Bill was then returned to the Senate.

Senate Bill 440 – Senator Mathias

AN ACT concerning

Somerset County – Service Award Program for Emergency Medical Services and Fire and Rescue Personnel

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 780)

The Bill was then returned to the Senate.

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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 781)

The Bill was then returned to the Senate.

Senate Bill 587 – Senator Conway

AN ACT concerning

**State Board of Examiners in Optometry – Cease and Desist Orders,
Injunctive Relief, and Penalties**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 782)

The Bill was then returned to the Senate.

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 39	Del. Jameson	Chesapeake Employers' Ins Company – Issuance, Renewal, and Cancellation of Policies – Authority
HB 98	Del. Arora	Commercial Law – Interference With Internet Ticket Sales – Prohibition

HB 99	Del. Arora	Md Uniform Commercial Code – Secured Transactions – Notice of Filing of Financing Statement
HB 106	Ch. Hlth & Govt Ops	Senior Prescription Drug Assistance Program – Sunset Extension
HB 130	Del. Rudolph	Motor Vehicle Insurance – Task Force to Study Methods to Reduce the Rate of Uninsured Drivers
HB 172	Del. Mitchell	Econ Dev – Balt Region – Balt Metropolitan Coun and Advry Bd and Balt Region Transp Bd
HB 221	Del. Rudolph	Limited Lines – Travel Insurance
HB 255	The Speaker	Prescription Drug Monitoring Program – Sunset Extension and Program Evaluation
HB 257	The Speaker	Elevator Safety Review Bd and Div of Labor and Industry – Sunset Extension and Program Evaluation
HB 314	Del. Anderson	Baltimore City – Property Tax Credit – Newly Constructed Dwellings
HB 321	Frederick County Del	Frederick County – Property Tax – Exemption for Property Owned by Affordable Housing Land Trust
HB 335	Del. Schuh	Residential Cliffside Elevators – Registration and Inspection (The Jock Menzies Act)
HB 612	Del. Griffith	State Retirement and Pension System – Code Simplification and Clarification
HB 630	Del. Griffith	Teachers' Ret and Pension Syss – Reemployment of Retirees – Penalty for Failure to Submit Certfn
HB 735	Del. Olszewski	Financial Instns – Interest Payable on Escrow Accounts and Specific Purpose Savings Accounts
HB 876	Del. Anderson	Baltimore City – Property Tax Credit for Historic or

HB 928

Del. Rudolph

Heritage Properties –
Calculation
PSC – Competitive Retail Elc
and Gas Supply – Consumer
Protection – Rpt

Read and ordered journalized.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 454 – ~~Senator Robey~~ Senators Robey, Brochin, Forehand, Jacobs, Muse, Raskin, and Stone

AN ACT concerning

Criminal Law – Child Kidnapping and Prostitution – Penalty

FOR the purpose of reclassifying as a felony a certain offense relating to child kidnapping and prostitution involving a child under a certain age; altering the penalty for a certain provision of law relating to child kidnapping and prostitution involving an individual under a certain age; and generally relating to child kidnapping and prostitution.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 11–305
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 656 – Senators Raskin, Benson, Colburn, Feldman, Forehand, Frosh, Kelley, King, Kittleman, Madaleno, Middleton, Montgomery, Muse, Ramirez, Robey, Rosapepe, and Stone

AN ACT concerning

Correctional Services – Healthy Births for Incarcerated Women Act

FOR the purpose of prohibiting the use of a physical restraint on an inmate while the inmate is in labor or during delivery except under certain circumstances; requiring the medical professional responsible for the care of a certain inmate to determine when the inmate's health allows the inmate to be returned to a

correctional facility after giving birth; prohibiting, with certain exceptions, a physical restraint from being used on a certain inmate; ~~requiring a correctional facility to document certain use of a physical restraint;~~ 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; ~~requiring~~ authorizing the managing official of a local correctional facility to take certain actions when a certain representation concerning an inmate is made; requiring the Department of Juvenile Services to adopt certain regulations relating to the use of physical restraints on certain individuals; requiring the Secretary of Public Safety and Correctional Services ~~and the managing official of each local correctional facility~~ to provide ~~a certain report~~ reports to the Governor and the General Assembly on or before a certain date each calendar year for a certain period; ~~declaring the findings of the General Assembly;~~ defining certain terms; and generally relating to pregnant inmates and the use of physical restraints.

BY repealing and reenacting, with amendments,

Article – Correctional Services

Section 9–601

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

BY adding to

Article – Correctional Services

Section 11–206

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Human Services

Section 9–237(a)

Annotated Code of Maryland

(2007 Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Human Services

Section 9–237(c)

Annotated Code of Maryland

(2007 Volume and 2013 Supplement)

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

Senate Bill 687 – ~~Senator Raskin~~ Senators Raskin, Forehand, and Gladden

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~~ or coercing 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~~ or coercing 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 Rules and Executive Nominations.

Senate Bill 699 – Senators Shank, Raskin, Hershey, Jacobs, Muse, Ramirez, Reilly, Simonaire, Stone, ~~and Young~~ Young, and Forehand

AN ACT concerning

Automatic ~~Motor Vehicle Registration~~ License Plate Readers and Captured Plate Data – Authorized Uses

FOR the purpose of ~~prohibiting a person from using an automatic motor vehicle registration plate reader system, subject to a certain exception for a law enforcement agency for certain purposes; prohibiting a law enforcement agency from sharing captured plate data for other than certain purposes, subject to a certain exception; prohibiting a law enforcement agency from retaining captured plate data for more than a certain period of time and requiring the law enforcement agency to destroy the captured plate data after that time period, subject to a certain exception for a certain purpose; requiring a law enforcement agency that retains captured plate data for more than the time period allowed under this Act to destroy the captured plate data at the conclusion of certain activity or proceedings; altering the definition of “covert investigation” to include the use of an automatic registration plate reader system for purposes of expanding the application of the prohibition against a law enforcement agency conducting a covert investigation of certain persons engaged in First Amendment activities; requiring a custodian of captured plate data collected by an automatic registration plate reader system to deny inspection of the captured plate data, subject to certain exceptions; prohibiting a law enforcement agency from using captured plate data unless the agency has a legitimate law enforcement purpose; establishing certain penalties for a certain violation; requiring the Department of State Police and certain law enforcement agencies to adopt certain procedures; establishing that information gathered by an automatic license plate reader system is not subject to disclosure under the Maryland Public Information Act; requiring the Department, in conjunction with the Maryland Coordination and Analysis Center and certain law enforcement agencies, to report certain information to certain committees on or before a certain date each year; requiring the Center, in cooperation with certain entities, to develop a certain model audit policy; establishing the policy of the State; defining certain terms; and generally relating to the authorized uses of automatic ~~motor vehicle registration~~ license plate reader systems and captured plate data.~~

BY adding to

Article – Public Safety

Section 3–509

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

~~BY repealing and reenacting, without amendments,
Article – Public Safety
Section 3–701(a)(1) and (c)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)~~

~~BY repealing and reenacting, with amendments,
Article – Public Safety
Section 3–701(a)(3)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)~~

~~BY repealing and reenacting, without amendments,
Article – State Government
Section 10–616(a)
Annotated Code of Maryland
(2009 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)~~

BY repealing and reenacting, without amendments,
Article – General Provisions
Section 4–304
Annotated Code of Maryland
(As enacted by Chapter _____ (H.B. 270) of the Acts of the General Assembly of
2014)

BY adding to
Article – General Provisions
Section 4–326
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.

**Senate Bill 805 – Senators Raskin, Forehand, Jones–Rodwell, Kelley,
Madaleno, Montgomery, and Rosapepe**

AN ACT concerning

Maryland Uniform Collaborative Law Act

FOR the purpose of enacting the Maryland Uniform Collaborative Law Act; establishing requirements for a collaborative law participation agreement and the collaborative law process; specifying when a collaborative law process begins and concludes; establishing standards for the disclosure of information during the collaborative law process; authorizing parties to agree on the scope of confidentiality of collaborative law communications; establishing an evidentiary privilege for certain collaborative law communications and providing for certain waivers of and limited exceptions to the evidentiary privilege; authorizing a court or certain other body to enforce agreements that result from a collaborative process and to apply certain privileges under this Act; authorizing a tribunal to issue certain orders for a certain purpose during a collaborative law process; defining certain terms; making the provisions of this Act severable; providing for the construction and application of this Act; and generally relating to the Maryland Uniform Collaborative Law Act.

BY adding to

Article – Courts and Judicial Proceedings

Section 3–1901 through 3–1915 to be under the new subtitle “Subtitle 19.

Maryland Uniform Collaborative Law Act”

Annotated Code of Maryland

(2013 Replacement Volume and 2013 Supplement)

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

Senate Bill 806 – Senators Raskin, Currie, Feldman, King, Kittleman, Madaleno, Manno, Mathias, Montgomery, Robey, Rosapepe, Young, and Zirkin

AN ACT concerning

Criminal Law – Hazing – Penalty

FOR the purpose of altering the penalty for a certain offense relating to subjecting a student to the risk of serious bodily injury for the purpose of a certain initiation; and generally relating to hazing.

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 3–607

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

Senate Bill 947 – Senators Young and Shank

AN ACT concerning

Real Property – Blighted Property – Nuisance Abatement

FOR the purpose of authorizing a local government to use a certain process to remediate blighted property; requiring the owner of a blighted property, on notification from the appropriate unit of local government, to remediate the property's blighted condition in a certain manner and within a certain period of time; requiring the appropriate unit of local government to send a certain notice to certain lienholders; authorizing the appropriate unit of local government to grant an extension of certain required time periods; authorizing the appropriate unit of a certain local government to declare a blighted property a nuisance under certain circumstances and order the owner to abate the nuisance; requiring the appropriate unit of local government to grant a certain extension if, within a certain period of time, the owner lists the property for sale; requiring the owner to provide certain notice to potential buyers; authorizing the appropriate unit of local government to grant a certain additional extension; authorizing a local government to impose a fine equal to a certain amount under certain circumstances; authorizing a local government to record a notice of a fine in the land records; providing for the establishment of a certain lien; requiring the new owner to remediate the property's blighted condition in a certain manner and within a certain period of time under certain circumstances; defining certain terms; providing for the construction of this Act; and generally relating to nuisance abatement of blighted properties.

BY adding to

Article – Real Property

Section 14–120.1

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

Senate Bill 1046 – Senators Shank, Edwards, and Young

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, within a certain time frame and subject to certain conditions; providing that the County

Commissioners of Washington County shall receive a certain salary ~~in certain years~~; altering the additional amount that the County Commissioner elected President of the Board shall receive each year; altering the amount that each County Commissioner may be reimbursed each year for certain expenses; 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.

Senate Bill 171 – The President (By Request – Administration)

AN ACT concerning

Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2014, and the Maryland Consolidated Capital Bond Loans of 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, and 2013

FOR the purpose of authorizing the creation of a State Debt in the amount of ~~One Billion, One Hundred Sixty-Six Million, Sixty-Five Thousand Dollars (\$1,166,065,000)~~, One Billion, One Hundred Seventy-Nine Million, Six Hundred Fifteen Thousand, Three Hundred Seventy-Seven Dollars (\$1,179,615,377), the proceeds to be used for certain necessary building, construction, demolition, planning, renovation, conversion, replacement, and capital equipment purchases of the State, for acquiring certain real estate in connection therewith, and for grants to certain subdivisions and other organizations for certain development and improvement purposes, subject to certain requirements that certain matching funds be provided and expended by certain dates; providing generally for the issuance and sale of bonds evidencing the loan; authorizing the creation of State Debt in certain years to be used for certain purposes; stating the intent of the General Assembly that certain costs in excess of a certain amount be funded from a certain fund; providing that a certain amount of certain authorizations may not be encumbered or expended until certain reports are submitted; providing that a certain amount of a certain authorization may not be encumbered or expended until certain entities enter into a certain memorandum of understanding; authorizing the budget committees to review and comment on a certain memorandum of understanding and certain reports; stating the intent of the General Assembly that funds to construct a certain building be authorized in certain future Maryland Consolidated Capital Bond Loans; providing that a certain amount of a certain authorization may not be expended or encumbered until a certain program plan development document is submitted; stating the intent of the General Assembly that the State commitment for a certain facility will total a certain amount over a certain period; providing that a certain amount of a certain authorization may not be expended until a certain entity develops a certain plan and submits the plan to the budget committees; providing that a certain amount of a certain authorization may not be expended until a certain entity submits certain information and takes certain actions; stating the intent of the General Assembly that a certain entity initiate a certain design process during a certain fiscal year utilizing certain bond authorization; stating the intent of the General Assembly that the State commitment for a certain facility will total a certain amount during a certain period and be distributed in a certain manner; requiring that certain entities submit a certain report by a certain date before a certain amount of a certain authorization may be expended for certain purposes; authorizing certain Aging Schools Program funds to be distributed as certain grants to certain nonpublic schools that meet certain criteria; requiring the Maryland State Department of Education and the Interagency Committee on School Construction to administer certain grants to certain nonpublic schools; providing for certain restricted purposes for certain Program Open Space funds; requiring that certain funds be administered in accordance with certain provisions of law; requiring notification to the General Assembly under certain

circumstances; providing that certain funds needed for the State's share of certain costs be provided as split authorizations for certain fiscal years; imposing a certain tax on all assessable property in the State; requiring that certain grantees convey certain easements under certain circumstances to the Maryland Historical Trust; authorizing certain grantees to appeal certain determinations by the Maryland Historical Trust or the Director to the Maryland Historical Trust Board of Trustees; providing that a certain decision by the Maryland Historical Trust Board of Trustees is final and not subject to administrative or judicial review; providing that the proceeds of certain loans must be expended or encumbered by a certain date; authorizing certain unexpended appropriations in certain prior capital budgets and bond loans to be expended for other public projects; altering certain requirements for certain programs in certain prior capital budgets and bond loans; providing that the authorizations of State Debt in certain prior capital budgets and bond loans be reduced by certain amounts; providing for certain additional information to be detailed about each project in the capital program under certain circumstances; requiring that certain projects be constructed at certain locations; repealing certain requirements for certain appropriations; altering the authorized uses of certain grants; altering the names of certain grantees; adding additional grantees to certain grants; altering the matching fund requirements of certain grants; extending the deadline for certain grantees to present evidence of certain matching funds; extending the termination date of certain grants; altering the location of certain capital projects; making a technical correction; providing for the restriction of a certain authorization for certain purposes; requiring the Maryland Historical Trust and a certain entity to take certain actions to extinguish a certain easement; prohibiting the Maryland Historical Trust from requiring a certain easement; requiring the Comptroller to make certain transfers, adjustments, and reconciliations; repealing certain Maryland Consolidated Capital Bond Loan Preauthorization acts; making certain technical corrections; providing for a delayed effective date for certain provisions of this Act; and generally relating to the financing of certain capital projects.

BY repealing and reenacting, with amendments,

Chapter 445 of the Acts of the General Assembly of 2005, as amended by Chapter 483 of the Acts of the General Assembly of 2010, Chapter 444 of the Acts of the General Assembly of 2012, and Chapter 424 of the Acts of the General Assembly of 2013

Section 1(3) Item UB00(A)(5)

BY repealing and reenacting, with amendments,

Chapter 445 of the Acts of the General Assembly of 2005, as amended by Chapter 639 of the Acts of the General Assembly of 2012, and Chapter 430 of the Acts of the General Assembly of 2013

Section 1(3) Item ZA00(C)

BY repealing and reenacting, with amendments,

Chapter 46 of the Acts of the General Assembly of 2006
Section 1(3) Item ZA01(U)

BY repealing and reenacting, with amendments,

Chapter 46 of the Acts of the General Assembly of 2006, as amended by Chapter
430 of the Acts of the General Assembly of 2013
Section 1(3) Item ZA01(CE)

BY repealing and reenacting, with amendments,

Chapter 488 of the Acts of the General Assembly of 2007
Section 1(3) Item ZA01(AY), ZA02(BN) and (BY), and ZA03(D)

BY repealing and reenacting, with amendments,

Chapter 488 of the Acts of the General Assembly of 2007, as amended by
Chapter 707 of the Acts of the General Assembly of 2009
Section 1(3) Item ZA01(H) and (AS) and ZA02(C)

BY repealing and reenacting, with amendments,

Chapter 488 of the Acts of the General Assembly of 2007, as amended by
Chapter 336 of the Acts of the General Assembly of 2008, Chapter 485 of
the Acts of the General Assembly of 2009, Chapter 483 of the Acts of the
General Assembly of 2010, Chapter 396 of the Acts of the General
Assembly of 2011, Chapter 444 of the Acts of the General Assembly of
2012, and Chapter 424 of the Acts of the General Assembly of 2013
Section 1(1)

BY repealing and reenacting, with amendments,

Chapter 336 of the Acts of the General Assembly of 2008
Section 1(3) Item DE02.01(F), ZA01(V), and ZB02(D)

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, and Chapter
372 of the Acts of the General Assembly of 2010
Section 1(3) Item ZA00(M)

BY repealing and reenacting, with amendments,

Chapter 336 of the Acts of the General Assembly of 2008, as amended by
Chapter 485 of the Acts of the General Assembly of 2009 and Chapter 424
of the Acts of the General Assembly of 2013
Section 1(3) Item KA05(B)

BY repealing and reenacting, with amendments,

Chapter 336 of the Acts of the General Assembly of 2008, as amended by
Chapter 396 of the Acts of the General Assembly of 2011 and Chapter 424
of the Acts of the General Assembly of 2013
Section 1(3) Item MF05(A)

BY repealing and reenacting, with amendments,

Chapter 336 of the Acts of the General Assembly of 2008, as amended by
Chapter 424 of the Acts of the General Assembly of 2013
Section 1(3) Item QP00(A)

BY repealing and reenacting, with amendments,

Chapter 336 of the Acts of the General Assembly of 2008, as amended by
Chapter 485 of the Acts of the General Assembly of 2009, Chapter 483 of
the Acts of the General Assembly of 2010, Chapter 396 of the Acts of the
General Assembly of 2011, Chapter 444 of the Acts of the General
Assembly of 2012, and Chapter 424 of the Acts of the General Assembly
of 2013
Section 1(1)

BY repealing and reenacting, with amendments,

Chapter 485 of the Acts of the General Assembly of 2009
Section 1(3) Item DE02.01(D), RM00(B), and WA01(B)

BY repealing and reenacting, with amendments,

Chapter 485 of the Acts of the General Assembly of 2009, as amended by
Chapter 483 of the Acts of the General Assembly of 2010 and Chapter 424
of the Acts of the General Assembly of 2013
Section 1(3) Item DH01(A)

BY repealing and reenacting, with amendments,

Chapter 485 of the Acts of the General Assembly of 2009, as amended by
Chapter 424 of the Acts of the General Assembly of 2013
Section 1(3) Item KA05(C) and QP00(A)

BY repealing and reenacting, with amendments,

Chapter 485 of the Acts of the General Assembly of 2009, as amended by
Chapter 483 of the Acts of the General Assembly of 2010, Chapter 396 of
the Acts of the General Assembly of 2011, and Chapter 424 of the Acts of
the General Assembly of 2013
Section 12(1)

BY repealing and reenacting, with amendments,

Chapter 485 of the Acts of the General Assembly of 2009, as amended by
Chapter 483 of the Acts of the General Assembly of 2010, Chapter 396 of
the Acts of the General Assembly of 2011, Chapter 444 of the Acts of the
General Assembly of 2012, and Chapter 424 of the Acts of the General
Assembly of 2013
Section 1(1)

BY repealing and reenacting, with amendments,

Chapter 483 of the Acts of the General Assembly of 2010

Section 12(3) Item RB29(A)

BY repealing and reenacting, with amendments,

Chapter 483 of the Acts of the General Assembly of 2010, as amended by

Chapter 444 of the Acts of the General Assembly of 2012

Section 12(3) Item RB23(B)

BY repealing and reenacting, with amendments,

Chapter 483 of the Acts of the General Assembly of 2010, as amended by

Chapter 639 of the Acts of the General Assembly of 2012, and Chapter

430 of the Acts of the General Assembly of 2013

Section 1(3) Item ZA02(BB) and ZA03(AZ)

BY repealing and reenacting, with amendments,

Chapter 483 of the Acts of the General Assembly of 2010, as amended by

Chapter 424 of the Acts of the General Assembly of 2013

Section 1(3) Item MM06(A)

BY repealing and reenacting, with amendments,

Chapter 483 of the Acts of the General Assembly of 2010, as amended by

Chapter 396 of the Acts of the General Assembly of 2011, Chapter 444 of

the Acts of the General Assembly of 2012, and Chapter 424 of the Acts of

the General Assembly of 2013

Section 1(1)

BY repealing and reenacting, with amendments,

Chapter 396 of the Acts of the General Assembly of 2011

Section 1(3) Item WA01(B), ZA00(T), ZA02(L), (M), (P), and (BO), and ZA03(R),
(AJ), and (BE)

BY adding to

Chapter 396 of the Acts of the General Assembly of 2011

Section 1(3) Item ZA03(AJ-2)

BY repealing and reenacting, with amendments,

Chapter 396 of the Acts of the General Assembly of 2011, as amended by

Chapter 430 of the Acts of the General Assembly of 2013

Section 1(3) Item ZA02(R), (AD), and (BJ) and ZA03(AW)

BY repealing and reenacting, with amendments,

Chapter 444 of the Acts of the General Assembly of 2012

Section 1(1) and (3) Item DE02.01(D), RB22(A), RB24(B), RM00(D), and

~~WA01(A)~~ WA01(A), ZA00(A) and (D), ZA02(H), (P), (V), (W), (AR), and

(BN), and ZA03(Q) and (AY)

BY repealing and reenacting, with amendments,

Chapter 444 of the Acts of the General Assembly of 2012, as amended by
Chapter 424 of the Acts of the General Assembly of 2013
Section 1(3) Item MM06(D)

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 ZA02(U) and (BB) and ZA03(AB) and (AO)

BY repealing and reenacting, with amendments,

Chapter 424 of the Acts of the General Assembly of 2013
Section ~~1(3)~~ 1(1) and (3) Item DE02.02(C), RB24(B), ~~ZA00(F) and (K)~~ WA01(A),
ZA00(A), (F), (K), and (AC), ZA02(C), (G), (O), (P), (AC), and (BA), and
ZA03(G), (I), (Q), and (AM)

BY repealing

Chapter 424 of the Acts of the General Assembly of 2013
Section 12, 13, 14, 15, 16, and 17

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

Senate Bill 218 – The President (By Request – Administration)

AN ACT concerning

Creation of a State Debt – Qualified Zone Academy Bonds

FOR the purpose of authorizing the creation of a State Debt in the amount of \$4,625,000, the proceeds to be used as grants to the Interagency Committee on School Construction and the Maryland State Department of Education for certain development or improvement purposes; providing for disbursement of the loan proceeds and the further grant of funds to eligible school systems for certain purposes, subject to a requirement that the grantees document the provision of a required matching fund; providing that, after a certain date, any bonds authorized under this Act shall be canceled and be of no further effect; providing that the proceeds of the loan under this Act shall be expended not later than a certain number of years after the issuance of the bonds authorized under this Act; authorizing the Board of Public Works to sell certain bonds at certain sales in proportion to the documented matching fund; and providing generally for the issuance and sale of bonds evidencing the loan.

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

**Senate Bill 998 – Chair, Budget and Taxation Committee (By Request –
Departmental – University System of Maryland)**

AN ACT concerning

Academic Facilities Bonding Authority

FOR the purpose of approving certain projects for the acquisition, development, and improvement of certain academic facilities for the University System of Maryland; approving the issuance of bonds by the University System of Maryland in a certain total principal amount for financing the projects; providing that the bonds issued under the authority of this Act are not a debt or obligation of the State or any of its subdivisions; and generally relating to academic facilities bonding authority of the University System of Maryland and specified projects.

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

CONCURRENCE CALENDAR #1**AMENDED IN THE SENATE****House Bill 1181 – Delegates Hixson, Kaiser, A. Miller, and Walker**

AN ACT concerning

~~**Fairness in Negotiations Act**~~ **Public School Labor Relations Board** – Sunset
Repeal and Reporting Requirement

Delegate Hixson moved that the House concur in the Senate amendments.

HB1181/197976/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1181

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before “Public” insert “Fairness in Negotiations Act and the”; in line 3, strike “Requirement” and substitute “Requirements”; in line 4, after “to” insert “collective bargaining for public school employees and”; in line 5, after the second “to” insert “certain committees of”; in line 7, after “date;” insert “requiring the Board to report to certain committees of the General Assembly on or before a certain date on the Board’s compliance with certain provisions of law concerning administrative procedures and open meetings;”; and in line 8, after “Board” insert “and collective bargaining for public school employees”.

AMENDMENT NO. 2

On page 2, in line 3, strike “General Assembly” and substitute “Senate Finance Committee and the House Ways and Means Committee”; after line 11, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That, on or before December 1, 2014, the Public School Labor Relations Board, in accordance with § 2–1246 of the State Government Article, shall report to the Senate Finance Committee and the House Ways and Means Committee on the Board’s compliance with administrative procedures provisions and open meetings provisions in Title 10 of the State Government Article.”;

and in line 12, strike “3.” and substitute “4.”.

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 98 Negative – 39 (See Roll Call No. 783)

QUORUM CALL

The presiding officer announced a quorum call, showing 137 Members present.

(See Roll Call No. 784)

ADJOURNMENT

At 3:14 P.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Legislative Day March 22, 2014, Calendar Day Thursday, March 27, 2014.

Annapolis, Maryland
Legislative Day: March 22, 2014
Calendar Day: Thursday, March 27, 2014

The House met at 10:11 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Susan K. McComas of Harford County.

QUORUM CALL

The presiding officer announced a quorum call, showing 132 Members present.

(See Roll Call No. 785)

The Journal of March 21, 2014 was read and approved.

EXCUSES:

Del. Cardin – late – doctor’s appointment

Del. Frank – medical

Del. Harper – medical

Del. Hucker – late – personal

Del. Impallaria – left early – business

Del. Oaks – left briefly – doctor’s appointment

THE COMMITTEE ON ECONOMIC MATTERS REPORT #17

CONSENT CALENDAR #9

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably on all of the following bills:

BILL NO.	REPORT	SPONSOR	CONTENT
SB 161	FAV	Sens Conway and Reilly	Alcoholic Beverages – Hard Cider – Definition
SB 298	FAV	Montgomery County Senator	Alcoholic Beverages – Montgomery County – Beer Festivals
SB 300	FAV	Montgomery County Senator	Montgomery Co – Proportion of Food and Alc Bevs Sales – Class B Lics and Class B–BWL (H–M) Lics
SB 302	FAV	Montgomery County Senator	Montgomery Co – City of Takoma Park – Alc Bevs – Class B On– and

SB 305	FAV	Montgomery County Senator	Off-Sale License MC 18-14 Montgomery County – Alcoholic Beverages – Beer Sales and Delivery to Retail Dealers
SB 310	FAV	Montgomery County Senator	Montgomery County – Micro-Brewery Licenses and Class D Beer and Light Wine Licenses
SB 311	FAV	Montgomery County Senator	Montgomery County – Alcoholic Beverages – Special BWL Community Performing Arts Facility License
SB 459	FAV	Montgomery County Senator	Montgomery County – Alcoholic Beverages – Class B Beer, Wine and Liquor (Clubhouse/Lodge) License

Favorable report adopted on all of the preceding bills.

Read the second time and ordered prepared for Third Reading on all of the preceding bills.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #18

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 2 – Senator Edwards

AN ACT concerning

Garrett County – Industrial Wind Energy Conversion Systems – Setback Requirement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 53 – ~~Senator Middleton~~ Senators Middleton, Brinkley, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Ramirez, and Pugh

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:

Senate Bill 54 – Chair, Finance Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Labor and Employment – Maryland Apprenticeship and Training Council

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:

Senate Bill 75 – ~~Senator Madaleno~~ Senators Madaleno, Forehand, Montgomery, and King

AN ACT concerning

Alcoholic Beverages – Maximum Alcohol Content

SB0075/513293/1

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 75

(Third Reading File Bill)

On page 1, 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:

Senate Bill 97 – Chair, Finance Committee (By Request – Departmental – Insurance Administration, Maryland)

AN ACT concerning

Insurance – Public Adjusters – Prohibited Inducements

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 99 – Chair, Finance Committee (By Request – Departmental – Insurance Administration, Maryland)

AN ACT concerning

Insurance – Fraud Violations – Civil and Criminal Actions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 100 – Chair, Finance Committee (By Request – Departmental – Insurance Administration, Maryland)

AN ACT concerning

Insurance – Premiums and Charges – Review of Administrative Expenses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 119 – Chair, Finance Committee (By Request – Departmental – Subsequent Injury Fund Board)

AN ACT concerning

Workers' Compensation – Subsequent Injury Fund – Billing Address Notification

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 130 – Chair, Finance Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

**Commissioner of Labor and Industry and Workers' Compensation
Commission – Reports of Accidental Injury or Disability – Electronic Sharing**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

**Senate Bill 154 – ~~Senator Feldman~~ Senators Feldman, Astle, Brinkley,
Glassman, Kelley, Kittleman, Klausmeier, Mathias, Middleton, Pugh,
and Ramirez**

AN ACT concerning

Commercial Law – Interference With Internet Ticket Sales – Prohibition

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

**Senate Bill 160 – Senators Pugh, Middleton, Benson, Conway, Ferguson,
Frosh, Jones–Rodwell, King, Manno, McFadden, and Montgomery**

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:

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 292 – The President (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:

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 356 – Senator Ferguson

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.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 399 – Senator Shank

AN ACT concerning

Security Systems Services – Complaint Investigations

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 583 – Senators Kelley and Middleton

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:

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 624 – Senator Feldman

AN ACT concerning

Insurance – Title Insurers – Title Insurance Commitment and Binders

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 713 – Senators Feldman and Raskin

AN ACT concerning

Corporations and Real Estate Investment Trusts – Miscellaneous Provisions

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:

Senate Bill 875 – Senators Klausmeier and Feldman

AN ACT concerning

Jane E. Lawton Conservation Loan Program**SB0875/103590/1**

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 875
(Third Reading File Bill)

On page 4, in line 21, before “NONPROFIT” insert “THE”.

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:

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

SB0886/493797/2

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 886
(Third Reading File Bill)

On page 1, in line 16, after “assets” insert “and certain liabilities”.

On page 4, strike beginning with the comma in line 13 down through “STATE” in line 14; and in line 17, strike “FULLY”.

On page 7, in line 18, after “ASSETS” insert “OF THE SOCIETY”; and in line 19, strike “OF” and substitute “UNDER POLICIES ISSUED BY”.

On page 8, in line 1, after “assets” insert “of the Society”; in the same line, strike “of” and substitute “under policies issued by”; and strike beginning with “as” in line 34 down through “resort” in line 35.

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 #14

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

House Bill 1472 – Delegates Fraser–Hidalgo, Morhaim, Luedtke, Mizeur, and S. Robinson

AN ACT concerning

Agriculture – Industrial Hemp – Pilot Program

HB1472/330712/1

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1472

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and S. Robinson” and substitute “S. Robinson, and Dwyer”; in line 2, strike “Pilot Program” and substitute “Study”; strike beginning with “establishing” in line 3 down through “agencies” in line 28 and substitute “requiring the Secretary of Agriculture, in consultation with certain federal and State agencies and the University of Maryland, College Park, to study the feasibility of growing industrial hemp in the State and the availability of certain markets relating to industrial hemp and hemp products; requiring the Secretary to submit a certain report to the Governor and the General Assembly on or before a certain date”; and in line 29, strike “a pilot program to study” and substitute “a study on”.

AMENDMENT NO. 2

On pages 2 through 6, strike in their entirety the lines beginning with line 1 on page 2 through line 4 on page 6, inclusive, and substitute:

“SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That:

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

(2) (i) “Hemp product” means a product generated from the plant materials of industrial hemp.

(ii) “Hemp product” includes cloth, cordage, fiber, food, fuel, oil, paint, paper, particle board, plastics, and seed for consumption or cultivation.

(3) “Industrial hemp” means the plant Cannabis sativa L. and any part of such plant, whether growing or not, with a delta-9-tetrahydrocannabinol concentration that does not exceed 0.3 percent on a dry weight basis.

(b) The Secretary of Agriculture shall, in consultation with appropriate federal and State agencies and the University of Maryland, College Park, study:

(i) the feasibility of growing industrial hemp in the State; and

(ii) the availability and extent of a commercial and industrial market for:

1. industrial hemp grown in the State; and

2. hemp products manufactured in the State.

(c) On or before December 1, 2014, the Secretary shall report to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly on the results of the study conducted under subsection (b) of this section, including:

(i) strategies for the safe cultivation and use of industrial hemp in the State;

(ii) the status of industrial hemp programs in other states;

(iii) the level and nature of interest in growing industrial hemp in the State;

(iv) recommendations regarding the most appropriate funding mechanism for an industrial hemp pilot project;

(v) recommendations regarding licensing and testing requirements for growing, handling, transporting, processing, and marketing of industrial hemp; and

(vi) recommendations regarding an industrial hemp pilot project that best meets the needs of the State.”.

AMENDMENT NO. 3

On page 6, in line 5, strike “3.” and substitute “2”; and strike beginning with “It” in line 6 down through “effect.” in line 8.

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:

Senate Bill 3 – Senators Jacobs and Simonaire

AN ACT concerning

Vehicle Laws – Operation of Vehicle When Approaching a Tow Truck ~~or~~ Service Vehicle

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 26 – Chair, Judicial Proceedings Committee (By Request – Departmental – Transportation)

AN ACT concerning

Motor Vehicles – Commercial Instructional Permit Holders – Administrative Penalties and Procedures

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 33 – Chair, Judicial Proceedings Committee (By Request – Departmental – Transportation)

AN ACT concerning

Vehicle Laws – Rules of the Road – Use of High Occupancy Vehicle (HOV) Lanes

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 70 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Agriculture)

AN ACT concerning

Agriculture – Fertilizer – Labeling and Restrictions on Use and Sale

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 71 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Agriculture)

AN ACT concerning

Maryland Agricultural Land Preservation Foundation – Value of Easement

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:

**Senate Bill 127 – Chair, Education, Health, and Environmental Affairs
Committee (By Request – Departmental – Agriculture)**

AN ACT concerning

Department of Agriculture – Manure Transportation Project

SB0127/820212/1

BY: Environmental Matters Committee

AMENDMENT TO SENATE BILL 127

(Third Reading File Bill)

On page 3, in line 8, 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 McIntosh, Chair, for the Committee on Environmental Matters reported favorably with amendments:

Senate Bill 221 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

Farm Area Motor Vehicles – Registration and Authorized Use

SB0221/100911/1

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL 221

(Third 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 20, 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.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 389 – Senator Robey

AN ACT concerning

Motor Vehicles – Inspection Certificates for Used Vehicles – Procedures

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:

Senate Bill 771 – Senators Robey, Brinkley, Conway, Currie, Edwards, Getty, Glassman, Hershey, Jacobs, Jennings, Klausmeier, Middleton, Pugh, Raskin, Shank, Stone, Young, ~~and Zirkin~~ Zirkin, Forehand, and Muse

AN ACT concerning

Motor Vehicles – Exceptional Milk Hauling Permit – Establishment

SB0771/410217/1

BY: Environmental Matters Committee

AMENDMENT TO SENATE BILL 771

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, strike beginning with “**DISTANCE**” in line 24 down through “**SEMITRAILER**” in line 25 and substitute “**FRONT-TO-REAR CENTERLINE AXLE SPACING OF NOT LESS THAN 50 FEET**”.

AMENDMENT NO. 2

On page 6, strike beginning with “distance” in line 23 down through “semitrailer” in line 24 and substitute “front-to-rear centerline axle spacing of not less than 50 feet”.

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
#15**

CONSENT CALENDAR #10

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 1512 – Delegates McDermott and Conway

AN ACT concerning

Worcester County – Alcoholic Beverages Licenses

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 1535 – Delegates McDermott and Conway

AN ACT concerning

Worcester County – Alcoholic Beverages Licenses – Town of Berlin

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:

Senate Bill 232 – Senators Stone, Benson, Currie, Feldman, Frosh, Kelley, King, Klausmeier, Manno, McFadden, Montgomery, Muse, Pinsky, Pugh, Ramirez, Raskin, Rosapepe, ~~and Young~~ Young, and Jones-Rodwell

AN ACT concerning

Procurement – Prevailing Wage – Applicability

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 Judiciary:

Senate Bill 299 – Montgomery County Senators

AN ACT concerning

Montgomery County – Maryland Tort Claims Act – Human Services Torts

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:

Senate Bill 314 – Senators Pugh, Gladden, Kelley, Madaleno, Middleton, Montgomery, and Young

AN ACT concerning

Health Occupations – State Board of Physicians – Naturopathic ~~Medicine~~ Doctors

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:

Senate Bill 345 – ~~Senator Muse~~ Senators Muse and Young

AN ACT concerning

Real Property – Residential Leases – Interest on Security Deposits

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:

Senate Bill 348 – Senator Manno

AN ACT concerning

Texting While Driving – Accidents Resulting in Death or Serious Injury – 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 Environmental Matters:

Senate Bill 350 – Senators Brochin, Klausmeier, and Zirkin

AN ACT concerning

**~~Motor Vehicles – Speed Monitoring Systems – Local Jurisdictions~~
Speed Monitoring Systems Reform Act of 2014**

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:

**Senate Bill 374 – Senators Currie, Kasemeyer, King, Peters, ~~and Robey~~
Robey, and DeGrange**

AN ACT concerning

State Lottery – Online Ticket Sales – Moratorium ~~and Study~~

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:

Senate Bill 486 – Senators Manno and Middleton

AN ACT concerning

Income Tax Credit – Endow Maryland

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:

Senate Bill 515 – Senators Gladden, Currie, and Miller

AN ACT concerning

Juvenile Law – Transfer of Cases to Juvenile Court

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 Economic Matters:

**Senate Bill 521 – Senators Pinsky, Hershey, Mathias, ~~and Middleton~~
Middleton, Montgomery, and Simonaire Simonaire, and Colburn**

AN ACT concerning

~~Agriculture – Poultry Litter –~~ Poultry Litter Energy-Generating Cooperative Program

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 Health and Government Operations:

Senate Bill 592 – ~~Senator Jones-Rodwell~~ Senators Jones-Rodwell, Conway, Astle, Brinkley, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Mathias, Middleton, Pugh, and Ramirez

AN ACT concerning

**~~Department of Health and Mental Hygiene – Community Health Workers –
Certification and Reimbursement~~
Workgroup on Workforce Development for Community Health Workers**

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:

Senate Bill 596 – Senators Peters, Kasemeyer, King, Klausmeier, Raskin, and Robey

AN ACT concerning

Income Tax Subtraction Modification – Mortgage Forgiveness Debt Relief – Extension

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:

Senate Bill 602 – The President and Senators Forehand, Astle, Benson, Brinkley, Brochin, Colburn, Conway, Currie, DeGrange, Dyson, Edwards, Feldman, Getty, Gladden, Glassman, Jennings, Kasemeyer, Kelley, King, Kittleman, Klausmeier, Mathias, McFadden, Middleton, Miller, ~~Montgomery~~, Peters, Pugh, Robey, Stone, Young, and ~~Zirkin~~ Zirkin, Reilly, Shank, and Simonaire Simonaire, and Hershey

SECOND PRINTING

AN ACT concerning

Maryland Estate Tax – Unified Credit

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:

Senate Bill 665 – Senators Edwards, Shank, ~~and Madaleno~~ Madaleno, Colburn, Jones-Rodwell, and McFadden

AN ACT concerning

Correctional Officers' Retirement System – Membership

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:

Senate Bill 670 – Senator Middleton

AN ACT concerning

Income Tax Credit – Qualified Farms – Gleaning

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:

Senate Bill 685 – Senator Zirkin

AN ACT concerning

**Family Law – Child Abuse and Neglect – Provision of Information to Health
Care ~~Provider~~ Practitioners**

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:

**Senate Bill 694 – Senators Klausmeier, Colburn, Currie, Feldman, King,
Kittleman, Mathias, Middleton, Robey, and Young**

AN ACT concerning

Health Occupations – Maryland Behavior Analysts Act

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:

**Senate Bill 698 – Senators Shank, Raskin, Forehand, Hershey, Jacobs, Kelley,
Klausmeier, Muse, Ramirez, Reilly, Simonaire, Stone, and Young**

AN ACT concerning

**Criminal Procedure – Electronic Device Location Information – ~~Warrant~~
Order**

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:

Senate Bill 706 – Senators Benson, Madaleno, Manno, Pinsky, Ramirez, and Rosapepe

AN ACT concerning

Environment – Permit Determinations – Cumulative Impact Assessments

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:

Senate Bill 708 – Senators Raskin, Benson, Currie, Jones-Rodwell, Madaleno, Manno, Montgomery, Muse, Pinsky, Pugh, Ramirez, Rosapepe, and Stone

AN ACT concerning

Civil Actions – Statute of Limitations for Certain Specialties and Motion for Certain Deficiency Judgments

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 Economic Matters:

Senate Bill 737 – Senators Pugh, Benson, Currie, ~~Forehand, King, Manno, McFadden~~, Feldman, Forehand, King, Manno, McFadden, Middleton, Montgomery, Muse, Ramirez, and Raskin

AN ACT concerning

Labor and Employment – Unpaid Parental Leave – Birth or Adoption of a Child

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:

Senate Bill 796 – ~~Senator Madaleno~~ Senators Madaleno, Astle, Brinkley, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Mathias, Middleton, Pugh, and Ramirez

AN ACT concerning

Human Services – Interagency Council on Homelessness

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:

Senate Bill 800 – Senators Ramirez, Forehand, and Raskin

AN ACT concerning

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

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:

Senate Bill 813 – Senators Raskin, Forehand, Montgomery, Stone, Young, and Zirkin

AN ACT concerning

**Motor Vehicle Administration – Drivers’ Licenses and Identification Cards –
Organ Donor Designation**

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:

**Senate Bill 818 – ~~Senator Forehand~~ Senators Forehand, Jacobs, and Muse
Muse, and Kittleman**

AN ACT concerning

State Government – Human Trafficking Address Confidentiality 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 Judiciary:

Senate Bill 830 – Senator Forehand

AN ACT concerning

Criminal Procedure – Criminal Injuries Compensation Board – Child Abuse Victims

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:

Senate Bill 850 – Senator Conway

AN ACT concerning

Real Property – Prohibition on Acquiring Mortgages or Deeds of Trust by Condemnation

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:

Senate Bill 860 – Senators Gladden, Jones-Rodwell, ~~and Kelley~~ Kelley, and Forehand

AN ACT concerning

Public Safety – ~~Photo and Lineup~~ Eyewitness Identification – Procedures

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:

Senate Bill 874 – ~~Senator Klausmeier~~ Senators Klausmeier, Astle, Feldman, Glassman, Kelley, Kittleman, Mathias, Middleton, Pugh, and Ramirez

AN ACT concerning

Health Insurance – Specialty Drugs

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:

Senate Bill 884 – Senators Pugh, Feldman, Klausmeier, and Mathias

AN ACT concerning

Health Insurance – Incentives for Health Care Practitioners

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:

Senate Bill 889 – Senators Jennings and Glassman

AN ACT concerning

Northeastern Maryland Additive Manufacturing Innovation Authority

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:

Senate Bill 892 – Senator Middleton**EMERGENCY BILL**

AN ACT concerning

Maryland Estate Tax – Transfer of Qualified Agricultural Property by a Qualified Recipient

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:

Senate Bill 899 – Senator Hershey

AN ACT concerning

Kent County – Gaming – Permits

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:

Senate Bill 908 – Senators Manno, Ramirez, Feldman, King, Madaleno, and Peters

AN ACT concerning

Electric Vehicles and Recharging Equipment – Rebates and Tax Credits

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:

Senate Bill 922 – Senator Stone

AN ACT concerning

Crime Victim and Crime Victim’s Representative – Electronic Notification

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:

Senate Bill 939 – Senator Shank

AN ACT concerning

**State Retirement and Pension System – Service Credit for Leave of Absence –
Extension of Purchase 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 Health and Government Operations:

Senate Bill 952 – Senator Astle

AN ACT concerning

Pharmacy Benefits Managers – Pharmacy Contracts – ~~Payments~~ Maximum Allowable Cost Pricing

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:

Senate Bill 977 – Senator Feldman

AN ACT concerning

Property and Casualty Insurance – Notices – Use of First-Class Mail Tracking Methods

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:

Senate Bill 981 – Senator Jennings

AN ACT concerning

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

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:

Senate Bill 985 – Senator Frosh

AN ACT concerning

Maryland Clean Energy Center – Green Banks and Clean Bank Financing ~~and Risk Management Program~~ – Study

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:

Senate Bill 988 – Senator Pugh

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 Economic Matters:

Senate Bill 999 – Senator Pugh

AN ACT concerning

Insurance – Reinsurance – Certification of Reinsurers

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:

Senate Bill 1015 – Senator Astle

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Tasting Licenses

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:

Senate Bill 1033 – Senators Brinkley and Young

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 Health and Government Operations:

Senate Bill 1040 – Senator Middleton

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 Environmental Matters:

Senate Bill 1053 – Senator Glassman

AN ACT concerning

Maryland Building Performance Standards – Energy Codes – Local 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:

Senate Bill 1070 – Senators DeGrange, Astle, Benson, Colburn, Currie, Dyson, Edwards, Forehand, Glassman, Madaleno, Manno, Mathias, Montgomery, Peters, Ramirez, Reilly, Robey, and Zirkin

AN ACT concerning

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

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:

Senate Bill 1079 – Senator Mathias

AN ACT concerning

Worcester County – Alcoholic Beverages Licenses – ~~Town of Berlin~~

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:

Senate Bill 1082 – ~~Senator Madaleno~~ Senators Madaleno, Jones-Rodwell, Manno, and Raskin

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 Economic Matters:

Senate Bill 1091 – ~~Senator Klausmeier~~ Senators Klausmeier, Middleton, Astle, Feldman, Glassman, Kelley, Kittleman, Mathias, Pugh, and Ramirez

AN ACT concerning

**Financial Institutions – ~~Transitional~~ Registered Mortgage Loan ~~Originator~~
Originators – Expedited Licenses**

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:

Senate Bill 1095 – Senator Frosh

EMERGENCY BILL

AN ACT concerning

Real Property – Ground Rents

The Bill was re-referred to the Committee on Environmental Matters.

**THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT
#16**

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 1490 – St. Mary's County Delegation

AN ACT concerning

**St. Mary's County – Leonardtown – Alcoholic Beverages – Special Art
Establishment License**

The Bill was re-referred to the Committee on Economic Matters.

QUORUM CALL

The presiding officer announced a quorum call, showing 137 Members present.

(See Roll Call No. 786)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #64

House Bill 1522 – Delegate Reznik

AN ACT concerning

**Residential Child Care Programs – Statement of Need – Exception for
Temporary Relocation**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 787)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #6

Senate Bill 170 – The President (By Request – Administration)

Budget Bill

(Fiscal Year 2015)

FLOOR AMENDMENT

SB0170/263126/1

BY: Delegate Kramer

AMENDMENT TO SENATE BILL 170, AS AMENDED

(Third Reading File Bill – Committee Reprint)

On page 267, after line 24, insert:

“SECTION 45. AND BE IT FURTHER ENACTED, That no funds appropriated to public institutions of higher education may be used to pay membership fees owed to, or travel expenses for faculty or staff to attend meetings of, an organization that has issued a public resolution or statement or taken other official action to initiate a boycott of a country that has ratified a declaration of cooperation with Maryland or the country’s institutions of higher education.”;

and in lines 25, 28, and 35, strike “45.”, “46.”, and “47.”, respectively, and substitute “46.”, “47.”, and “48.”, respectively.

The preceding amendment was withdrawn.

FLOOR AMENDMENT

SB0170/263724/1

BY: Delegate Kach

AMENDMENT TO SENATE BILL 170

(Third Reading File Bill – Committee Reprint)

On page 135, under:

Heading: AID TO EDUCATION

Program: R00A02.01

Entitled: State Share of Foundation Program

In line 17, following “Appropriation” insert “, provided that \$1,000,000 of this appropriation may not be expended unless each county and Baltimore City holds a public meeting to solicit expressions of concern over the implementation of the Common Core Curriculum. The Superintendent of Schools shall submit a report to the budget committees when all such public meetings have been held, in order to request

the release of funds. The budget committees shall have 45 days to review and comment from the date of receipt of the report.”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 50 Negative – 88 (See Roll Call No. 788)

FLOOR AMENDMENT

SB0170/923228/1

BY: Delegate Kramer

AMENDMENT TO SENATE BILL 170, AS AMENDED (Third Reading File Bill – Committee Reprint)

On page 267, after line 24, insert:

“SECTION 45. AND BE IT FURTHER ENACTED, That:

(a) The General Assembly finds that:

(1) anti-Semitism is an intolerable and ugly form of bigotry, prejudice, and hostility directed toward individuals of the Jewish faith and the State of Israel, often based on ethnic, cultural, or religious identity;

(2) Israel, a democratic nation, the only country in the Middle East that is a democracy, is a strong ally of the United States based on shared values and interests and invaluable cooperation in cybersecurity, medicine, biotechnology, agriculture, and bilateral trade and commerce, as well as educational, research, and cultural exchanges;

(3) the American Studies Association is an academic organization composed of approximately 5,000 members, all of whom are members of academia specializing in the interdisciplinary study of American culture and history;

(4) the American Studies Association, through a vote of its members, has endorsed a boycott of Israeli academic institutions and their scholars who are “serving as representatives from those institutions”;

(5) the boycott adopted by the American Studies Association is consistent with a movement known as Boycott, Divestment and Sanctions, designed to delegitimize the democratic State of Israel; and

(6) the State of Maryland has ratified a Declaration of Cooperation with the State of Israel resulting in the successful exchange of commerce, culture, technology, tourism, trade, economic development, scholarly inquiry, and academic cooperation, which has served to improve the quality of the lives of their respective peoples for well over two decades.

(b) The General Assembly further finds that an academic boycott of Israel:

(1) is antithetical to the principles of academic freedom and to the free and open exchange of ideas;

(2) results in the restriction and stifling of Israeli scholars and Israeli institutions of higher education;

(3) disengages Israeli scholars and Israeli institutions of higher education from invaluable global academic collaborations and conferences; and

(4) invokes fear among the international academic community by creating a hostile learning environment and condoning the use of an academic community as a political pawn.

(c) The General Assembly declares that it is the policy of the State to:

(1) condemn, in the strongest terms possible, the American Studies Association's academic boycott against Israel as an inappropriate action on the part of the academic community;

(2) recognize that such conduct, particularly within centers of academic study, is unacceptable and must be denounced; and

(3) strongly encourage that all colleges and universities support the open flow of public discourse, debate, and academic freedom, particularly with respect to nations with which Maryland has a ratified Declaration of Cooperation.”;

and in lines 25, 28, and 35, strike “45.”, “46.”, and “47.”, respectively, and substitute “46.”, “47.”, and “48.”, respectively.

The preceding amendment was read and adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 100 Negative – 38 (See Roll Call No. 789)

The Bill was then returned to the Senate.

Senate Bill 172 – The President (By Request – Administration)

AN ACT concerning

Budget Reconciliation and Financing Act of 2014

FLOOR AMENDMENT

SB0172/233926/2

BY: Delegate Frick

AMENDMENTS TO SENATE BILL 172

(Third Reading File Bill – Committee Reprint)

AMENDMENT NO. 1

On page 2, in line 5, after “project;” insert “requiring the Department of Business and Economic Development, under certain circumstances, to exercise certain powers of eminent domain to acquire by purchase or condemnation certain property of certain film production entities that cease film production activity in the State; requiring that certain proceedings be conducted in a certain manner; authorizing, under certain circumstances, that certain property may be taken immediately on payment for the property in a certain manner;”.

On page 5, after line 26, insert:

“BY adding to

Article – Tax – General

Section 10–730(h)

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 27, after line 7, insert:

“Article – Tax – General

10-730.

(H) (1) THE DEPARTMENT, IN ACCORDANCE WITH THE SOVEREIGN POWER OF THE STATE AND THE PROVISIONS OF ARTICLE III, §§ 40 AND 40A OF THE MARYLAND CONSTITUTION, SHALL EXERCISE ITS POWER OF EMINENT DOMAIN TO ACQUIRE BY PURCHASE OR CONDEMNATION FOR PUBLIC USE WITH JUST COMPENSATION REAL, TANGIBLE, AND INTANGIBLE PRIVATE PROPERTY IN THE STATE OWNED BY A QUALIFIED FILM PRODUCTION ENTITY, INCLUDING CONTRACTUAL INTERESTS OR INTELLECTUAL PROPERTY, IF:

(I) THE QUALIFIED FILM PRODUCTION ENTITY HAS CLAIMED MORE THAN \$10,000,000 IN CREDITS AGAINST THE STATE INCOME TAX FOR FILM PRODUCTION ACTIVITIES UNDER THIS SECTION; AND

(II) THE QUALIFIED FILM PRODUCTION ENTITY CEASES FILM PRODUCTION ACTIVITY IN THE STATE.

(2) ALL PROCEEDINGS FOR THE CONDEMNATION FOR PUBLIC USE OF THE PRIVATE PROPERTY DESCRIBED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE CONDUCTED IN ACCORDANCE WITH THE PROVISIONS OF TITLE 12 OF THE REAL PROPERTY ARTICLE AND TITLE 12, CHAPTER 200 OF THE MARYLAND RULES.

(3) IN ACCORDANCE WITH THE PROVISIONS OF ARTICLE III, § 40A OF THE MARYLAND CONSTITUTION, AS APPLICABLE, THE PROPERTY DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION MAY BE TAKEN IMMEDIATELY ON PAYMENT FOR THE PROPERTY CONSISTENT WITH THE PROCEDURES OF §§ 8-334 THROUGH 8-339 OF THE TRANSPORTATION ARTICLE.”.

The preceding 2 amendments were read and adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 96 Negative – 42 (See Roll Call No. 790)

The Bill was then returned to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 791)

THIRD READING CALENDAR (SENATE BILLS) #7

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 95 Negative – 41 (See Roll Call No. 792)

The Bill was then returned to the Senate.

Senate Bill 98 – Chair, Finance Committee (By Request – Departmental – Insurance Administration, Maryland)

AN ACT concerning

Health Insurance – Medicare Marketing Rules

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 793)

The Bill was then returned to the Senate.

Senate Bill 102 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

**Health – Use of Alternate Care Sites During a State of Emergency –
Authorization**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 794)

The Bill was then returned to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 795)

The Bill was then returned to the Senate.

Senate Bill 338 – The President (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 – 138 Negative – 0 (See Roll Call No. 796)

The Bill was then returned to the Senate.

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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 797)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #8

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

FLOOR AMENDMENT

SB0212/963220/1

BY: Delegate O'Donnell

AMENDMENT TO SENATE BILL 212

(Third Reading File Bill)

On page 6, after line 8, insert:

“(C) THIS SUBTITLE DOES NOT AUTHORIZE A PERSON TO ASSERT THE PERSON’S GENDER IDENTITY TO ENTER A PLACE OF PUBLIC ACCOMMODATION FOR THE PURPOSE OF COMMITTING AN ILLEGAL ACTIVITY WITHIN THE PLACE OF PUBLIC ACCOMMODATION OR FOR THE FURTHERANCE OF A PRURIENT INTEREST.”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 59 Negative – 77 (See Roll Call No. 798)

FLOOR AMENDMENT

SB0212/343329/1

BY: Delegate Szeliga

AMENDMENT TO SENATE BILL 212

(Third Reading File Bill)

On page 5, strike beginning with “THE” in line 17 down through “PRIVATE” in line 22 and substitute “, “PRIVATE”; strike beginning with the second “IN” in line 27 down through “FACILITY” in line 28 and substitute “OR PARTIALLY DISROBE”; and after line 28, insert:

“(II) “PRIVATE FACILITY” INCLUDES A BATHROOM FACILITY.”.

On page 6, in line 5, strike “, IF THE” and substitute “IN A”; and strike beginning with “IN” in line 6 down through “SPACE” in line 8.

The preceding amendment was read only.

Delegate McHale moved the previous question.

The motion was adopted by a roll call vote as follows:

Affirmative – 79 Negative – 58 (See Roll Call No. 799)

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 57 Negative – 80 (See Roll Call No. 800)

FLOOR AMENDMENT

SB0212/993828/1

BY: Delegate Bates

AMENDMENTS TO SENATE BILL 212

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 18, after “orientation;” insert “altering the definition of “place of public accommodation” for purposes of certain provisions prohibiting discrimination;”.

AMENDMENT NO. 2

On page 4, in line 8, before “In” insert “(A)”; and after line 27, insert:

“(B) IN THIS SUBTITLE, “PLACE OF PUBLIC ACCOMMODATION” DOES NOT INCLUDE A PLACE THAT IS DISTINCTLY PRIVATE OR PERSONAL.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 1 Negative – 131 (See Roll Call No. 801)

FLOOR AMENDMENT

SB0212/383828/1

BY: Delegate McDermott

AMENDMENT TO SENATE BILL 212

(Third Reading File Bill)

On page 6, strike beginning with the second comma in line 5 down through **“SPACE”** in line 8, inclusive.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 52 Negative – 81 (See Roll Call No. 802)

FLOOR AMENDMENT

SB0212/133626/1

BY: Delegate Boteler

AMENDMENT TO SENATE BILL 212

(Third Reading File Bill)

On page 1, strike line 2 in its entirety and substitute **“Transgender Rights Act of 2014”**.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 44 Negative – 90 (See Roll Call No. 803)

FLOOR AMENDMENT

SB0212/483124/1

BY: Delegate Kipke

AMENDMENTS TO SENATE BILL 212

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 18, after “orientation;” insert “altering the definition of “place of public accommodation” with respect to gender identity for purposes of certain provisions prohibiting discrimination;”.

AMENDMENT NO. 2

On page 4, in line 8, before “In” insert “(A)”; and after line 27, insert:

“(B) IN THIS SUBTITLE, WITH RESPECT TO GENDER IDENTITY, “PLACE OF PUBLIC ACCOMMODATION” DOES NOT INCLUDE A PLACE THAT IS DISTINCTLY PRIVATE OR PERSONAL.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 53 Negative – 79 (See Roll Call No. 804)

FLOOR AMENDMENT

SB0212/883023/1

BY: Delegate McDermott

AMENDMENT TO SENATE BILL 212

(Third Reading File Bill)

On page 3, in line 6, strike “MAY” and substitute “SHALL”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 50 Negative – 83 (See Roll Call No. 805)

Read the third time and passed by yeas and nays as follows:

Affirmative – 82 Negative – 57 (See Roll Call No. 806)

The Bill was then returned to the Senate.

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 12	Ch. Envir Matters Co	Bay Restoration Fund – Authorized Uses – Local Entities
HB 53	Del. Vitale	Public Records – Provision of Copies, Printouts, and Photographs – Required
HB 100	Del. Kipke	Dental Hygienists – Practice in Long-term Care Facilities – Repeal of Termination Date
HB 102	Ch. Hlth & Govt Ops	Procurement Advisory Council – Membership
HB 149	Del. Reznik	Council for the Procurement of Health, Educational, and Social Services – Term Limits
HB 154	Del. O'Donnell	Natural Resources – Sport Fisheries Advisory Commission – Membership
HB 392	Del. Rudolph	Northeastern Maryland Higher Education Advisory Board – Revisions

Read and ordered journalized.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 259 – Senator Middleton

AN ACT concerning

Agriculture – Easements – Renewable Energy Generation Facilities

FOR the purpose of requiring, ~~on written request of a landowner in an application to purchase an easement,~~ an easement approved for a certain purchase after a certain date to authorize the landowner to request approval to use the land subject to the easement for renewable energy generation under certain circumstances; ~~requiring, on written request of a landowner,~~ authorizing a written request of a landowner to be approved by the Maryland Agricultural Land Preservation Foundation to amend an easement to authorize the landowner to use the land subject to the easement for renewable energy

generation under certain circumstances; altering the composition of the Maryland Agricultural Land Preservation Fund; prohibiting the Foundation from approving the use of land subject to an easement for renewable energy generation after a certain date; prohibiting the installation of certain wind turbines exceeding certain heights in certain areas of the State; requiring a facility owner to remit a certain percentage of a certain lease payment to the Maryland Agricultural Land Preservation Fund; requiring a certain lease executed by a landowner and a certain facility owner to include provisions related to the removal of a certain facility under certain circumstances; authorizing the Foundation to charge certain costs to cover certain expenses; requiring the Foundation to adopt certain regulations; providing for the application of this Act; declaring the intent of the General Assembly; requiring the Foundation to make a certain report to certain committees of the General Assembly by a certain date; defining ~~a certain term~~ certain terms; and generally relating to use of land under an easement held by the Maryland Agricultural Land Preservation Foundation.

BY repealing and reenacting, with amendments,

Article – Agriculture

Section 2–505(b) and 2–513(c)

Annotated Code of Maryland

(2007 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Agriculture

Section 2–509

Annotated Code of Maryland

(2007 Replacement Volume and 2013 Supplement)

BY adding to

Article – Agriculture

Section 2–513(c)

Annotated Code of Maryland

(2007 Replacement Volume and 2013 Supplement)

~~BY repealing and reenacting, with amendments,~~

~~Article – Agriculture~~

~~Section 2–513(c)~~

~~Annotated Code of Maryland~~

~~(2007 Replacement Volume and 2013 Supplement)~~

~~BY repealing and reenacting, without amendments,~~

~~Article – Public Utilities~~

~~Section 7–701(r)~~

~~Annotated Code of Maryland~~

~~(2010 Replacement Volume and 2013 Supplement)~~

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

Senate Bill 266 – Baltimore City Senators (By Request – Baltimore City Administration)

AN ACT concerning

Maryland Income Tax Refund – Baltimore City – Warrants

FOR the purpose of altering the requirement for the Comptroller to withhold Maryland income tax refunds from certain individuals with outstanding warrants to include residents of Baltimore City or individuals who have outstanding warrants from Baltimore City; providing for the termination of this Act; and generally relating to withholding income tax refunds from individuals with outstanding warrants.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 13–935 and 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
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

Senate Bill 469 – Senators Shank, Edwards, and Young

AN ACT concerning

Maryland Income Tax Refund – Washington County – Warrants

FOR the purpose of altering the requirement for the Comptroller to withhold Maryland income tax refunds of certain individuals with outstanding warrants to include residents of Washington County or individuals who have outstanding warrants from Washington County; providing for the termination of this Act; and generally relating to withholding income tax refunds for individuals with outstanding warrants.

BY repealing and reenacting, without amendments,
Article – Tax – General

Section 13–935 and 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
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

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

Senate Bill 533 – Senator Edwards

AN ACT concerning

**Forests and Parks – Public Recreation on Private and State-Owned Land –
Off-Highway Vehicles**

FOR the purpose of expanding a certain liability exemption for a landowner who agrees to the use of a defined part of the landowner's property for cross-country skiing or snowmobiling in Garrett County to apply to the use of an off-highway vehicle in the State; defining a certain term; making conforming changes; and generally relating to public recreation on private and State-owned land.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 5–1101 and 5–1109
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 5–1108
Annotated Code of Maryland
(2012 Replacement Volume and 2013 Supplement)

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

**Senate Bill 923 – Senators Raskin, Brinkley, Feldman, Forehand, Frosh,
Jacobs, Madaleno, Mathias, Montgomery, Muse, Stone, Young, and
Zirkin**

AN ACT concerning

Medical Marijuana – Natalie M. LaPrade Medical Marijuana Commission

FOR the purpose of altering the purpose of the Natalie M. LaPrade Medical Marijuana Commission to include the ~~registration and regulation~~ approval of certain physicians, the publishing and dissemination of certain information, and the research of certain issues; requiring the Commission to develop certain identification cards; requiring the Department of Health and Mental Hygiene to adopt certain regulations; authorizing the Commission to set reasonable fees to cover certain costs; altering the contents of the Natalie M. LaPrade Medical Marijuana Commission Fund to include certain fees collected by the Commission; requiring the Commission to approve certain individuals as certifying physicians; requiring a physician to submit a certain proposal to the Commission to be ~~registered~~ approved as a certifying physician; encouraging and authorizing the Commission to approve certain applications; prohibiting a certifying physician and certain family members of a certifying physician from being employed by, receiving any compensation or gifts from, or having any financial interest in a medical marijuana grower or a medical marijuana treatment center; providing that a qualifying patient may be a patient of the certifying physician or referred to the certifying physician; requiring a certifying physician to provide each written certification to the Commission; requiring the Commission to issue certain identification cards under certain circumstances; authorizing a certifying physician to discuss medical marijuana with certain patients; providing that certain qualifying patients and caregivers may obtain medical marijuana only from a medical treatment center licensed by the Commission; providing that certain qualifying patients may obtain medical marijuana only through the patient's caregiver; requiring each certifying physician to submit a certain annual report to the Commission; authorizing a certifying physician to apply for a renewal of a registration on a certain basis; requiring the Commission to grant or deny a renewal of a registration based on a certifying physician's performance in complying with certain regulations; ~~providing that a certifying physician shall be protected from certain penalties for certain actions;~~ altering the contents of a certain report the Commission is required to make to the Governor and General Assembly each year; altering the number of medical marijuana growers the Commission may license; altering the entities to which a licensed medical marijuana grower may provide marijuana; providing for the term of an initial and a renewal medical marijuana grower license; providing for the form of an application to operate as a medical marijuana grower; requiring the Commission to set certain standards for licensure; requiring each medical marijuana grower agent to obtain a criminal history records check; encouraging the Commission to license medical marijuana growers that grow certain strains of marijuana and prepare medical marijuana in a range of routes of administration; requiring the Commission to actively seek to achieve racial, ethnic, and geographic diversity and to encourage certain applicants when licensing medical marijuana growers; requiring certain growers to submit a certain annual report to the Commission beginning on a certain date; requiring an entity seeking licensure as a medical marijuana grower to meet local zoning and planning requirements; prohibiting

a medical marijuana grower agent and certain family members of a medical marijuana grower agent from being employed by, receiving any compensation or gifts from, or having any financial interest in a certifying physician or a medical marijuana treatment center; authorizing an entity licensed to grow marijuana under certain provisions of law to provide marijuana ~~to certain patients or certain caregivers~~ only to certain programs and certain licensed medical marijuana treatment centers; requiring an entity licensed to grow marijuana under certain provisions of law to ensure that certain safety precautions are followed by certain facilities; requiring a medical marijuana treatment center to be licensed by the Commission; requiring an applicant to be licensed as a medical marijuana treatment center to submit to the Commission a certain application fee and a certain application; authorizing the Commission, during a certain time period, to issue a certain number of licenses; authorizing the Commission, under certain circumstances, to increase the number of licensed medical marijuana treatment centers; prohibiting a medical marijuana treatment center agent and certain family members of a medical marijuana treatment center agent from being employed by, receiving any compensation or gifts from, or having any financial interest in a certifying physician or a medical marijuana grower; prohibiting certain entities and agents from being arrested or penalized for certain actions; requiring that medical marijuana treatment center agents meet certain qualifications; requiring medical marijuana treatment centers to apply to the Commission for registration cards for certain agents by submitting certain information; requiring, under certain circumstances, medical marijuana treatment centers to notify the Commission and return registration cards of certain agents to the Commission within a certain time period; requiring the Commission, on receipt of a certain notice, to immediately revoke certain registrations and, under certain circumstances, notify the Department of State Police that certain registration cards have not been returned; prohibiting the Commission from registering certain persons as medical marijuana treatment center agents; requiring an applicant for certain criminal history records checks to submit to the Criminal Justice Information System Central Repository of the Department of Public Safety and Correctional Services certain sets of fingerprints and certain fees; requiring the Central Repository to forward to the Commission and the applicant certain information; authorizing, under certain circumstances, the Commission to accept an alternate method of criminal history records checks as permitted by certain individuals; providing that certain information obtained from the Central Repository is confidential, may not be disseminated, and may be used only for a certain purpose; authorizing the subject of a certain criminal history records check to contest the contents of a certain statement; adding to the persons that may not be subject to arrest, prosecution, or certain penalties, or be denied any right or privilege, for the medical use of marijuana; providing that a person may not distribute, possess, manufacture, or use marijuana that has been diverted from a qualifying patient; providing that this Act may not be construed to require a hospital or hospice program to report certain information to the Commission; requiring the Commission to adopt certain regulations on or before a certain date; requiring the Commission to report to certain committees of the

General Assembly on or before a certain date each year on incidents of marijuana use by minors; requiring the Commission to study and report its recommendations to the General Assembly on how to provide access to medical marijuana for certain veterans; defining certain terms; making certain conforming changes; and generally relating to the Natalie M. LaPrade Medical Marijuana Commission and medical marijuana.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 13–3301 through 13–3303 and 13–3307 through 13–3311

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY adding to

Article – Health – General

Section 13–3307 ~~and 13–3313~~, 13–3310, 13–3311, 13–3312, and 13–3316

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,

Article – Health – General

Section 13–3304 through 13–3306

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 929 – Senators Hershey, Colburn, and Shank

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 Rules and Executive Nominations.

**Senate Bill 997 – Senators Conway, Ferguson, Gladden, Jones–Rodwell,
McFadden, and Pugh**

AN ACT concerning

**Baltimore City Sheriff's Office – Deputy Sheriff Majors – Number of
Appointments**

FOR the purpose of altering the number of deputy sheriff majors that the Sheriff of Baltimore City is required to appoint; and generally relating to the number of deputy sheriff majors appointed in Baltimore City.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–309(d)(1)(ii)
Annotated Code of Maryland
(2013 Replacement Volume and 2013 Supplement)

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

Senate Bill 1017 – ~~Montgomery County Senators~~ Senator Raskin

CONSTITUTIONAL AMENDMENT

AN ACT concerning

**Chief Executive Officer or County Executive – Special Election to Fill a
Vacancy in Office**

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; authorizing a special election to fill a vacancy in the office of chief executive officer or county executive of a charter county to be conducted by mail; providing for the effective dates of this Act; providing for the termination of certain provisions of this Act under certain circumstances; 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 and 9–501(a), (b), and (c)
Annotated Code of Maryland
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article – Election Law
Section 8–401 and 9–501(d)
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.

Senate Bill 1034 – Senator Hershey

AN ACT concerning

Queen Anne’s County Board of Education – Filling a Vacancy in Membership

FOR the purpose of altering provisions of law concerning the filling of a vacancy on the Queen Anne’s County Board of Education; providing for the holding of an

election to fill a vacancy on the county board under certain circumstances; providing that a member appointed by the Governor to fill a vacancy on the county board serves only for a certain period; and generally relating to the filling of a vacancy on the Queen Anne's County Board of Education.

BY repealing and reenacting, with amendments,
Article – Education
Section 3–10A–01
Annotated Code of Maryland
(2008 Replacement Volume and 2013 Supplement)

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

Senate Bill 1075 – Senator Conway

EMERGENCY BILL

AN ACT concerning

Public Safety – Hotels – Carbon Monoxide Alarms

FOR the purpose of requiring certain hotels, on or after a certain date, to install a certain carbon monoxide alarm ~~in a central location~~ inside of each guest room within the hotel ~~or, under certain circumstances~~; authorizing the owner of a hotel to install a certain carbon monoxide alarm within a certain distance from carbon monoxide-producing fixtures and equipment within the hotel under certain circumstances; altering a certain definition; defining a certain term; making this Act an emergency measure; and generally relating to carbon monoxide alarms.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 12–1101, 12–1102, and 12–1104
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 12–1103, 12–1105, and 12–1106
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

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

CONCURRENCE CALENDAR #2**AMENDED IN THE SENATE****House Bill 476 – Frederick County Delegation**

AN ACT concerning

Frederick County – Payment of Wages

Delegate Davis moved that the House concur in the Senate amendments.

HB0476/777173/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 476

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “or” insert “, subject to certain provisions of law,”.

AMENDMENT NO. 2

On page 2, in line 6, after “**OR**” insert “, **SUBJECT TO § 1-205(B) AND (C) OF THIS ARTICLE,**”.

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 807)

QUORUM CALL

The presiding officer announced a quorum call, showing 137 Members present.

(See Roll Call No. 808)

ADJOURNMENT

At 3:37 P.M. on motion of Delegate Barve the House adjourned until 11:00 A.M. on Legislative Day March 23, 2014, Calendar Day Friday, March 28, 2014.

Annapolis, Maryland
Legislative Day: March 23, 2014
Calendar Day: Friday, March 28, 2014

The House met at 11:25 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Herb McMillan of Anne Arundel County.

QUORUM CALL

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

(See Roll Call No. 810)

The Journal of March 22, 2014 was read and approved.

EXCUSES:

Del. Bobo – personal – family
Del. Bromwell – business
Del. Frank – medical
Del. Harper – medical
Del. McIntosh – business
Del. Myers – business

THE COMMITTEE ON ECONOMIC MATTERS REPORT #19

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 341 – Delegate Jameson

AN ACT concerning

Chesapeake Employers' Insurance Company – Rates and Board Structure

HB0341/363797/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 341
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Rates and”; strike beginning with “authorizing” in line 3 down through “Board” in line 5 and substitute “requiring, to the extent practicable, that the Board for the Chesapeake Employers’ Insurance Company reflect a certain diversity of the State”; strike beginning with “repealing” in line 6 down through “Act;” in line 22 and substitute “providing for the application of certain provisions of this Act that establish qualifications for members of the Board;”; in line 26, strike “11–202, 11–303, 24–306, and”; and strike line 29 in its entirety.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 1 through 15, inclusive; and strike in their entirety lines 19 through 34, inclusive.

On page 3, strike in their entirety lines 1 through 6, inclusive; in lines 12 and 13, in each instance, strike the bracket; in line 14, after “(2)” insert “TO THE EXTENT PRACTICABLE, THE BOARD SHALL REFLECT THE GEOGRAPHIC AND DEMOGRAPHIC, INCLUDING RACE AND GENDER, DIVERSITY OF THE STATE.”

(3);

strike in their entirety lines 15 through 20, inclusive; and in line 28, strike “AND” and substitute:

“(IV) AT LEAST ONE MEMBER SHALL HAVE SIGNIFICANT EXPERIENCE IN THE ACCOUNTING OR AUDITING FIELD; AND”.

On page 4, in line 1, strike “(IV)” and substitute “(V)”; in lines 5, 6, 7, 8, 9, 18, and 20, in each instance, strike the bracket; in line 7, strike “(D)”; strike beginning with “PROVIDED” in line 9 down through “BOARD” in line 10; in line 18, strike “(E)”; strike beginning with “WHO” in line 18 down through “GOVERNOR” in line 19; in line 20, strike “(F)”; and strike in their entirety lines 21 through 30, inclusive.

On pages 5 through 8, strike in their entirety the lines beginning with line 1 on page 5 through line 36 on page 8, inclusive.

AMENDMENT NO. 3

On page 9, strike in their entirety lines 1 and 2, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That § 24–307(b)(3) of the Insurance Article, as enacted by Section 1 of this Act, which establishes qualifications for members of the Board for the Chesapeake Employers’ Insurance Company:

(1) shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to any member of the Board appointed to serve on the Board before the effective date of this Act; and

(2) shall apply only to appointments made by the Governor to fill vacancies on the Board occurring on or after the effective date of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2014.”.

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:

Senate Bill 16 – Senators Klausmeier, Middleton, Kittleman, and Pugh

EMERGENCY BILL

AN ACT concerning

**Chesapeake Employers’ Insurance Company – Issuance, Renewal, and
Cancellation of Policies – Authority**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

**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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 153 – Senators Middleton, Kittleman, ~~and Pugh~~ Pugh, Brinkley, Feldman, Glassman, Kelley, Klausmeier, Mathias, and Ramirez

EMERGENCY BILL

AN ACT concerning

Motor Vehicle Insurance – Task Force to Study Methods to Reduce the Rate of Uninsured Drivers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 306 – Montgomery County Senators

AN ACT concerning

Montgomery County – Barbershops – Restriction on Operation Repealed

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 329 – Senator Astle

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:

Senate Bill 344 – Senator Middleton

AN ACT concerning

**Charles County – Sunday Car ~~Sales~~ – Sales Blue Law Exemption – Enabling
Authority**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

**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**

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:

Senate Bill 458 – Senators Pugh and Ferguson

AN ACT concerning

Baltimore City – Alcoholic Beverages – Micro-Brewery Licenses**SB0458/693090/1**

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 458

(Third Reading File Bill)

On page 5, in line 8, strike “PARAGRAPH” and substitute “SUBPARAGRAPH”.

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:

**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**SB0479/733691/1**

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 479

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Rates and”; strike beginning with “authorizing” in line 3 down through “Company;” in line 8; in line 8, after “Board” insert “for the Chesapeake Employers’ Insurance Company”; and strike beginning with “repealing” in line 10 down through the second “certain” in line 24.

On page 2, strike in their entirety lines 1 and 2 and substitute “providing for the application of certain provisions of this Act that establish qualifications for members”

of the Board.”; in line 6, strike “11–202, 11–303, 24–306, and”; and strike in their entirety lines 9 through 24, inclusive.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 28 through 35, inclusive.

On page 3, strike in their entirety lines 1 through 20, inclusive; in lines 26 and 27, in each instance, strike the bracket; and strike in their entirety lines 28 through 30, inclusive.

On page 4, strike in their entirety lines 1 through 3, inclusive; in line 4, strike “(3)” and substitute “(2)”; in line 7, strike “(4)” and substitute “(3)”; in the same line, strike “THE BYLAWS OF THE BOARD SHALL PROVIDE THAT:” and substitute “OF THE NINE MEMBERS:”; in line 15, strike “AND”; in line 16, after “(IV)” insert “AT LEAST ONE MEMBER SHALL HAVE SIGNIFICANT EXPERIENCE IN THE ACCOUNTING OR AUDITING FIELD; AND”

(V);

in lines 20, 21, 22, 23, and 24, in each instance, strike the bracket; in line 22, strike “(D)”; and strike beginning with “PROVIDED” in line 24 down through “BOARD” in line 25.

On page 5, in lines 2 and 7, in each instance, strike the brackets; in line 2, strike “(E) (1)”; strike beginning with “WHO” in line 2 down through “GOVERNOR” in line 3; strike in their entirety lines 4 through 6, inclusive; in line 7, strike “(F)”; and strike in their entirety lines 8 through 32, inclusive.

On pages 6 through 8, strike in their entirety the lines beginning with line 1 on page 6 through line 31 on page 8, inclusive.

AMENDMENT NO. 3

On page 9, strike in their entirety lines 1 through 22, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That § 24–307(b)(3) of the Insurance Article, as enacted by Section 1 of this Act, which establishes qualifications for members of the Board for the Chesapeake Employers’ Insurance Company:

(1) shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to any member of the Board appointed to serve on the Board before the effective date of this Act; and

(2) shall apply only to appointments made by the Governor to fill vacancies on the Board occurring on or after the effective date of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2014.”.

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:

Senate Bill 480 – ~~Senator Klausmeier~~ Senators Klausmeier, Currie, Middleton, Montgomery, Feldman, Glassman, Kelley, Kittleman, Mathias, and Pugh

EMERGENCY BILL

AN ACT concerning

Injured Workers’ Insurance Fund Employees – Registration as Registered Lobbyists

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 490 – Senators Astle, Currie, Feldman, Hershey, Kittleman, Klausmeier, and Peters

AN ACT concerning

Limited Lines Insurance Licenses – Self-Service Storage ~~Agents~~ Producers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 522 – Senator Feldman

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:

Senate Bill 614 – Senators Brinkley and Young

AN ACT concerning

Frederick County – Payment of Wages

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

Senate Bill 661 – Senators Pugh, Jones–Rodwell, ~~and Muse~~ Muse, Middleton, Astle, Brinkley, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Mathias, and Ramirez

AN ACT concerning

Economic Development – Equity Participation Investment Program – Small Businesses

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:

Senate Bill 711 – Senator Feldman

AN ACT concerning

**Maryland Occupational Safety and Health Act – Chemical Information List –
~~Submission to Department of the Environment – Repeal Submission,~~
Maintenance, and Accessibility**

SB0711/523695/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 711

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 11 and 13, in each instance, after “Department” insert “of Labor, Licensing, and Regulation”; and in lines 16 and 18, in each instance, after “Department” insert “of the Environment”.

AMENDMENT NO. 2

On page 3, in lines 15 and 16, strike “THE ENVIRONMENT” and substitute “LABOR, LICENSING, AND REGULATION”; and in line 17, strike “THE ENVIRONMENT” and substitute “LABOR, LICENSING, AND REGULATION”.

On page 5, in line 17, strike “THE ENVIRONMENT” and substitute “LABOR, LICENSING, AND REGULATION”.

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:

Senate Bill 811 – Senator Raskin

AN ACT concerning

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

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:

Senate Bill 846 – Senator Jones–Rodwell

EMERGENCY BILL

AN ACT concerning

Baltimore City – Alcoholic Beverages Act of 2014

SB0846/763496/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 846

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “prohibiting” in line 6 down through “center.” in line 8.

On page 2, in line 32, after “stylistic” insert “and conforming”.

AMENDMENT NO. 2

On page 4, in line 11, strike “SURROUNDED” and substitute “BOUNDED”; in lines 11 and 12, in each instance, strike “TO” and substitute “ON”; and strike in their entirety lines 15 through 28, inclusive, and substitute:

“(a) (1) Except as OTHERWISE provided in [paragraph (2) of this subsection] THIS SECTION, in Baltimore City, no new license, or removal of an existing license, shall be granted to sell alcoholic beverages in any building located within 300 feet of the nearest point of the buildings of a church or school, but the license of any person now holding a license for any building located within such distance of the building grounds of a church or school may be renewed or extended for the same building.”.

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:

Senate Bill 881 – Senator Kelley

AN ACT concerning

**Title Insurers – Statutory or Unearned Premium ~~Reserve for Escrow Losses~~
Reserves**

Favorable report adopted.

FLOOR AMENDMENT

SB0881/383394/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 881

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 1, before “defining” insert “altering a certain provision of law relating to a certain certification a title insurer is required to file with its annual report;”; and in line 2, after “change” insert “; repealing certain obsolete provisions of law”.

AMENDMENT NO. 2

On page 3, in line 8, strike “(1)”; in lines 12 and 15, strike “(i)” and “(ii)”, respectively, and substitute “**(1)**” and “**(2)**”, respectively; and in lines 18, 20, 22, 24,

26, and 28, strike “1.”, “2.”, “3.”, “4.”, “5.”, and “6.”, respectively, and substitute “(I)”, “(II)”, “(III)”, “(IV)”, “(V)”, and “(VI)”, respectively.

On pages 3 and 4, strike in their entirety the lines beginning with line 30 on page 3 through line 7 on page 4, inclusive.

On page 4, in line 10, after the first “the” insert “CASUALTY ACTUARIAL SOCIETY, OR A MEMBER IN GOOD STANDING OF THE”; and in the same line, after “Actuaries” insert “WHO HAS BEEN APPROVED AS QUALIFIED FOR SIGNING CASUALTY LOSS RESERVE OPINIONS BY THE CASUALTY PRACTICE COUNCIL OF THE AMERICAN ACADEMY OF ACTUARIES,”.

The preceding 2 amendments were 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:

Senate Bill 1044 – ~~Senator Middleton~~ Senators Middleton and Benson

AN ACT concerning

**Public Service Commission – Competitive Retail Electricity and Gas Supply –
Consumer Protection – Report**

SB1044/513490/1

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 1044

(Third 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 15, 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.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #20

CONSENT CALENDAR #12

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably on all of the following bills:

BILL NO.	REPORT	SPONSOR	CONTENT
SB 49	FAV	Sen Hershey	Kent County – Alcoholic Beverages Act of 2014
SB 60	FAV	Sen Colburn	Dorchester County – Class B Beer and Light Wine Licenses – Sunday Sales
SB 250	FAV	Sen Mathias	Somerset County – Alcoholic Beverages – Micro-Brewery Licenses
SB 307	FAV	Montgomery County Senator	Montgomery County – Alcoholic Beverages – Class B Beer, Wine and Liquor Licenses
SB 560	FAV	Carroll County Senators	Carroll County – Alcoholic Beverages – License Fees
SB 618	FAV	Sens Brinkley and Young	Frederick County – Alcoholic Beverages – Country Inn Licenses
SB 657	FAV	Montgomery County Senator	Montgomery County – Alcoholic Beverages – Beer, Wine and Liquor Licenses
SB 764	FAV	Sens Colburn and Hershey	Caroline County – Volunteer Fire Companies – Storage of Alcoholic Beverages

Favorable report adopted on all of the preceding bills.

Read the second time and ordered prepared for Third Reading on all of the preceding bills.

QUORUM CALL

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

(See Roll Call No. 811)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #65

House Bill 1472 – Delegates Fraser-Hidalgo, Morhaim, Luedtke, Mizeur, ~~and S. Robinson~~ S. Robinson, and Dwyer

AN ACT concerning

Agriculture – Industrial Hemp – ~~Pilot Program~~ Study

Read the third time and passed by yeas and nays as follows:

Affirmative – 123 Negative – 9 (See Roll Call No. 812)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #9

Senate Bill 3 – Senators Jacobs and Simonaire

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 – 124 Negative – 11 (See Roll Call No. 813)

The Bill was then returned to the Senate.

Senate Bill 26 – Chair, Judicial Proceedings Committee (By Request – Departmental – Transportation)

AN ACT concerning

Motor Vehicles – Commercial Instructional Permit Holders – Administrative Penalties and Procedures

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 814)

The Bill was then returned to the Senate.

**Senate Bill 33 – Chair, Judicial Proceedings Committee (By Request –
Departmental – Transportation)**

AN ACT concerning

**Vehicle Laws – Rules of the Road – Use of High Occupancy Vehicle
(HOV) Lanes**

Read the third time and passed by yeas and nays as follows:

Affirmative – 109 Negative – 25 (See Roll Call No. 815)

The Bill was then returned to the Senate.

**Senate Bill 70 – Chair, Education, Health, and Environmental Affairs
Committee (By Request – Departmental – Agriculture)**

AN ACT concerning

Agriculture – Fertilizer – Labeling and Restrictions on Use and Sale

Read the third time and passed by yeas and nays as follows:

Affirmative – 127 Negative – 7 (See Roll Call No. 816)

The Bill was then returned to the Senate.

**Senate Bill 71 – Chair, Education, Health, and Environmental Affairs
Committee (By Request – Departmental – Agriculture)**

AN ACT concerning

Maryland Agricultural Land Preservation Foundation – Value of Easement

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 817)

The Bill was then returned to the Senate.

**Senate Bill 127 – Chair, Education, Health, and Environmental Affairs
Committee (By Request – Departmental – Agriculture)**

AN ACT concerning

Department of Agriculture – Manure Transportation Project

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 818)

The Bill was then returned to the Senate.

Senate Bill 221 – Senator Middleton

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 – 135 Negative – 0 (See Roll Call No. 819)

The Bill was then returned to the Senate.

Senate Bill 389 – Senator Robey

AN ACT concerning

Motor Vehicles – Inspection Certificates for Used Vehicles – Procedures

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 1 (See Roll Call No. 820)

The Bill was then returned to the Senate.

**Senate Bill 771 – Senators Robey, Brinkley, Conway, Currie, Edwards, Getty,
Glassman, Hershey, Jacobs, Jennings, Klausmeier, Middleton, Pugh,
Raskin, Shank, Stone, Young, ~~and Zirkin~~ Zirkin, Forehand, and Muse**

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. 821)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #10

Senate Bill 399 – Senator Shank

AN ACT concerning

Security Systems Services – Complaint Investigations

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 822)

The Bill was then returned to the Senate.

Senate Bill 583 – Senators Kelley and Middleton

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 – 133 Negative – 0 (See Roll Call No. 823)

The Bill was then returned to the Senate.

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 93 Negative – 40 (See Roll Call No. 824)

The Bill was then returned to the Senate.

Senate Bill 624 – Senator Feldman

AN ACT concerning

Insurance – Title Insurers – Title Insurance Commitment and Binders

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 825)

The Bill was then returned to the Senate.

Senate Bill 713 – Senators Feldman and Raskin

AN ACT concerning

Corporations and Real Estate Investment Trusts – Miscellaneous Provisions

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 826)

The Bill was then returned to the Senate.

Senate Bill 875 – Senators Klausmeier and Feldman

AN ACT concerning

Jane E. Lawton Conservation Loan Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 120 Negative – 13 (See Roll Call No. 827)

The Bill was then returned to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 828)

The Bill was then returned to the Senate.

MESSAGE FROM THE SENATE

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

BILL: SB 0170

SPONSOR: The Pres (Admin)

SUBJECT: Budget Bill (Fiscal Year 2015)

The Senate refuses to concur in the House amendments and respectfully requests the House recede from its position.

Should the House prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the Senate appoints:

Senator Kasemeyer, Chair

Senator Madaleno

Senator DeGrange

Senator Robey

Senator Colburn

In addition, the Senate has appointed in advisory capacity: Senators McFadden, Peters and King.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: SB 0170

SPONSOR: The Pres (Admin)

SUBJECT: Budget Bill (Fiscal Year 2015)

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates does not recede in the House Amendments to the Senate Bill and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The Senate has appointed:
Senator Kasemeyer, Chair
Senator Madaleno
Senator DeGrange
Senator Robey
Senator Colburn

In addition, the Senate has appointed in advisory capacity: Senators McFadden, Peters and King.

The House appoints:
Delegate Conway, Chair
Delegate Bohanan
Delegate Griffith
Delegate Beitzel
Delegate James

In addition, the House has appointed in advisory capacity: Delegates Proctor, Hammen and Guzzone.

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: **SB 0172**
SPONSOR: The Pres (Admin)
SUBJECT: Budget Reconciliation and Financing Act of 2014

The Senate refuses to concur in the House amendments and respectfully requests the House recede from its position.

Should the House prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the Senate appoints:

Senator Kasemeyer, Chair
Senator McFadden
Senator Madaleno
Senator DeGrange
Senator Edwards

In addition, the Senate has appointed in advisory capacity: Senators Robey, Jones–Rodwell and Manno.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: SB 0172

SPONSOR: The Pres (Admin)

SUBJECT: Budget Reconciliation and Financing Act of 2014

By the Majority Leader:

Ladies and Gentlemen of the Senate:

The House of Delegates does not recede in the House Amendments to the Senate Bill and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The Senate has appointed:
Senator Kasemeyer, Chair
Senator McFadden
Senator Madaleno
Senator DeGrange
Senator Edwards

In addition, the Senate has appointed in advisory capacity: Senators Robey, Jones–Rodwell and Manno.

The House appoints:
Delegate Conway, Chair
Delegate Bohanan
Delegate Griffith
Delegate Beitzel
Delegate Hammen

In addition, the House has appointed in advisory capacity: Delegates Proctor, Jones and James.

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (SENATE BILLS) #11

Senate Bill 2 – Senator Edwards

AN ACT concerning

Garrett County – Industrial Wind Energy Conversion Systems – Setback Requirement

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 829)

The Bill was then returned to the Senate.

Senate Bill 53 – ~~Senator Middleton~~ Senators Middleton, Brinkley, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Ramirez, and Pugh

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 – 135 Negative – 0 (See Roll Call No. 830)

The Bill was then returned to the Senate.

**Senate Bill 54 – Chair, Finance Committee (By Request – Departmental –
Labor, Licensing and Regulation)**

AN ACT concerning

Labor and Employment – Maryland Apprenticeship and Training Council

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 831)

The Bill was then returned to the Senate.

**Senate Bill 75 – ~~Senator Madaleno~~ Senators Madaleno, Forehand,
Montgomery, and King**

AN ACT concerning

Alcoholic Beverages – Maximum Alcohol Content

Read the third time and passed by yeas and nays as follows:

Affirmative – 99 Negative – 35 (See Roll Call No. 832)

The Bill was then returned to the Senate.

**Senate Bill 97 – Chair, Finance Committee (By Request – Departmental –
Insurance Administration, Maryland)**

AN ACT concerning

Insurance – Public Adjusters – Prohibited Inducements

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 833)

The Bill was then returned to the Senate.

Senate Bill 99 – Chair, Finance Committee (By Request – Departmental – Insurance Administration, Maryland)

AN ACT concerning

Insurance – Fraud Violations – Civil and Criminal Actions

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 834)

The Bill was then returned to the Senate.

Senate Bill 100 – Chair, Finance Committee (By Request – Departmental – Insurance Administration, Maryland)

AN ACT concerning

Insurance – Premiums and Charges – Review of Administrative Expenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 835)

The Bill was then returned to the Senate.

Senate Bill 119 – Chair, Finance Committee (By Request – Departmental – Subsequent Injury Fund Board)

AN ACT concerning

Workers' Compensation – Subsequent Injury Fund – Billing Address Notification

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 836)

The Bill was then returned to the Senate.

Senate Bill 130 – Chair, Finance Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

**Commissioner of Labor and Industry and Workers' Compensation
Commission – Reports of Accidental Injury or Disability – Electronic Sharing**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 837)

The Bill was then returned to the Senate.

**Senate Bill 154 – ~~Senator Feldman~~ Senators Feldman, Astle, Brinkley,
Glassman, Kelley, Kittleman, Klausmeier, Mathias, Middleton, Pugh,
and Ramirez**

AN ACT concerning

Commercial Law – Interference With Internet Ticket Sales – Prohibition

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 838)

The Bill was then returned to the Senate.

**Senate Bill 160 – Senators Pugh, Middleton, Benson, Conway, Ferguson,
Frosh, Jones–Rodwell, King, Manno, McFadden, and Montgomery**

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 – 135 Negative – 0 (See Roll Call No. 839)

The Bill was then returned to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 123 Negative – 12 (See Roll Call No. 840)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #12

Senate Bill 161 – Senators Conway and Reilly

AN ACT concerning

Alcoholic Beverages – Hard Cider – Definition

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 841)

The Bill was then returned to the Senate.

Senate Bill 292 – The President (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 – 135 Negative – 0 (See Roll Call No. 842)

The Bill was then returned to the Senate.

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 2 (See Roll Call No. 843)

The Bill was then returned to the Senate.

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 844)

The Bill was then returned to the Senate.

Senate Bill 298 – Montgomery County Senators

AN ACT concerning

Alcoholic Beverages – Montgomery County – Beer Festivals

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 2 (See Roll Call No. 845)

The Bill was then returned to the Senate.

Senate Bill 300 – Montgomery County Senators

AN ACT concerning

Montgomery County – Proportion of Food and Alcoholic Beverages Sales – Class B Licenses and Class B-BWL (H-M) Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 846)

The Bill was then returned to the Senate.

Senate Bill 302 – Montgomery County Senators

AN ACT concerning

Montgomery County – City of Takoma Park – Alcoholic Beverages – Class B On- and Off-Sale License

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 847)

The Bill was then returned to the Senate.

Senate Bill 305 – Montgomery County Senators

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Beer Sales and Delivery to
Retail Dealers**

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 848)

The Bill was then returned to the Senate.

Senate Bill 310 – Montgomery County Senators

AN ACT concerning

**Montgomery County – Micro-Brewery Licenses and Class D Beer and Light
Wine Licenses**

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 849)

The Bill was then returned to the Senate.

Senate Bill 311 – Montgomery County Senators

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Special BWL Community
Performing Arts Facility License**

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 850)

The Bill was then returned to the Senate.

Senate Bill 356 – Senator Ferguson

AN ACT concerning

Public Utilities – Fixed Charges for Taxicab Services – Baltimore City

Delegate Smigiel moved to make the Bill a Special Order for Monday.

The motion was adopted.

Senate Bill 459 – Montgomery County Senators

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Class B Beer, Wine and Liquor
(Clubhouse/Lodge) License**

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 851)

The Bill was then returned to the Senate.

**THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT
#17**

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:

**Senate Bill 790 – ~~Senator Kelley~~ Senators Kelley, Astle, Feldman, Glassman,
Kittleman, Klausmeier, Mathias, Middleton, Pugh, and Ramirez****EMERGENCY BILL**

AN ACT concerning

**Health Insurance – Communications Between Carriers and Enrollees –
Conformity With the Health Insurance Portability and Accountability Act
(HIPAA)**

The Bill was re-referred to the Committee on Health and Government Operations.

**THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT
#18**

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:

Senate Bill 923 – Senators Raskin, Brinkley, Feldman, Forehand, Frosh, Jacobs, Madaleno, Mathias, Montgomery, Muse, Stone, Young, and Zirkin

AN ACT concerning

Medical Marijuana – Natalie M. LaPrade Medical Marijuana Commission

The Bill was re-referred to the Committee on Health and Government Operations.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 847 – Senators Kittleman, Brinkley, and Getty

AN ACT concerning

~~**Open Meetings Act – Advance Notice of Meeting – Agenda**~~
Joint Committee on Transparency and Open Government – Study on
Requiring Public Bodies to Provide Agendas Under the Open Meetings Act

FOR the purpose of requiring ~~a public body to include an agenda containing certain information in the advance notice of a meeting held by a certain public body; and generally relating to notices of meetings held by public bodies~~ the Joint Committee on Transparency and Open Government to conduct a study on requiring public bodies to provide agendas under the Open Meetings Act; requiring that the study take into consideration certain factors; requiring the Joint Committee to report 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 Joint Committee on Transparency and Open Government and the Study on Requiring Public Bodies to Provide Agendas Under the Open Meetings Act.

~~BY repealing and reenacting, with amendments,~~
~~Article – State Government~~
~~Section 10 – 506~~
~~Annotated Code of Maryland~~
~~(2009 Replacement Volume and 2013 Supplement)~~

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

Senate Bill 1103 – Senator Jones–Rodwell

AN ACT concerning

Baltimore City – Alcoholic Beverages – Class C Licenses

FOR the purpose of authorizing the Board of Liquor License Commissioners for Baltimore City to issue a Class C beer, wine and liquor license in ward 5, precinct 1 of the 44th alcoholic beverages district in Baltimore City; and generally relating to alcoholic beverages in Baltimore City.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 9–204.1(a), (b), (c), and (d)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 9–204.1(d)(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.

QUORUM CALL

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

(See Roll Call No. 852)

ADJOURNMENT

At 12:53 P.M. on motion of Delegate Barve the House adjourned until 7:00 P.M. on Legislative Day March 24, 2014, Calendar Day Monday, March 31, 2014.

Annapolis, Maryland
Legislative Day: March 24, 2014
Calendar Day: Monday, March 31, 2014

The House met at 7:15 P.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 117 Members present.

(See Roll Call No. 853)

The Journal of March 23, 2014 was read and approved.

EXCUSES:

Traffic Jam

Del. Arora – late – traffic

Del. Branch – late – traffic

Del. Bromwell – late – traffic

Del. Cane – medical

Del. Donoghue – traffic

Del. Frank – medical

Del. Harper – medical

Del. Krebs – late – traffic

Del. Myers – late – traffic

Del. Parrott – late – traffic

Del. Rosenberg – late – traffic

Del. Stifler – illness

Del. Wood – late – traffic

MESSAGE FROM THE CHIEF EXECUTIVE

EXECUTIVE ORDER No. 01.01.2014.05
PROCLAIMING AN EXTENDED SESSION OF
THE MARYLAND GENERAL ASSEMBLY

(Exhibit J of Appendix II)

Read and ordered journalized.

THE COMMITTEE ON APPROPRIATIONS REPORT #12

Delegate Conway, Chair, for the Committee on Appropriations reported favorably with amendments:

Senate Bill 171 – The President (By Request – Administration)

AN ACT concerning

Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2014, and the Maryland Consolidated Capital Bond Loans of 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, and 2013

REPORT OF THE HOUSE APPROPRIATIONS COMMITTEE TO THE MARYLAND HOUSE OF DELEGATES – 2014 SESSION – RECOMMENDATIONS, REDUCTIONS, AND SUMMARY OF ACTION PERTAINING TO SENATE BILL 171 – THE CAPITAL BUDGET

(See Exhibit K of Appendix II)

HOUSE APPROPRIATIONS COMMITTEE REPRINT TO SENATE BILL 171 – THE CAPITAL BUDGET

(See Exhibit L of Appendix II)

Delegate Jones moved to make the Bill a Special Order for Wednesday.

The motion was adopted.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #21

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

Senate Bill 368 – Senators Pugh, Benson, Conway, Frosh, Jones–Rodwell, Manno, Middleton, Montgomery, and Muse

AN ACT concerning

Commission on Maryland Cybersecurity Innovation and Excellence – Membership and Termination Date

SB0368/753199/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 368

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “Membership” insert “. Duties.”; strike beginning with “requiring” in line 5 down through “year;” in line 7 and substitute “requiring that, to the extent practicable, certain members of the Commission reasonably reflect the geographic, racial, ethnic, cultural, and gender diversity of the State; altering which members cochair the Commission; requiring the Commission to 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 date by the which the Commission must submit a certain report to the Governor and the General Assembly;”; and in line 7, strike “repealing” and substitute “altering”.

AMENDMENT NO. 2

On page 2, in line 8, in each instance, strike the bracket; in the same line, strike “TWO MEMBERS”; in line 10, strike “one member” and substitute “THREE MEMBERS”; in line 23, strike “and”; after line 23, insert:

“(IX) THE CHAIR OF THE MARYLAND HEALTH CARE COMMISSION, OR THE CHAIR’S DESIGNEE; AND”;

and in line 24, strike “(ix)” and substitute “(X)”.

On page 3, after line 6, insert:

“(2) TO THE EXTENT PRACTICABLE, THE MEMBERS APPOINTED BY THE GOVERNOR SHALL REASONABLY REFLECT THE GEOGRAPHIC, RACIAL, ETHNIC, CULTURAL, AND GENDER DIVERSITY OF THE STATE.”;

in line 7, strike “(2)” and substitute “(3)”; in line 20, strike “members appointed by the”; and in line 21, strike “cochair” and substitute “APPOINT THE COCHAIRS OF”.

AMENDMENT NO. 3

On page 5, in line 10, after “activities” insert “; AND

(6) WORK, IN COLLABORATION WITH THE MARYLAND HEALTH CARE COMMISSION AND OTHER STAKEHOLDERS, TO DEVELOP STRATEGIES TO

ENABLE ORGANIZATIONS THAT ADOPT TELEMEDICINE TO PRACTICE SAFE SECURITY TECHNIQUES TO MINIMIZE SUCCESSFUL CYBER ATTACKS".

AMENDMENT NO. 4

On page 5, in lines 11, 12, 15, 17, 20, 22, 25, and 27, in each instance, strike the bracket; in line 11, strike "JANUARY 1 OF EACH YEAR"; in line 12, strike "A"; in line 15, strike "2014" and substitute "**2015**"; in lines 20 and 25, in each instance, strike "3" and substitute "**4**"; and in lines 21 and 26, in each instance, strike "2014" and substitute "**2015**".

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 with amendments:

Senate Bill 420 – Senator Edwards

AN ACT concerning

Alcoholic Beverages – Garrett County – Beer Festival Licenses

SB0420/373694/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 420

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after the first "of" insert "adding a holder of a Class 8 farm brewery license to the list of applicants eligible for a beer festival license in Garrett County;"; and in line 6, after "filed;" insert "making a technical correction; making certain conforming changes;".

AMENDMENT NO. 2

On page 2, in line 6, strike "or"; in line 7, after "license" insert "**; OR**

(5) CLASS 8 FARM BREWERY LICENSE";

in line 23, strike “or Class 6” and substitute “, CLASS 7”; in the same line, after the second “license” insert “, OR CLASS 8 FARM BREWERY LICENSE”; in line 27, strike “or”; and in line 28, after “license” insert “, OR A CLASS 8 FARM BREWERY LICENSE”.

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:

Senate Bill 546 – ~~Senator Reilly~~ Senators Reilly and Ferguson

AN ACT concerning

Alcoholic Beverages – Refillable Containers – Permits and Labels

SB0546/523992/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 546

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 19, strike “craft” and substitute “draft”; and in line 21, after “regulations;” insert “establishing a refillable container permit in St. Mary’s County; authorizing the Alcohol Beverage Board for St. Mary’s County to issue the refillable container permit to holders of certain classes of license; specifying that the refillable container permit in St. Mary’s County entitles the holder to sell draft beer for consumption off the licensed premises in a certain refillable container; requiring the Alcohol Beverage Board for St. Mary’s County to adopt certain regulations;”.

On page 2, in line 22, after “8–217.1,” insert “8–219.1,”.

AMENDMENT NO. 2

On page 9, in line 3, strike “AND”; in line 4, after “COUNTY” insert “;”

(V) PRINCE GEORGE’S COUNTY; AND

(VI) ST. MARY’S COUNTY;

and strike beginning with “THIS” in line 5 down through “(3)” in line 7.

On page 19, after line 7, insert:

“8-219.1.

(A) THIS SECTION APPLIES ONLY IN ST. MARY’S COUNTY.

(B) IN THIS SECTION, “BOARD” MEANS THE ALCOHOL BEVERAGE BOARD.

(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.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0546/503094/1

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 546

(Third Reading File Bill)

On page 9, in line 13, strike “**, CRAFT BEER,**”.

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:

Senate Bill 692 – Senators Shank, Edwards, and Young

AN ACT concerning

Washington County – Alcoholic Beverages – Restaurant Seating Capacity

SB0692/903890/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 692

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Capacity” insert “and License Quota”; and in line 5, after “County,” insert “excepting Class P licenses rather than Class B licenses from calculations in determining whether the number of licenses within an election district exceeds the population ratio quota;”.

AMENDMENT NO. 2

On page 2, in line 15, strike “B” and substitute “P”.

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:

Senate Bill 737 – Senators Pugh, Benson, Currie, ~~Forehand, King, Manno, McFadden, Feldman, Forehand, King, Manno, McFadden, Middleton, Montgomery, Muse, Ramirez, and Raskin~~

AN ACT concerning

Labor and Employment – Unpaid Parental Leave – Birth or Adoption of a Child

SB0737/283397/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 737

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after “paid” insert “vacation”.

AMENDMENT NO. 2

On page 4, in line 9, after “PAID” insert “VACATION”; and in line 11, after “PAID” insert “VACATION”.

AMENDMENT NO. 3

On page 6, strike beginning with “AND” in line 22 down through “DAMAGES” in line 23.

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:

Senate Bill 793 – Senator Ferguson

AN ACT concerning

**Baltimore City – 46th District – Alcoholic Beverages – Class B Beer, Wine and
Liquor ~~License Transfer~~ Licenses**

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:

Senate Bill 1015 – Senator Astle

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Tasting Licenses

SB1015/253190/1

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 1015
(Third Reading File Bill)

On page 2, in line 18, strike “BWL or BW” and substitute “A”.

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:

Senate Bill 1106 – Senator Feldman

AN ACT concerning

Business Occupations – Real Estate Appraisers – Criminal History Records Checks

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ENVIRONMENTAL MATTERS REPORT #15

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 58 – Senator Pugh

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:

Senate Bill 62 – Senator Astle

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:

Senate Bill 90 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Ethics Commission, State)

AN ACT concerning

Public Ethics – Regulated Lobbyists – Certification to Authorize Lobbying and Electronic Filing of Registration

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

**Senate Bill 91 – Chair, Education, Health, and Environmental Affairs
Committee (By Request – Departmental – Ethics Commission, State)**

AN ACT concerning

**State Ethics Commission – Local Governments and School Boards –
Compliance Enforcement**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

**Senate Bill 92 – Chair, Education, Health, and Environmental Affairs
Committee (By Request – Departmental – Ethics Commission, State)**

AN ACT concerning

Public Ethics – Regulated Lobbyists – Ethics Training 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:

**Senate Bill 101 – Chair, Education, Health, and Environmental Affairs
Committee (By Request – Departmental – Environment)**

AN ACT concerning

Environment – Drinking Water Revolving Loan Fund – Use of Funds

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

**Senate Bill 109 – Chair, Education, Health, and Environmental Affairs
Committee (By Request – Departmental – Ethics Commission, State)**

AN ACT concerning

Public Ethics – Financial Disclosure Statements – Electronic Filing

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

**Senate Bill 129 – Chair, Education, Health, and Environmental Affairs
Committee (By Request – Departmental – Ethics Commission, State)**

AN ACT concerning

Public Ethics – Officials and Regulated Lobbyists – Late-Filing Penalties

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

**Senate Bill 137 – ~~Senators Conway and Middleton~~, Middleton, Dyson,
Ferguson, Jennings, Young, Montgomery, and Simonaire**

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:

Senate Bill 294 – The President (By Request – Department of Legislative Services)

AN ACT concerning

Maryland Horse Industry Board – Sunset Extension and Program Evaluation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

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

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:

Senate Bill 350 – Senators Brochin, Klausmeier, and Zirkin

AN ACT concerning

~~**Motor Vehicles – Speed Monitoring Systems – Local Jurisdictions**~~

Speed Monitoring Systems Reform Act of 2014

SB0350/720718/1

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL 350

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with the comma in line 16 down through the comma in line 17.

AMENDMENT NO. 2

On page 4, strike beginning with the first “A” in line 22 down through “**GROUND**” in line 24 and substitute “**UP TO A HALF-MILE RADIUS OF A SCHOOL FOR ANY OF GRADES KINDERGARTEN THROUGH GRADE 12**”.

AMENDMENT NO. 3

On page 7, in line 29, strike “**DURING THE REGULAR SCHOOL YEAR**”.

AMENDMENT NO. 4

On page 7, strike beginning with the comma in line 32 down through the comma in line 33.

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:

Senate Bill 407 – Senator Astle

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:

Senate Bill 547 – ~~Senator Ferguson~~ Senators Ferguson, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Mathias, Middleton, Pugh, and Ramirez

AN ACT concerning

Economic Development – Baltimore Region – Baltimore Metropolitan Council and Advisory Board and Baltimore Region Transportation Board

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Environmental Matters reported favorably:

Senate Bill 564 – Senator Simonaire

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:

Senate Bill 700 – Senator Manno

AN ACT concerning

Registration of Pesticides – Fee Increase – Disposition of Fees

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:

Senate Bill 356 – Senator Ferguson

AN ACT concerning

Public Utilities – Fixed Charges for Taxicab Services – Baltimore City

STATUS OF BILL: BILL ON 3RD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 854)

The Bill was then returned to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 132 Members present.

(See Roll Call No. 855)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #66

House Bill 341 – Delegate Jameson

AN ACT concerning

Chesapeake Employers' Insurance Company – ~~Rates and~~ Board Structure

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 856)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #13

Senate Bill 16 – Senators Klausmeier, Middleton, Kittleman, and Pugh

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 – 132 Negative – 0 (See Roll Call No. 857)

The Bill was then returned to the Senate.

Senate Bill 49 – Senator Hershey

AN ACT concerning

Kent County – Alcoholic Beverages Act of 2014

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 858)

The Bill was then returned to the Senate.

Senate Bill 60 – Senator Colburn

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 – 132 Negative – 0 (See Roll Call No. 859)

The Bill was then returned to the Senate.

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 860)

The Bill was then returned to the Senate.

Senate Bill 153 – ~~Senators Middleton, Kittleman, and Pugh~~ Pugh, Brinkley, Feldman, Glassman, Kelley, Klausmeier, Mathias, and Ramirez

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 – 133 Negative – 0 (See Roll Call No. 861)

The Bill was then returned to the Senate.

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 862)

The Bill was then returned to the Senate.

Senate Bill 250 – Senator Mathias

AN ACT concerning

Somerset County – Alcoholic Beverages – Micro-Brewery Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 863)

The Bill was then returned to the Senate.

Senate Bill 306 – Montgomery County Senators

AN ACT concerning

Montgomery County – Barbershops – Restriction on Operation Repealed

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 864)

The Bill was then returned to the Senate.

Senate Bill 307 – Montgomery County Senators

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Class B Beer, Wine and Liquor
Licenses**

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 865)

The Bill was then returned to the Senate.

Senate Bill 329 – Senator Astle

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 – 133 Negative – 0 (See Roll Call No. 866)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #14

Senate Bill 344 – Senator Middleton

AN ACT concerning

**Charles County – Sunday Car ~~Sales~~ – Sales Blue Law Exemption – Enabling
Authority**

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 867)

The Bill was then returned to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 868)

The Bill was then returned to the Senate.

Senate Bill 458 – Senators Pugh and Ferguson

AN ACT concerning

Baltimore City – Alcoholic Beverages – Micro-Brewery Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 869)

The Bill was then returned to the Senate.

**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

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 870)

The Bill was then returned to the Senate.

**Senate Bill 480 – ~~Senator Klausmeier~~ Senators Klausmeier, Currie,
Middleton, Montgomery, Feldman, Glassman, Kelley, Kittleman,
Mathias, and Pugh**

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 – 130 Negative – 3 (See Roll Call No. 871)

The Bill was then returned to the Senate.

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 872)

The Bill was then returned to the Senate.

Senate Bill 490 – Senators Astle, Currie, Feldman, Hershey, Kittleman, Klausmeier, and Peters

AN ACT concerning

Limited Lines Insurance Licenses – Self-Service Storage ~~Agents~~ Producers

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 873)

The Bill was then returned to the Senate.

Senate Bill 522 – Senator Feldman

AN ACT concerning

Commercial Law – Maryland Uniform Commercial Code – Funds Transfers

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 874)

The Bill was then returned to the Senate.

Senate Bill 560 – Carroll County Senators

AN ACT concerning

Carroll County – Alcoholic Beverages – License Fees

Read the third time and passed by yeas and nays as follows:

Affirmative – 121 Negative – 11 (See Roll Call No. 875)

The Bill was then returned to the Senate.

Senate Bill 614 – Senators Brinkley and Young

AN ACT concerning

Frederick County – Payment of Wages

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 876)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #15**Senate Bill 618 – Senators Brinkley and Young**

AN ACT concerning

Frederick County – Alcoholic Beverages – Country Inn Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 877)

The Bill was then returned to the Senate.

Senate Bill 657 – Montgomery County Senators

AN ACT concerning

Montgomery County – Alcoholic Beverages – Beer, Wine and Liquor Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 878)

The Bill was then returned to the Senate.

Senate Bill 661 – Senators Pugh, Jones–Rodwell, ~~and Muse~~ Muse, Middleton, Astle, Brinkley, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Mathias, and Ramirez

AN ACT concerning

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. 879)

The Bill was then returned to the Senate.

Senate Bill 711 – Senator Feldman

AN ACT concerning

Maryland Occupational Safety and Health Act – Chemical Information List – ~~Submission to Department of the Environment – Repeal~~ Submission, Maintenance, and Accessibility

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 880)

The Bill was then returned to the Senate.

Senate Bill 764 – Senators Colburn and Hershey

AN ACT concerning

Caroline County – Volunteer Fire Companies – Storage of Alcoholic Beverages

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 881)

The Bill was then returned to the Senate.

Senate Bill 811 – Senator Raskin

AN ACT concerning

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 115 Negative – 20 (See Roll Call No. 882)

The Bill was then returned to the Senate.

Senate Bill 846 – Senator Jones–Rodwell

EMERGENCY BILL

AN ACT concerning

Baltimore City – Alcoholic Beverages Act of 2014

FLOOR AMENDMENT

SB0846/813024/1

BY: Delegate Barkley

AMENDMENT TO SENATE BILL 846

(Third Reading File Bill)

On page 4, in line 9, strike “**2014**” and substitute “**2015**”.

The preceding amendment was read and adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 883)

The Bill was then returned to the Senate.

Senate Bill 881 – Senator Kelley

AN ACT concerning

**Title Insurers – Statutory or Unearned Premium ~~Reserve for Escrow Losses~~
Reserves**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 884)

The Bill was then returned to the Senate.

Senate Bill 1044 – ~~Senator Middleton~~ Senators Middleton and Benson

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. 885)

The Bill was then returned to the Senate.

INTRODUCTION OF BILLS

Delegate Tarrant moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 111 Negative – 17 (See Roll Call No. 886)

In compliance with the rules, the Bill was introduced.

House Bill 1554 – Delegates Tarrant, Conaway, and B. Robinson

AN ACT concerning

Baltimore City – Alcoholic Beverages – Transfer of License

FOR the purpose of authorizing the transfer of one Class B–D–7 alcoholic beverages license from a certain block in Baltimore City to another block in Baltimore City; make a stylistic change; and generally relating to alcoholic beverages licenses in Baltimore City.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 9–204
Annotated Code of Maryland

(2011 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. 887)

ADJOURNMENT

At 8:14 P.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Legislative Day March 25, 2014, Calendar Day Tuesday, April 1, 2014.

Annapolis, Maryland
Legislative Day: March 25, 2014
Calendar Day: Tuesday, April 1, 2014

The House met at 10:06 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Samuel Rosenberg of Baltimore City.

QUORUM CALL

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

(See Roll Call No. 888)

The Journal of March 24, 2014 was read and approved.

EXCUSES:

Del. Cane – medical
Del. Frank – medical
Del. Harper – medical
Del. Hucker – personal
Del. Stifler – illness
Del. Tarrant – business

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 254 – Senator Glassman (Chair, Workgroup to Study the Laws and Policies Related to the Distribution of Money to Volunteer and Career Companies) and Senators Astle, Brinkley, Colburn, Dyson, Edwards, Feldman, Getty, Hershey, Jacobs, Jennings, Kasemeyer, Kelley, King, Kittleman, Klausmeier, Manno, Mathias, Middleton, Miller, Montgomery, Peters, Pugh, Ramirez, Raskin, Reilly, Robey, Rosapepe, Shank, Simonaire, Stone, Young, and Zirkin

AN ACT concerning

Public Safety – Fire, Rescue, and Ambulance Funds – Distribution

FOR the purpose of repealing a provision of law prohibiting the Director of the Maryland Emergency Management Agency from requiring that capital

equipment purchased with State money have a useful life expectancy of greater than 1 year; authorizing the Senator William H. Amoss Fire, Rescue, and Ambulance Fund to be used to acquire land for a specified purpose; authorizing the Senator William H. Amoss Fire, Rescue, and Ambulance Fund to be used to install certain systems and to acquire telecommunication devices, computers, equipment, and machinery under specified circumstances; requiring the Treasurer to make certain payments by a certain date; repealing a prohibition against certain State money being used to acquire certain alarm systems; repealing a prohibition against certain State money being used to refinance debt or another obligation incurred before a certain date; requiring that certain funds be distributed to volunteer fire, rescue, and ambulance companies based on need; requiring a county to consider certain factors when determining need for purposes of distributing certain funds to volunteer fire, rescue, and ambulance companies; requiring a county to distribute certain money to fire, rescue, and ambulance companies, departments, or stations located in qualified municipalities; providing that a county shall be deemed in compliance with a certain requirement if it has participated in the Maryland Fire Incident Reporting System and Ambulance Information System during a certain year; requiring that the State Fire Marshal and the Executive Director of the Maryland Institute for Emergency Medical Services Systems make certain certifications to the Director of the Maryland Emergency Management Agency by a certain date; requiring the State Fire Marshal and the Executive Director of the Maryland Institute for Emergency Medical Services Systems to adopt policies and procedures for determining whether a county has participated in certain reporting systems; authorizing the Director of the Maryland Emergency Management Agency to withhold certain money from a county if certain requirements are not met; requiring the Director of the Maryland Emergency Management Agency to withhold certain money from a county if certain requirements are not met; specifying how certain penalties are to be determined; making a technical correction; providing that a certain maintenance of effort requirement does not apply to a county if the county requests and is granted a waiver from the requirement based on a certain determination; requiring a county to take certain actions in order to qualify for a certain waiver; requiring the Director of the Maryland Emergency Management Agency to provide a preliminary assessment of a certain waiver request to the Board of Public Works; requiring the Board of Public Works to consider certain factors when making a determination regarding a certain waiver request; requiring the Board of Public Works to respond to a certain waiver request by a certain date; providing a formula for calculating maintenance of effort if a waiver is granted; authorizing a county to request a waiver to rebase the maintenance of effort calculation under certain circumstances; requiring the Board of Public Works to establish certain policies and procedures relating to rebasing a maintenance of effort calculation; providing a formula to rebase the maintenance of effort calculation; providing that money distributed from the Senator William H. Amoss Fire, Rescue, and Ambulance Fund may be accounted for in a format developed by the Director of the Maryland Emergency Management Agency; requiring that money that

remains unencumbered or unexpended after a certain period of time be deposited into the William H. Amoss Fire, Rescue, and Ambulance Fund rather than the General Fund; prohibiting a volunteer company from entering into a certain legal obligation to encumber money received from the William H. Amoss Fire, Rescue, and Ambulance Fund without prior approval from the county; providing that money received from the William H. Amoss Fire, Rescue, and Ambulance Fund be placed in a special fund under certain circumstances; authorizing the Comptroller to set off shared revenues that are due to a county under certain circumstances; requiring that certain encumbrances of a volunteer company be considered an encumbrance of the county; authorizing a county or municipality to hold money distributed from the William H. Amoss Fire, Rescue, and Ambulance Fund in a bank account with other county or municipal funds; requiring a certain report to include specified information; authorizing a county to withhold money from a fire, a rescue, or an ambulance company under certain circumstances; authorizing a county to reallocate money distributed from the Senator William H. Amoss Fire, Rescue, and Ambulance Fund to compliant fire, rescue, and ambulance companies; providing that certain withheld money reverts to the William H. Amoss Fire, Rescue, and Ambulance Fund rather than the General Fund; defining certain terms; altering a certain definition; and generally relating to the distribution of money from the Senator William H. Amoss Fire, Rescue, and Ambulance Fund.

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 8–101, 8–102, 8–103, 8–104, 8–105, and 8–106

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 CHIEF EXECUTIVE

SUPPLEMENTAL BUDGET NO. 1 – FISCAL YEAR 2015

(See Exhibit M of Appendix II)

Read and referred to the Committee on Appropriations.

THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT #13

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

**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

HB1510/216584/2

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1510

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “qualifications,”; in line 10, after “regulations,” insert “repealing a prohibition on discrimination against an individual for certain reasons for certain services provided by the Alcohol and Drug Abuse Administration.”; and in line 16, after “changes,” insert “requiring the Secretary of Health and Mental Hygiene to convene a certain stakeholder workgroup to make certain recommendations; requiring the stakeholder workgroup to report certain findings and recommendations to the Governor and General Assembly on or before a certain date.”.

On page 2, in line 16, after “Disorders” insert “Law”.

AMENDMENT NO. 2

On page 10, after line 15, insert:

“(C) “BEHAVIORAL HEALTH” INCLUDES SUBSTANCE USE DISORDERS, ADDICTIVE DISORDERS, AND MENTAL DISORDERS.

(D) “BEHAVIORAL HEALTH CARE” INCLUDES PREVENTION, SCREENING, EARLY INTERVENTION, TREATMENT, RECOVERY, SUPPORT, WRAPAROUND, AND REHABILITATION SERVICES, FOR INDIVIDUALS WITH SUBSTANCE USE DISORDERS, ADDICTIVE DISORDERS, MENTAL DISORDERS, OR A COMBINATION OF THESE DISORDERS.”;

in line 16, strike “(C)” and substitute “(E)”; and in line 20, strike **“HEALTH”** and substitute “HYGIENE”.

AMENDMENT NO. 3

On page 11, strike beginning with “**THE**” in line 2 down through “**(D)**” in line 8; in line 23, strike the comma; and in line 24, strike “**GIFT,**”.

On page 12, strike beginning with “**LICENSURE**” in line 15 down through “**TREATMENT;**” in line 16 and substitute “**LICENSES;**”; in lines 25 and 28, in each instance, strike “**MENTAL**” and substitute “**BEHAVIORAL HEALTH**”; and in line 29, after “**DISORDERS**” insert “**LAW**”.

AMENDMENT NO. 4

On page 13, strike beginning with “An” in line 26 down through “(e)” in line 28; and in line 32, strike “(f)” and substitute “**(E)**”.

On page 14, strike beginning with “to” in line 2 down through “arrangements” in line 12; and in line 14, strike “**SECRETARY**” and substitute “**DIRECTOR**”.

AMENDMENT NO. 5

On page 15, strike beginning with “**THE**” in line 7 down through “**LICENSED**” in line 8 and substitute “**THE SECRETARY MAY NOT REQUIRE THAT THE FOLLOWING PERSONS OBTAIN A LICENSE**”; in line 8, after “**SECTION**” insert “**IN ORDER**”; in line 22, after the first “**IN**” insert “**REGULATED SPACE IN**”; and in line 24, strike “**THE JOINT COMMISSION**” and substitute “**AN APPROVED ACCREDITATION ORGANIZATION**”.

On page 17, in line 1, strike “**ANNOUNCED OR UNANNOUNCED**”; and in line 4, after “**PROGRAM**” insert “**IN ACCORDANCE WITH STATE AND FEDERAL LAW**”.

On page 19, in line 34, strike “**THE FOLLOWING PERSONS NEED NOT BE LICENSED**” and substitute “**THE SECRETARY MAY NOT REQUIRE THAT THE FOLLOWING PERSONS OBTAIN A LICENSE**”; and in line 35, after “**SECTION**” insert “**IN ORDER**”.

On page 20, in line 6, after “**PROVIDED**” insert “**IN REGULATED SPACE**”; in line 7, strike “**THE JOINT COMMISSION UNDER THE**” and substitute “**AN APPROVED ACCREDITATION ORGANIZATION UNDER ITS**”; and in line 8, strike “**OF THE JOINT COMMISSION**”.

On page 21, in line 3, strike “ANNOUNCED OR UNANNOUNCED”; and in line 5, after “PROGRAM” insert “IN ACCORDANCE WITH STATE AND FEDERAL LAW”.

On page 23, in line 19, strike “abuse” and substitute “USE DISORDER”; in line 23, strike “is” and substitute “HAS”; in line 24, strike “abuser” and substitute “USE DISORDER”; in line 25, strike “abuse” and substitute “USE DISORDER”; and in line 30, strike “abuse” and substitute “USE DISORDER”.

AMENDMENT NO. 6

On page 26, after line 22, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) The Secretary of Health and Mental Hygiene shall convene a stakeholder workgroup to make recommendations on issues related to behavioral health, including statutory and regulatory changes to:

(1) fully integrate mental health and substance use disorder treatment and recovery support; and

(2) promote health services.

(b) The workgroup convened under subsection (a) of this section shall include representatives of the Department of Health and Mental Hygiene, providers, consumers, and advocacy organizations.

(c) On or before December 1, 2014, the Department of Health and Mental Hygiene shall report the findings and recommendations of the workgroup to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly.”;

and in line 23, strike “3.” and substitute “4.”.

The preceding 6 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:

Senate Bill 89 – Chair, Finance Committee (By Request – Departmental – Veterans Affairs)

AN ACT concerning

Maryland Health Care Commission – Requirement for Certificate of Need – Exceptions

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:

Senate Bill 103 – Chair, Finance Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Public Health Programs for Children – Renaming and Modernization

SB0103/196889/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 103

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “loss” and substitute “status”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 22 through 26, inclusive, and substitute:

“(B) “HEARING STATUS” MEANS THE STATE OF AN INDIVIDUAL’S ABILITY TO PERCEIVE SOUND, BASED ON AUDIOLOGICAL ASSESSMENT.”;

and strike beginning with “WITH” in line 33 down through “LOSS” in line 34 and substitute **“WHO HAVE, OR ARE AT RISK FOR DEVELOPING, A PERMANENT HEARING STATUS THAT AFFECTS SPEECH–LANGUAGE SKILLS”**.

On page 3, strike beginning with “have” in line 27 down through “LOSS” in line 28 and substitute “**HAVE, OR WHO ARE AT RISK FOR DEVELOPING, A PERMANENT HEARING STATUS THAT AFFECTS SPEECH–LANGUAGE SKILLS**”.

AMENDMENT NO. 3

On page 4, in line 5, strike “program” and substitute “**PROGRAM**”; in lines 10 and 25, in each instance, strike “loss” and substitute “**STATUS THAT AFFECTS SPEECH–LANGUAGE SKILLS**”; and in line 22, strike “HEARING LOSS” and substitute “**A PERMANENT HEARING STATUS THAT AFFECTS SPEECH–LANGUAGE SKILLS**”.

AMENDMENT NO. 4

On page 5, in line 25, strike “PROGRAM” and substitute “**PROGRAM**”.

On page 6, strike beginning with the opening bracket in line 12 down through “LOSS” in line 13 and substitute “**THE PROGRAM**”; in line 18, strike “program” and substitute “**PROGRAM**”; and in line 27, strike beginning with “WITH” through the second “LOSS” and substitute “**WHO HAVE, OR ARE AT RISK FOR DEVELOPING, A PERMANENT HEARING STATUS THAT AFFECTS SPEECH–LANGUAGE SKILLS**”.

AMENDMENT NO. 5

On page 7, strike beginning with the first opening bracket in line 2 down through the second “LOSS” in line 3 and substitute “**STATUS THAT AFFECTS SPEECH–LANGUAGE SKILLS AND SERVICES FOR INFANTS WHO HAVE, OR ARE AT RISK FOR DEVELOPING, A PERMANENT HEARING STATUS THAT AFFECTS SPEECH–LANGUAGE SKILLS**”; and in lines 4 and 7, in each instance, strike “program” and substitute “**PROGRAM**”.

The preceding 5 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:

Senate Bill 162 – Senators Conway, Dyson, and Young

AN ACT concerning

Health Occupations – Licensed Podiatrists – Scope of Practice and Hospital Privileges

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:

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

SB0379/596687/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 379

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “Acts” insert “and Supervisory Authority of Acupuncturists”; in line 12, after “law;” insert “authorizing a certain acupuncturist to provide supervision to an individual performing auricular detoxification, if the individual is licensed to practice clinical professional counseling;”; and in line 22, after “regulations;” insert “correcting an obsolete cross-reference;”.

On pages 1 and 2, strike beginning with the second “and” in line 25 on page 1 down through “Act” in line 2 on page 2.

On page 2, in line 15, after “Section” insert “1A-316(a)(1)(i).”; and in the same line, after “1A-403” insert a comma.

AMENDMENT NO. 2

On page 3, after line 8 insert:

“1A-316.

(a) An acupuncturist licensed by the Board may provide supervision to as many individuals performing auricular detoxification as permitted by Board regulations, if each individual:

(1) Is:

(i) An alcohol, substance abuse, or chemical dependency counselor who is:

1. Certified under Title 17, Subtitle 3 of this article to practice as a certified professional counselor–alcohol and drug, certified associate counselor–alcohol and drug, or certified supervised counselor–alcohol and drug; or

2. Licensed to practice clinical alcohol and drug counseling OR CLINICAL PROFESSIONAL COUNSELING under Title 17, Subtitle [3A] 3 of this article;”.

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:

Senate Bill 412 – Senator Dyson

AN ACT concerning

Health Occupations – Licensed Dentists Who ~~Prepare and~~ Dispense Antibiotics – Exclusion From Maryland Pharmacy Act

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:

Senate Bill 413 – Senator Dyson

AN ACT concerning

Health Occupations – Dentists With Permits to ~~Prepare and~~ Dispense Dental Products – Exclusion From Maryland Pharmacy Act

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:

Senate Bill 415 – Senators Klausmeier, Benson, Reilly, and Young

AN ACT concerning

Morticians and Funeral Directors – Pre-Need Contracts

SB0415/416587/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 415

(Third Reading File Bill)

On page 5, in line 1, strike “ITEMS” and substitute “PARAGRAPH”.

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:

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

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:

Senate Bill 508 – Senators Currie, Benson, Muse, Peters, Ramirez, and Rosapepe

AN ACT concerning

**Office of the Attorney General – Establishment of a Consumer Affairs
Satellite Office in Prince George’s County**

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:

Senate Bill 577 – Senator Astle

AN ACT concerning

Department of Health and Mental Hygiene – State Facilities – Cemeteries

SB0577/416688/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 577
(Third Reading File Bill)

On page 3, in line 31, strike “(d)” and substitute “(E)”.

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:

**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**

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:

Senate Bill 620 – Senator Kelley

AN ACT concerning

**Mental Health – Approval by Clinical Review Panel of Administration of
Medication – Standard**

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:

Senate Bill 622 – Senator Middleton

AN ACT concerning

Health Insurance – Step Therapy or Fail–First Protocol

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:

**Senate Bill 644 – Senators Ferguson, Currie, Dyson, Jacobs, Jones–Rodwell,
Klausmeier, Madaleno, Manno, Montgomery, and Raskin**

AN ACT concerning

State Government – Open Data Policy – Council on Open Data

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:

Senate Bill 648 – Senator Conway

AN ACT concerning

**State Board of Morticians and Funeral Directors – Funeral Establishments
Owned by a Single Owner – Pre-Need Trustee Licenses and Public
Notification of Death**

SB0648/966581/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 648

(Third Reading File Bill)

On page 3, in line 10, strike “and”.

On page 6, in line 1, strike “HAVE” and substitute “HAS”.

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:

**Senate Bill 669 – Senators Ramirez, Astle, Benson, King, Manno, Muse, Pugh,
and Rosapepe**

AN ACT concerning

Procurement – Debarment – Violations of Law

SB0669/686281/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 669
(Third Reading File Bill)

On page 2, in line 29, strike “CONVICTION BECAME A FINAL CONVICTION” and substitute “DECISION OF THE COURT BECAME FINAL”.

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:

Senate Bill 852 – Senator Conway

AN ACT concerning

**Health Occupations – Dispensers of Devices and Equipment – Exclusion
From the Maryland Pharmacy Act**

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:

Senate Bill 854 – Senator Conway

AN ACT concerning

State Board of Pharmacy – Registered Pharmacy Interns

SB0854/116787/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 854
(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 28, after “terms,” insert “altering a certain definition; making a certain technical correction.”

AMENDMENT NO. 2

On page 3, in line 4, 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.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

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

SB0882/586385/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 882
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “Continuity” in line 4 down through “Panel” in line 5 and substitute “Outpatient Services Programs Stakeholder Workgroup”; and in line 6, after “of” insert “requiring the Secretary of Health and Mental Hygiene to convene a stakeholder workgroup to examine certain outpatient services programs, develop a certain proposal, and evaluate a certain standard; requiring the Department of Health and Mental Hygiene to recommend certain draft legislation; requiring the Secretary 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; and generally relating to a stakeholder workgroup on the treatment of individuals with mental illness.”.

On page 2, strike in their entirety lines 32 through 38, inclusive.

AMENDMENT NO. 2

On page 2, after line 40, insert:

“(a) The Secretary of Health and Mental Hygiene shall convene a stakeholder workgroup to:

(1) examine assisted outpatient programs, assertive community treatment programs, and other outpatient services programs with targeted outreach, engagement, and services;

(2) develop a proposal for a program that:

(i) best serves individuals with mental illness who are at high risk for disruptions in the continuity of care;

(ii) respects the civil liberties of individuals to be served;

(iii) addresses the potential for racial bias and health disparities in program implementation;

(iv) is based on evidence of the effectiveness of assisted outpatient treatment programs, assertive community treatment programs, and other outpatient services programs with targeted outreach, engagement, and services in other jurisdictions;

(v) includes a data-monitoring strategy;

(vi) promotes parity between public and private insurers;

(vii) addresses the potential for variance in program implementation among urban and rural jurisdictions; and

(viii) assesses the cost of the program to the Department of Health and Mental Hygiene and other State agencies, including the feasibility of securing federal funding for services provided by the program; and

(3) evaluate the dangerousness standard for involuntary admissions and emergency evaluations of individuals with mental disorders, including:

(i) how the standard should be clarified in statute or in regulations adopted by the Department; and

(ii) initiatives the Department should adopt and implement to promote the appropriate and consistent application of the standard by health care professionals, administrative law judges, the Office of the Public Defender, consumers, and other individuals.

(b) The Department of Health and Mental Hygiene shall recommend draft legislation as necessary to implement the program included in the proposal developed under subsection (a)(2) of this section.

(c) On or before November 1, 2014, the Secretary of Health and Mental Hygiene shall submit, in accordance with § 2–1246 of the State Government Article, a report of the findings and recommendations of the workgroup, including the proposal developed under subsection (a)(2) of this section and the draft legislation recommended by the Department under subsection (b) of this section, to the Senate Finance Committee and the House Health and Government Operations Committee.”.

On pages 12 and 13, strike in their entirety the lines beginning with line 12 on page 12 through line 17 on page 13, 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:

Senate Bill 893 – Chair, Finance Committee (By Request – Department of Legislative Services)

AN ACT concerning

Health Insurance – Insurance Laws That Apply to Health Maintenance Organizations – Consolidation and Clarification

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:

Senate Bill 975 – Senators Montgomery, Benson, Ramirez, and Rosapepe

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.

THE COMMITTEE ON JUDICIARY REPORT #10

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 35 – Senator Shank

AN ACT concerning

Family Law – Domestic Violence Incident Report – Dissemination

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 40 – Carroll County Senators

AN ACT concerning

Courts and Judicial Proceedings – Circuit Court for Carroll County – Fees for Appearance of Counsel

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 64 – Chair, Judicial Proceedings 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:

Senate Bill 87 – Chair, Judicial Proceedings Committee (By Request – Departmental – Transportation)

AN ACT concerning

Drunk Driving – Ignition Interlock System Program – Repeat Offenders

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 114 – Chair, Judicial Proceedings 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:

Senate Bill 122 – Chair, Judicial Proceedings Committee (By Request – Departmental – Juvenile Services)

AN ACT concerning

Juvenile Law – Detention – Community Detention Violation Hearings

SB0122/142418/1

BY: House Judiciary Committee

AMENDMENT TO SENATE BILL 122

(Third Reading File Bill)

On page 4, strike beginning with “UNLESS” in line 18 down through “A” in line 19 and substitute “A”; and in line 21, after “DAY” insert “, UNLESS EXTENDED FOR NO MORE THAN 5 DAYS BY THE COURT ON GOOD CAUSE SHOWN”.

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 with amendments:

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

SB0126/852915/1

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 126

(Third 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”.

AMENDMENT NO. 2

On page 2, strike beginning with “OR” in line 28 down through “FACILITY” in line 29.

On page 3, in line 2, strike “OR”; in the same line, strike “OTHER”; and in the same line, strike “PERSONAL”.

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:

Senate Bill 144 – Senator Kelley

AN ACT concerning

Family Law – Foster Care – Kinship Parent Age Requirements

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 246 – Anne Arundel County Senators

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:

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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 321 – Senator Getty

AN ACT concerning

Estates and Trusts – Personal Representatives and Guardians – Standards

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 334 – The President (By Request – Administration) and Senators Frosh and Raskin

AN ACT concerning

Family Law – Domestic Violence – Permanent Final Protective Orders

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:

Senate Bill 390 – Baltimore City Senators (By Request – Baltimore City Administration)

AN ACT concerning

Criminal Law – Illegal Dumping and Litter Control Law – Driver’s License – Points

SB0390/152816/2

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 390

(Third 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 14, strike “1 year” and substitute “**3 YEARS**”.

AMENDMENT NO. 3

On pages 3 through 5, strike in their entirety the lines beginning with line 8 on page 3 through line 25 on page 5, inclusive, and substitute:

“16–402.

(a) After the conviction of an individual for a violation of Title 2, Subtitle 5, § 2–209, [or] § 3–211, **OR § 10–110** of the Criminal Law Article, or of the vehicle laws or regulations of this State or of any local authority, points shall be assessed against the individual as of the date of violation and as follows:

- (1) Any moving violation not listed below and not contributing to an accident.....1 point
- (2) Following another vehicle too closely 2 points
- (3) Speeding in excess of the posted speed limit by 10 miles an hour or more.....2 points
- (4) Driving with an improper class of license 2 points
- (5) Failing to stop for a school vehicle with activated alternately flashing red lights.....3 points
- (6) Any violation of § 21–1111 of this article 2 points
- (7) Passing an emergency or police vehicle under the provisions of § 21–405(d) of this article..... 2 points
- (8) A violation of § 21–511(a) of this article 2 points

(9) Failure to stop a vehicle for a steady red traffic signal in violation of § 21–202 of this article or a nonfunctioning traffic control signal in violation of § 21–209 of this article.....2 points

(10) Operating a limousine in violation of § 21–1127(a) of this article.....2 points

(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

[(11)] (13) Any moving violation contributing to an accident..... 3 points

[(12)] (14) Any violation of § 16–303(h) or (i) of this title 3 points

[(13)] (15) Any violation, except violations committed on the John F. Kennedy Memorial Highway, of § 21–1411 of this article 3 points

[(14)] (16) Speeding in excess of the posted speed limit by 30 miles an hour or more.....5 points

[(15)] (17) Driving while not licensed 5 points

[(16)] (18) Failure to report an accident 5 points

[(17)] (19) Driving on a learner's permit unaccompanied..... 5 points

[(18)] (20) Any violation of § 17–107 of this article..... 5 points

[(19)] (21) Participating in a race or speed contest on a highway.....5 points

[(20)] (22) Any violation of § 16–304 or § 16–305 of this title 5 points

[(21)] (23) Any violation of § 22–404.5 of this article..... 5 points

[(22)] (24) Speeding in excess of a posted speed limit of 65 miles an hour by 20 miles an hour or more 5 points

[(23)] (25) Aggressive driving in violation of § 21–901.2 of this article.....5 points

(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

[(24)] (27) Reckless driving 6 points

[(25)] (28) Driving while impaired by alcohol or while impaired by a drug, combination of drugs, or a combination of one or more drugs and alcohol, or driving within 12 hours after arrest under § 21–902.1 of this article..... 8 points

[(26)] (29) Turning off lights of a vehicle to avoid identification.....8 points

[(27)] (30) Failing to stop after accident resulting in damage to attended vehicle or property.....8 points

[(28)] (31) Failing to stop after accident resulting in damage to unattended vehicle or property.....8 points

[(29)] (32) Any violation of § 16–815 or § 16–816 of this title 8 points

[(30)] (33) Failing to stop after an accident resulting in bodily injury or death.....12 points

[(31)] (34) Any violation of § 16–303 of this title, excluding § 16–303(h) or (i).....12 points

[(32)] (35) Any violation of § 16–301, § 16–302, § 16–804, or § 16–808(a)(1) through (9) or (b) of this title 12 points

[(33)] (36) Homicide, life threatening injury under § 3–211 of the Criminal Law Article, or assault committed by means of a vehicle 12 points

[(34)] (37) Driving while under the influence of alcohol, while under the influence of alcohol per se, or while impaired by an illegally used controlled dangerous substance.....12 points

[(35)] (38) Any felony involving use of a vehicle 12 points

[(36)] (39) Fleeing or attempting to elude a police officer 12 points

[(37)] (40) The making of a false affidavit or statement under oath, or falsely certifying to the truth of any fact or information to the Administration under the Maryland Vehicle Law or under any law relating to the ownership or operation of motor vehicles.....12 points

[(38)] (41) Any violation involving an unlawful taking or unauthorized use of a motor vehicle under § 7–105 or § 7–203 of the Criminal Law Article, or § 14–102 of this article.....12 points”.

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:

Senate Bill 391 – Senator Frosh

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:

Senate Bill 396 – Senator Jones–Rodwell (By Request – Baltimore City Administration)

AN ACT concerning

**Equity Court Jurisdiction – Immigrant Children – Custody or Guardianship
~~Petitions~~**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 434 – Senators Frosh, Forehand, Raskin, Shank, and Stone

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:

Senate Bill 436 – Senator Frosh

AN ACT concerning

**Law Enforcement ~~Officer~~ Officers' Bill of Rights – ~~Hearing Board~~ – ~~Exclusion~~
~~of Evidence~~ Show Cause Order – Appropriate Relief**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

Senate Bill 556 – Carroll County Senators

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:

Senate Bill 608 – Senators Shank and Gladden

AN ACT concerning

**Correctional Services – Swift and Certain Sanctions Pilot Program –
Expansion**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #12

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

**House Bill 450 – Delegates Hixson, Harper, A. Miller, Serafini, Stukes,
Summers, and A. Washington**

AN ACT concerning

Income Tax Credit – Endow Maryland

HB0450/305363/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 450

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 14, strike beginning with “within” through “application” and substitute “in a timely manner”; in line 18, after “year;” insert “requiring the Department to report certain information to the State Department of Assessments and Taxation and the Comptroller on or before a certain date each year;”; and in the same line, strike “publish a certain list and”.

AMENDMENT NO. 2

On page 3, in line 11, after “GIFT” insert “WORTH \$500 OR MORE”; in the same line, after “OF” insert “:

(I)”;

and in the same line, strike “OR” and substitute “; OR”

(II)”.

AMENDMENT NO. 3

On page 5, in line 9, strike beginning with “WITHIN” through “APPLICATION” and substitute “IN A TIMELY MANNER”; and in line 12, strike “\$1,000,000” and substitute “\$250,000”.

AMENDMENT NO. 4

On page 5, strike in their entirety lines 18 through 21, inclusive, and substitute:

“(D) ON OR BEFORE JANUARY 31 OF EACH TAXABLE YEAR, THE DEPARTMENT SHALL REPORT TO THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION AND THE COMPTROLLER THE DONATIONS THAT THE DEPARTMENT HAS APPROVED FOR TAX CREDIT CERTIFICATES UNDER THIS SECTION DURING THE PRIOR TAXABLE YEAR.”

AMENDMENT NO. 5

On page 5, in line 28, strike “2013” and substitute “2014”.

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:

House Bill 1136 – Delegates Rosenberg, Carter, and Oaks

AN ACT concerning

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

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 1516 – Delegates Hixson and Frick

AN ACT concerning

**Economic Development – Arts and Entertainment Districts – Qualifying
Residing Artists**

HB1516/205660/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1516

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Frick” and substitute “, Frick, and A. Washington”.

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:

Senate Bill 15 – Senators Jacobs ~~and Ferguson~~, Ferguson, and Reilly

AN ACT concerning

**Election Law – Statewide Voter Registration List – ~~Reports~~ Removal of
Deceased 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:

Senate Bill 42 – Senator Klausmeier

AN ACT concerning

Financial Education and Capability Commission – Membership and Duties

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:

Senate Bill 95 – Chair, Budget and Taxation Committee (By Request – Departmental – Comptroller)

AN ACT concerning

Comptroller – Monitoring and Recording of Telephone Calls – Training and, Quality Assurance, and Employee Safety

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:

Senate Bill 107 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Lottery and Gaming Control Agency)

AN ACT concerning

State Lottery – Retailer Licenses – Background Investigations

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:

Senate Bill 108 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Lottery and Gaming Control Agency)

AN ACT concerning

State Lottery – Unlawful Representation

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:

**Senate Bill 111 – Chair, Education, Health, and Environmental Affairs
Committee (By Request – Departmental – Higher Education
Commission)**

AN ACT concerning

Maryland Higher Education Commission – Advisory Councils

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:

**Senate Bill 112 – Chair, Education, Health, and Environmental Affairs
Committee (By Request – Departmental – Higher Education
Commission)**

AN ACT concerning

**Maryland Higher Education Commission – Innovative Partnerships for
Technology Program – Repeal**

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:

**Senate Bill 118 – Chair, Education, Health, and Environmental Affairs
Committee (By Request – Departmental – Juvenile Services)**

AN ACT concerning

Juvenile Law – Juvenile Services Education – Facilities

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:

**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

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:

**Senate Bill 124 – Chair, Education, Health, and Environmental Affairs
Committee (By Request – Departmental – Education)**

AN ACT concerning

**Education Coordinating Committee and Lida Lee Tall Learning Resources
Center – Repeal**

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:

Senate Bill 203 – Senator Middleton

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:

Senate Bill 243 – Cecil County Senators

AN ACT concerning

Cecil County – Board of Elections – Membership

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:

Senate Bill 269 – Senator Conway

AN ACT concerning

Local Government – Municipal Elections – Voting Offenses, Penalties, and Enforcement

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:

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

SB0332/695664/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 332

(Third Reading File Bill)

AMENDMENT NO. 1

On page 10, in line 22, strike “**HALF-DAY**” and substitute “**ESTABLISHING OR EXPANDING EXISTING HALF-DAY**”; in line 24, strike “**FULL-DAY**” and substitute “**ESTABLISHING OR EXPANDING FULL-DAY**”; in line 26, strike “AND”; in line 27, after “**3.**” insert “**ESTABLISHING OR EXPANDING EXISTING**”; and in line 30, after “AREAS” insert “**;** **AND**”

4. EXPANDING EXISTING HALF-DAY PREKINDERGARTEN PROGRAMS INTO FULL-DAY PREKINDERGARTEN

**PROGRAMS FOR ELIGIBLE CHILDREN AS DEFINED IN § 7-101.1 OF THIS
SUBTITLE OR ADDITIONAL ELIGIBLE CHILDREN AS DEFINED IN THIS SECTION**.

AMENDMENT NO. 2

On page 14, in line 18, after the second “the” insert “aggregate”; and in line 19, after “the” insert “subcategory that includes the”.

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:

Senate Bill 438 – Senator Mathias

AN ACT concerning

Municipal Elections – Inclusion of Offices and Questions on the State Ballot

SB0438/435261/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 438

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “request;” insert “providing that a municipality is not required to file a certain request under certain circumstances;”; and in line 10, after “Board” insert “, after consultation with a certain local board of elections,”.

AMENDMENT NO. 2

On page 4, strike in their entirety lines 1 through 3, inclusive; and in line 17, strike “GUARD AGAINST” and substitute “PREVENT”.

On page 5, in line 5, after “(C)” insert “(1)”; strike beginning with “SUBSECTION” in line 5 down through “SECTION” in line 6 and substitute “THIS SECTION”; in lines 7 and 11, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; in lines 17, 18, 19, and 20, strike “(I)”, “(II)”, “(III)”, and

“(IV)”, respectively, and substitute “1.”, “2.”, “3.”, and “4.”, respectively; after line 20, insert:

“(2) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, IF THE STATE BOARD PREVIOUSLY INCLUDED A MUNICIPAL ELECTION ON THE BALLOT, THAT MUNICIPALITY’S ELECTIONS MAY CONTINUE TO APPEAR ON THE BALLOT WITHOUT THE MUNICIPALITY FILING AN ADDITIONAL REQUEST UNDER THIS SECTION.

“(II) A MUNICIPALITY SHALL FILE A REQUEST UNDER THIS SECTION IF, SINCE THE MUNICIPALITY’S ELECTION LAST APPEARED ON THE BALLOT, THERE HAS BEEN A SIGNIFICANT CHANGE IN THE METHOD THE MUNICIPALITY USES TO CONDUCT ITS ELECTIONS.

“(3) WITHIN 30 DAYS AFTER RECEIPT OF A MUNICIPALITY’S REQUEST UNDER THIS SECTION, THE STATE BOARD, AFTER CONSULTATION WITH THE LOCAL BOARD IN THE COUNTY WHERE THE MUNICIPALITY IS LOCATED, SHALL NOTIFY THE MUNICIPALITY OF ITS DECISION WHETHER TO INCLUDE THE MUNICIPAL ELECTION ON THE BALLOT.”;

strike beginning with “(1)” in line 21 down through “TO” in line 26 and substitute “IF THE STATE BOARD APPROVES A MUNICIPALITY’S REQUEST UNDER THIS SECTION, THE STATE BOARD SHALL”; and in lines 27 and 29, strike “(I)” and “(II)”, respectively, and substitute “(1)” and “(2)”, respectively.

On page 6, strike in their entirety lines 1 through 4, inclusive; and in line 10, strike “October” and substitute “July”.

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:

Senate Bill 441 – Senator Mathias

AN ACT concerning

Worcester County – Bingo Board – Repeal

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:

Senate Bill 465 – Senators Shank, Edwards, and Young

AN ACT concerning

Washington County Gaming Commission – Membership – Conflict of Interest

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:

Senate Bill 477 – Senator Colburn

AN ACT concerning

**Education – Talbot County Board of Education – Lease of Public School
Facility**

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:

**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)**

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:

Senate Bill 527 – Chair, Finance Committee

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.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 604 – Senators Manno, Astle, Benson, Brinkley, Colburn, Currie, DeGrange, Edwards, Feldman, Ferguson, Forehand, Frosh, Getty, Gladden, Glassman, Jennings, Jones–Rodwell, Kasemeyer, King, Kittleman, Klausmeier, Madaleno, Mathias, McFadden, Middleton, Miller, Peters, Pugh, Ramirez, Raskin, Robey, Rosapepe, Stone, Young, and Zirkin

AN ACT concerning

Income Tax Forms – Graphical Representation of General Fund Expenditures

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:

Senate Bill 615 – Senators Brinkley and Young

AN ACT concerning

Frederick County – Gaming Permits

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:

Senate Bill 630 – Senators Madaleno, Currie, Feldman, Kelley, King, Kittleman, Muse, ~~and Ramirez~~ Ramirez, Kasemeyer, McFadden, Colburn, DeGrange, Getty, Jones–Rodwell, Peters, and Robey

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:

Senate Bill 676 – Senator King

AN ACT concerning

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

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:

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

SB0701/655566/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 701

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “guardian” and substitute “guardians”.

AMENDMENT NO. 2

On page 1, in line 18, strike “GUARDIAN” and substitute “GUARDIANS”.

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:

Senate Bill 747 – Senator Astle

AN ACT concerning

Anne Arundel County – Superintendent of Schools – Compensation

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:

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

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:

Senate Bill 918 – Senator Colburn

AN ACT concerning

Talbot County – Board of Elections – Membership

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:

Senate Bill 930 – Senator Conway

~~EMERGENCY BILL~~

AN ACT concerning

Election Law – Filing Deadlines for Pre-Primary Election and Post-General Election Campaign Finance Reports

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:

Senate Bill 1054 – Senator Pugh

AN ACT concerning

Economic Development – Arts and Entertainment Districts – Qualifying Residing Artists

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #13

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 889)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (SENATE BILLS) #16

Senate Bill 58 – Senator Pugh

AN ACT concerning

Education – School Vehicles – Authorized Riders

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 890)

The Bill was then returned to the Senate.

Senate Bill 62 – Senator Astle

AN ACT concerning

Chesapeake Bay Trust – Powers and Duties – Member Terms

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 891)

The Bill was then returned to the Senate.

Senate Bill 90 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Ethics Commission, State)

AN ACT concerning

Public Ethics – Regulated Lobbyists – Certification to Authorize Lobbying and Electronic Filing of Registration

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 892)

The Bill was then returned to the Senate.

**Senate Bill 91 – Chair, Education, Health, and Environmental Affairs
Committee (By Request – Departmental – Ethics Commission, State)**

AN ACT concerning

**State Ethics Commission – Local Governments and School Boards –
Compliance Enforcement**

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 893)

The Bill was then returned to the Senate.

**Senate Bill 368 – Senators Pugh, Benson, Conway, Frosh, Jones–Rodwell,
Manno, Middleton, Montgomery, and Muse**

AN ACT concerning

**Commission on Maryland Cybersecurity Innovation and Excellence –
Membership and Termination Date**

Read the third time and passed by yeas and nays as follows:

Affirmative – 126 Negative – 6 (See Roll Call No. 894)

The Bill was then returned to the Senate.

Senate Bill 420 – Senator Edwards

AN ACT concerning

Alcoholic Beverages – Garrett County – Beer Festival Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 895)

The Bill was then returned to the Senate.

Senate Bill 546 – ~~Senator Reilly~~ Senators Reilly and Ferguson

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. 896)

The Bill was then returned to the Senate.

Senate Bill 692 – Senators Shank, Edwards, and Young

AN ACT concerning

Washington County – Alcoholic Beverages – Restaurant Seating Capacity

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 897)

The Bill was then returned to the Senate.

Senate Bill 737 – Senators Pugh, Benson, Currie, ~~Forehand, King, Manno, McFadden, Feldman, Forehand, King, Manno, McFadden, Middleton, Montgomery, Muse, Ramirez, and Raskin~~

AN ACT concerning

Labor and Employment – Unpaid Parental Leave – Birth or Adoption of a Child

Read the third time and passed by yeas and nays as follows:

Affirmative – 98 Negative – 37 (See Roll Call No. 898)

The Bill was then returned to the Senate.

Senate Bill 793 – Senator Ferguson

AN ACT concerning

Baltimore City – 46th District – Alcoholic Beverages – Class B Beer, Wine and Liquor ~~License Transfer~~ Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 899)

The Bill was then returned to the Senate.

Senate Bill 1015 – Senator Astle

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Tasting Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 900)

The Bill was then returned to the Senate.

Senate Bill 1106 – Senator Feldman

AN ACT concerning

Business Occupations – Real Estate Appraisers – Criminal History Records Checks

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 901)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #17

**Senate Bill 92 – Chair, Education, Health, and Environmental Affairs
Committee (By Request – Departmental – Ethics Commission, State)**

AN ACT concerning

Public Ethics – Regulated Lobbyists – Ethics Training Requirements

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 902)

The Bill was then returned to the Senate.

**Senate Bill 101 – Chair, Education, Health, and Environmental Affairs
Committee (By Request – Departmental – Environment)**

AN ACT concerning

Environment – Drinking Water Revolving Loan Fund – Use of Funds

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 903)

The Bill was then returned to the Senate.

**Senate Bill 109 – Chair, Education, Health, and Environmental Affairs
Committee (By Request – Departmental – Ethics Commission, State)**

AN ACT concerning

Public Ethics – Financial Disclosure Statements – Electronic Filing

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 904)

The Bill was then returned to the Senate.

**Senate Bill 129 – Chair, Education, Health, and Environmental Affairs
Committee (By Request – Departmental – Ethics Commission, State)**

AN ACT concerning

Public Ethics – Officials and Regulated Lobbyists – Late-Filing Penalties

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 905)

The Bill was then returned to the Senate.

**Senate Bill 137 – ~~Senators Conway and Middleton~~, Middleton, Dyson,
Ferguson, Jennings, Young, Montgomery, and Simonaire**

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 – 134 Negative – 0 (See Roll Call No. 906)

The Bill was then returned to the Senate.

Senate Bill 294 – The President (By Request – Department of Legislative Services)

AN ACT concerning

Maryland Horse Industry Board – Sunset Extension and Program Evaluation

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 907)

The Bill was then returned to the Senate.

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 106 Negative – 29 (See Roll Call No. 908)

The Bill was then returned to the Senate.

Senate Bill 350 – Senators Brochin, Klausmeier, and Zirkin

AN ACT concerning

~~**Motor Vehicles – Speed Monitoring Systems – Local Jurisdictions**~~
Speed Monitoring Systems Reform Act of 2014

Read the third time and passed by yeas and nays as follows:

Affirmative – 120 Negative – 15 (See Roll Call No. 909)

The Bill was then returned to the Senate.

Senate Bill 407 – Senator Astle

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 – 131 Negative – 4 (See Roll Call No. 910)

The Bill was then returned to the Senate.

Senate Bill 547 – ~~Senator Ferguson~~ Senators Ferguson, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Mathias, Middleton, Pugh, and Ramirez

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 – 135 Negative – 0 (See Roll Call No. 911)

The Bill was then returned to the Senate.

Senate Bill 564 – Senator Simonaire

AN ACT concerning

Environment – Water Pollution Control – Penalty

Read the third time and passed by yeas and nays as follows:

Affirmative – 109 Negative – 24 (See Roll Call No. 912)

The Bill was then returned to the Senate.

Senate Bill 700 – Senator Manno

AN ACT concerning

Registration of Pesticides – Fee Increase – Disposition of Fees

Read the third time and passed by yeas and nays as follows:

Affirmative – 102 Negative – 33 (See Roll Call No. 913)

The Bill was then returned to the Senate.

CONCURRENCE CALENDAR #3

AMENDED IN THE SENATE

**House Bill 11 – Chair, Environmental Matters Committee (By Request –
Departmental – Environment)**

AN ACT concerning

Environment – Bay Restoration Fund – Authorized Uses

Delegate McIntosh moved that the House concur in the Senate amendments.

HB0011/704832/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 11

(Third Reading File Bill)

On page 6, in line 26, strike “has been” and substitute “was”; in line 28, strike “has undergone” and substitute “was the subject of”; in the same line, strike “and hearing”; in line 28, after “process” insert “initiated”; strike beginning with the semicolon in line 29 down through “been” in line 30 and substitute “, and”; and strike beginning with “meeting” in line 30 down through “section” in line 31 and substitute “addressing the considerations specified in subsection (b)(1) of this section”;

(4) that, after February 15, 2014, was the subject of a public hearing held by the governing body for the county where the project will be installed after giving at least 2 weeks’ advance notice of the hearing to the public; and

(5) that has been approved by a majority of the members of the governing body after the public hearing described in item (4) of this subsection”.

The preceding amendment was read and concurred in.

HB0011/923729/1

BY: Senator Conway

AMENDMENT TO HOUSE BILL 11

(Third Reading File Bill)

On page 4, in line 15, strike “(III)” and substitute “(II)”.

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 134 Negative – 1 (See Roll Call No. 914)

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 1	Ch., Judiciary Com.	Children in Need of Assistance – Educational Stability
HB 13	Ch. Hlth & Govt Ops	Office of Cemetery Oversight – Perpetual Care Trust Funds and Preneed Trust Accounts – Reg
HB 45	Ch., Judiciary Com.	Maryland Register – Publication of Court Documents – Exception
HB 104	Ch., Appropriations	Department of Budget and Management – Budget Analysts – Qualifications
HB 131	Montgomery Co. Del.	Montgomery Co – City of Takoma Park – Alc Bevs – Class B On- and Off-Sale License MC 18–14
HB 132	Montgomery Co. Del.	Montgomery County – Alcoholic Beverages – Beer Sales and Delivery to Retail Dealers MC 19–14
HB 136	Montgomery Co. Del.	Alcoholic Beverages – Montgomery County – Beer Festivals MC 11–14
HB 140	Montgomery Co. Del.	Montgomery County – Micro-Brewery Licenses and Class D Beer and Light Wine Licenses MC 3–14
HB 142	Montgomery Co. Del.	Mont Co – Proportion of Food and Alc Bevs Sales – Class B Lics and Class B-BWL (H-M)

HB 144	Montgomery Co. Del.	Lics MC 14–14 Montgomery County – Alcoholic Beverages – Class B Beer, Wine and Liquor Licenses MC 12–14
HB 146	Montgomery Co. Del.	Montgomery Co – Alc Bevs – Special BWL Community Performing Arts Facility License MC 7–14
HB 147	Montgomery Co. Del.	Montgomery County – Maryland Tort Claims Act – Human Services Torts MC 13–14
HB 151	Del. Jones	Juvenile Services – Child in Need of Supervision Pilot Program – Reporting Requirement
HB 167	Dorchester Co. Del.	Dorchester County – Class B Beer and Light Wine Licenses – Sunday Sales
HB 174	Ch., Judiciary Com.	Public Safety – Internal Investigative Unit – Name Change and Duties
HB 175	Del. Guzzone	Criminal Law – Contraband – Telecommunication Devices and Accessories – Penalty
HB 176	Del. Guzzone	Correctional Services – Correctional Facilities – Officers and Inspection Standards
HB 178	Ch., Judiciary Com.	Fam Law – Adoption, Search, Contact, and Reunion Servs – Relatives of Minors in Out-of-Home Plcmnt
HB 179	Ch., Judiciary Com.	Adult Public Guardianship Review Board – Membership
HB 181	Carroll County Del.	Courts and Judicial Proceedings – Circuit Court for Carroll Co – Fees for Appearance of Counsel
HB 182	Carroll County Del.	Carroll County – Sheriff – Salary
HB 202	Del. Barkley	Clean Energy Loan Programs – Private Lenders – Collection of Loan Payments
HB 211	Carroll County Del.	Carroll County – Orphans’ Court Judges – Salary
HB 226	Del. Jacobs	Kent County – Alcoholic

		Beverages Act of 2014
HB 228	Del. Dumais	Estates and Trusts –
		Registers of Wills – Records
HB 243	Del. Anderson	Vehicle Laws – Unauthorized
		Use of Rented Motor Vehicle –
		Repeal
HB 246	Del. Malone	Motor Vehicles – Inspection
		Certificates for Used
		Vehicles – Procedures
HB 269	Montgomery Co. Del.	Montgomery Co – Alc Bevs –
		Class B Beer, Wine and Liquor
		(Clubhouse/Lodge) License MC
		20–14
HB 286	Del. Valentino–Smith	Criminal Law – Use of Handgun
		in Crime of Violence or
		Felony – Statute of
		Limitations
HB 307	The Speaker	Peace Orders and Protective
		Orders – Burden of Proof
HB 308	The Speaker	Public Safety – Statewide
		Interoperability Radio
		Control Board – Established
HB 309	The Speaker	Family Law – Domestic
		Violence – Permanent Final
		Protective Orders
HB 315	Del. Anderson	Equity Court Jurisdiction –
		Immigrant Children – Custody
		or Guardianship
HB 352	Del. Valentino–Smith	Peace Orders and Protective
		Orders – Penalties – Second
		or Subsequent Offenses
HB 354	Del. Anderson	Baltimore City – AIDS
		Prevention Sterile Needle and
		Syringe Exchange Program
HB 364	Del. Dumais	State Prosecutor and Deputy
		State Prosecutor – Witness
		Immunity – Compulsory
		Testimony
HB 365	Del. Conway	Public Safety – Fire, Rescue,
		and Ambulance Funds –
		Distribution
HB 420	Del. Myers	Washington County – Off–Road
		Vehicle Trails – Prohibition
		of Establishment on Sideling
		Hill
HB 463	Montgomery Co. Del.	Montgomery County – Alcoholic
		Beverages – Beer, Wine and

HB 467	Ch., Econ Matters Co	Liquor Licenses MC 16–14
HB 472	Frederick County Del	Labor and Employment – Employment of Minors
HB 478	Del. Davis	Frederick County – Alcoholic Beverages – Country Inn Licenses
HB 480	Del. Davis	Maryland Automobile Insurance Fund – Installment Payment Plan – Clarification
HB 488	Del. Pena–Melnyk	Office of the Attorney General – Est of a Consumer Affairs Satellite Office in Prince George’s Co
HB 529	Del. Malone	Joint Committee on Access to Mental Health Services – Name Change
HB 556	Del. Hammen	Motor Vehicle Administration – Drivers’ Licenses and Identification Cards – Organ Donor Designation
HB 559	Del. B. Robinson	Developmental Disabilities Administration – Low Intensity Support Services – Funding
HB 564	Del. Olszewski	State Government – Human Trafficking Address Confidentiality Program
HB 583	Del. Davis	Commercial Law – Maryland Uniform Commercial Code – Funds Transfers
HB 599	Del. Dumais	Economic Development – Equity Participation Investment Program – Small Businesses Law Enforcement Officers’ Bill of Rights – Show Cause Order – Appropriate Relief

Read and ordered journalized.

HOUSE BILLS PASSED IN THE SENATE

<u>NUMBER</u>	<u>SPONSOR</u>	<u>CONTENT</u>
HB 625	Del. Nathan–Pulliam	Kathleen A. Mathias Oral Chemotherapy Improvement Act of 2014
HB 638	Montgomery Co. Del.	Crim Law – Telecomm Dvcs in

		Place of Confinement – Mont Co Work Rlse and Prerelease Pgms MC 21–14
HB 647	Del. Waldstreicher	Peace Orders and Protective Orders – Extensions
HB 656	Del. Ready	Estates and Trusts – Personal Representatives and Guardians – Standards
HB 679	Del. Barkley	Insurance – Title Insurers – Title Insurance Commitment and Binders
HB 704	Del. Vaughn	Commercial Law – Debt Settlement Services – Sunset and Reporting Extension
HB 740	Del. Beidle	Econ Dev – Md Technology Dev Corpn – Cybersecurity Investment Fund
HB 765	Ch., Appropriations	State Personnel – Authority to Set Compensation
HB 953	Del. McHale	Baltimore City – Alcoholic Beverages – Micro–Brewery Licenses
HB 1165	Del. Kramer	Jane E. Lawton Conservation Loan Program
HB 1545	Del. Conway	University of Maryland Medical System Corporation – Governance – Medical Center Employees

Read and ordered journalized.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 236 – The President (By Request – Governor’s Salary Commission)

AN ACT concerning

Constitutional Officers – Salaries

FOR the purpose of providing for the annual salaries of the Comptroller, Treasurer, Attorney General, and Secretary of State; providing for the application of this Act; and generally relating to the salaries of certain constitutional officers of Maryland.

BY repealing and reenacting, with amendments,
Article – State Government
Section 4–103, 5–104, 6–103, and 7–107
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

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

Senate Bill 382 – Senator Conway

AN ACT concerning

**Business Regulation – Automated Purchasing Machines – Licensing of
Buyers and Required Records**

FOR the purpose of requiring a person to have a license before doing business as a buyer of personal property by means of an automated purchasing machine in the State; establishing the application and renewal processes for a buyer's license; requiring applicants for a buyer's license and a certain resident agent of an applicant or a licensee to apply for a national and State criminal history records check; authorizing the Secretary of Labor, Licensing, and Regulation to issue a license under certain circumstances; authorizing the Secretary to deny, suspend, or revoke a license, reprimand a licensee, or impose a certain penalty under certain circumstances; requiring the Secretary to provide certain hearing procedures before certain actions are taken; requiring the Secretary to inform each primary law enforcement unit of each license that is issued, renewed, changed to a new business location, denied, suspended, or revoked; requiring a buyer to ensure that each automated purchasing machine that the buyer owns or operates in the State meets certain requirements; requiring an automated purchasing machine to require a seller of certain personal property to provide certain information before the completion of a certain transaction; requiring an automated purchasing machine to verify certain information through certain documentation submitted by a seller; establishing certain record keeping and reporting requirements for a buyer; requiring a buyer to submit certain reports to the primary law enforcement unit if certain information cannot be determined at a certain time; providing that certain reporting requirements may not be construed to require a buyer to incur a certain financial burden; requiring a buyer to keep all personal property bought for a certain period of time; requiring a buyer to provide certain personal property to the primary law enforcement unit on request and at the cost of the buyer; requiring a buyer to make certain personal property available for inspection by the primary law enforcement unit at a certain time; requiring buyers to remove certain personal property from an automated purchasing machine in a certain manner and to provide a certain notice; authorizing the primary law enforcement unit to inspect personal property being removed from an automated purchasing machine at the time of removal; requiring a buyer to ~~have~~ use an individual

screen ~~transactions~~ transaction under certain circumstances; requiring a buyer to keep certain records regarding screeners; requiring a buyer to contact the primary law enforcement unit if personal property is determined to be stolen and to return personal property to the primary law enforcement unit free of charge; prohibiting ~~an automated purchasing machine operator~~ a buyer from buying or offering to buy personal property from a minor; prohibiting a buyer from buying an electronic device under certain circumstances; establishing certain penalties for a violation of this Act; exempting certain automated purchasing machines from this Act; providing that this Act preempts the right of any county or municipality to regulate automated purchasing machines or operators of automated purchasing machines and supersedes any existing law of a county or municipality that regulates automated purchasing machines or operators of automated purchasing machines under certain circumstances; authorizing a county or municipality to license automated purchasing machines and operators of automated purchasing machines; requiring the Secretary to adopt certain regulations; providing for the designation of certain primary law enforcement units for a certain purpose; defining certain terms; and generally relating to automated purchasing machines.

BY adding to

Article – Business Regulation

Section 20–101 through 20–502 to be under the new title “Title 20. Automated Purchasing Machines”

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

Senate Bill 1099 – Senators Manno ~~and Miller~~, Miller, Middleton, Astle, Feldman, Glassman, Klausmeier, Mathias, Pugh, and Ramirez

AN ACT concerning

**Workers’ Compensation – Occupational Disease Presumptions – Paid
~~Emergency Medical Services Providers~~ Rescue Squad Members and Paid
Advanced Life Support Unit Members**

FOR the purpose of extending the presumption of compensability under the workers’ compensation law to include, under certain conditions, paid ~~emergency medical services providers~~ rescue squad members and paid advanced life support unit members who suffer from heart disease, hypertension, or lung disease resulting in partial or total disability or death; extending the presumption of compensability under the workers’ compensation law to include, under certain conditions, paid ~~emergency medical services providers~~ rescue squad members and paid advanced life support unit members who suffer from certain cancers under certain circumstances; providing for the application of this Act; and

generally relating to compensability of paid ~~emergency medical services providers~~ rescue squad members and paid advanced life support unit members under the workers' compensation law.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 9–503(a) and (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.

INTRODUCTION OF JOINT RESOLUTIONS

Delegate Vitale moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 123 Negative – 6 (See Roll Call No. 915)

In compliance with the rules, the Bill was introduced.

Motion by Delegate Vitale to suspend rules to consider resolution without referring to committee.

The motion was rejected by roll call vote as follows:

Affirmative – 48 Negative – 87 (See Roll Call No. 916)

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. 917)

ADJOURNMENT

At 11:40 A.M. on motion of Delegate Barve the House adjourned until 10:00 A.M. on Legislative Day March 26, 2014, Calendar Day Wednesday, April 2, 2014.