

**Journal *of* Proceedings**

**of the**

**Senate**

**of**

**Maryland**

**2014 Regular Session**

**Volume IV**

Compiled and edited by:

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Journal Clerk

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William B.C. Addison, Jr.  
Secretary of the Senate

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**Annapolis, Maryland**  
**Legislative Day: March 24, 2014**  
**Calendar Day: Wednesday, April 2, 2014**  
**10:00 A.M. Session**

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The Senate met at 10:01 A.M.

Prayer by Reverend Peter DeMik, Our Savior Lutheran Church, guest of Senator Rosapepe.

(See Exhibit A of Appendix III)

The Journal of March 23, 2014 was read and approved.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 820)

**INTRODUCTION OF RESOLUTIONS**

**Senate Resolution No. 679 – Senator Ulysses Currie and Senator Joanne Benson:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
Suitland High School Varsity Football Team  
in recognition of  
winning the 4A South Regional Championship,  
Prince George's County 4A Championship, completing a  
13–0 regular season and becoming a state finalist.  
The entire membership extends best wishes on  
this memorable occasion and directs this resolution  
be presented on this 2nd day of April 2014.

Read and adopted by a roll call vote as follows:

Affirmative – 45    Negative – 0    (See Roll Call No. 821)

**Senate Resolution No. 678 – Senator David R. Brinkley:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
Mike Kay  
in recognition of  
being honored on Arbor Day as Maryland Tree Farm Inspector of the Year for your  
outstanding stewardship in managing forest resources and increasing public  
understanding of the benefits  
of sustainable forestry. Congratulations!  
The entire membership extends best wishes on  
this memorable occasion and directs this resolution  
be presented on this 2nd day of April 2014.

Read and adopted by a roll call vote as follows:

Affirmative – 46    Negative – 0    (See Roll Call No. 822)

**Senate Resolution No. 642 – Senator Richard F. Colburn:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
Delmarva Community Services  
in recognition of  
the celebration of 40 years of dedicated service  
to the community of Delmarva. Congratulations!  
The entire membership extends best wishes on  
this memorable occasion and directs this resolution  
be presented on this 2nd day of April 2014.

Read and adopted by a roll call vote as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 823)

### **QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 824)

### **THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (SENATE BILLS) #70**

**Senate Bill 14 – ~~Senator Reilly~~ Senators Reilly, Benson, Jennings, and Simonaire**

AN ACT concerning

~~Task Force to~~ **Department of Health and Mental Hygiene – Study of Starting Times for Maryland Public Schools Safe and Healthy School Hours for Maryland Public Schools**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 825)

The Bill was then sent to the House of Delegates.

**Senate Bill 910 – Senators Madaleno, Benson, Colburn, Currie, Feldman, Forehand, Kasemeyer, King, Klausmeier, Manno, Mathias, McFadden, Montgomery, Pinsky, and Young**

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 – 47    Negative – 0    (See Roll Call No. 826)

The Bill was then sent to the House of Delegates.

**Senate Bill 1113 – Senators Pugh and Conway**

AN ACT concerning

**Baltimore City – Alcoholic Beverages – Transfer of License**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 827)

The Bill was then sent to the House of Delegates.

**THIRD READING CALENDAR (HOUSE BILLS) #20**

**House Bill 413 – Delegates Luedtke, Kaiser, ~~and A. Washington~~  
A. Washington, F. Turner, Howard, and Cardin**

AN ACT concerning

**Special Education – Individualized Education Program Parental Notice  
Requirements and Service Models List**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 828)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 829)

The Bill was then sent to the House of Delegates.

**House Bill 428 – Delegate Luedtke**

AN ACT concerning

**Children – Maryland Infants and Toddlers Program – Eligibility**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 830)

The Bill was then sent to the House of Delegates.

**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 – 46    Negative – 0    (See Roll Call No. 831)

The Bill was then sent to the House of Delegates.

**House Bill 546 – ~~Delegate Rosenberg~~ Delegates Rosenberg and Howard**

AN ACT concerning

**Higher Education – Janet L. Hoffman Loan Assistance Repayment Program –  
Modifications**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 832)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 833)

The Bill was then sent to the House of Delegates.

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

AN ACT concerning

**Public Utilities – Fixed Charges for Taxicab Services – Baltimore City**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 834)

The Bill was then sent to the House of Delegates.

**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 – 46    Negative – 1    (See Roll Call No. 835)

The Bill was then sent to the House of Delegates.

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

AN ACT concerning

**Ruth M. Kirk Public Social Work Scholarship**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 836)

The Bill was then sent to the House of Delegates.

**AMENDED IN THE HOUSE**

**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**

Senator Middleton moved that the Senate concur in the House amendments.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 837)

**AMENDED IN THE HOUSE**

**Senate Bill 881 – Senator Kelley**

AN ACT concerning

**Title Insurers – Statutory or Unearned Premium ~~Reserve for Escrow Losses~~  
Reserves**

Senator Middleton moved that the Senate concur in the House amendments.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 838)

**AMENDED IN THE HOUSE**

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

AN ACT concerning

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

Senator Middleton moved that the Senate concur in the House amendment.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 839)

**CONCURRENCE CALENDAR #9**

**AMENDED IN THE HOUSE**

**Senate Bill 127 – Chair, Education, Health, and Environmental Affairs  
Committee (By Request – Departmental – Agriculture)**

AN ACT concerning

**Department of Agriculture – Manure Transportation Project**

Senator Conway moved that the Senate concur in the House amendment.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 840)

**AMENDED IN THE HOUSE**

**Senate Bill 458 – Senators Pugh and Ferguson**

AN ACT concerning

**Baltimore City – Alcoholic Beverages – Micro-Brewery Licenses**

Senator Conway moved that the Senate concur in the House amendment.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 841)

**AMENDED IN THE HOUSE**

**Senate Bill 546 – ~~Senator Reilly~~ Senators Reilly and Ferguson**

AN ACT concerning

**Alcoholic Beverages – Refillable Containers – Permits and Labels**

Senator Conway moved that the Senate concur in the House amendments.

**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 concurred in.



**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 45    Negative – 0    (See Roll Call No. 842)

**AMENDED IN THE HOUSE**

**Senate Bill 692 – Senators Shank, Edwards, and Young**

AN ACT concerning

**Washington County – Alcoholic Beverages – Restaurant Seating Capacity**

Senator Conway moved that the Senate concur in the House amendments.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 843)

### AMENDED IN THE HOUSE

**Senate Bill 846 – Senator Jones–Rodwell**

#### EMERGENCY BILL

AN ACT concerning

#### **Baltimore City – Alcoholic Beverages Act of 2014**

Senator Conway moved that the Senate concur in the House amendments.

**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 concurred in.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 844)

**AMENDED IN THE HOUSE**

**Senate Bill 1015 – Senator Astle**

AN ACT concerning

**Anne Arundel County – Alcoholic Beverages – Tasting Licenses**

Senator Conway moved that the Senate concur in the House amendment.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 845)

### THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

#### THIRD READING CALENDAR (HOUSE BILLS) #21

#### CONSENT CALENDAR #12

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 87	Anne Arundel Co. Del.	Anne Arundel County – Superintendent of Schools – Compensation	EHE
HB 209	Charles County Del.	Charles County – Board of Education – Salaries and Expenses	EHE
HB 253	The Speaker	State Board of Stationary Engineers – Sunset Extension and Program Evaluation	EHE
HB 254	The Speaker	State Board of Individual Tax Preparers – Sunset Extension and Program Evaluation	EHE
HB 261	Del. Minnick	Alcoholic Beverages – Hard Cider – Definition	EHE
HB 343	Allegany County Del.	Allegany County and Garrett County – Boards of Education – Removal of Ex Officio Member	EHE
HB 350	Del. Haddaway–Riccio	Education – Talbot County Board of Education – Lease of Public School Facility	EHE
HB 482	Del. M. Washington	Higher Education – Unaccompanied Homeless Youth	EHE

– Tuition Exemption

HB 798	Del. A. Kelly	Education – Children With Disabilities – Habilitative Services Information	EHE
HB 922	Del. Luedtke	Physical Education and Athletic Programs for Students With Disabilities – Funding	EHE
HB 1033	Queen Anne’s Co. Del.	Queen Anne’s County Board of Education – Filling a Vacancy in Membership	EHE

All of the above listed bills on the Third Reading Consent Calendar No. 12 were read the third time and passed by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 846)

The Bills were then sent to the House of Delegates.

### **THIRD READING CALENDAR (HOUSE BILLS) #22**

**House Bill 6 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

**Maryland Home Improvement Commission – Guaranty Fund – Claims**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 847)

The Bill was then sent to the House of Delegates.

**House Bill 451 – Chair, Environmental Matters Committee (By Request – Departmental – Housing and Community Development)**

AN ACT concerning

**Neighborhood Business Development Program – Financial Assistance for Food ~~Desert Areas~~ Deserts**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 848)

The Bill was then sent to the House of Delegates.

**House Bill 453 – Chair, Environmental Matters Committee (By Request –  
Departmental – Housing and Community Development)**

AN ACT concerning

**Housing and Community Development – Multifamily Rental Housing  
Programs Efficiency Act**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 849)

The Bill was then sent to the House of Delegates.

**House Bill 589 – Delegates Pena–Melnyk, 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 – 47    Negative – 0    (See Roll Call No. 850)

The Bill was then sent to the House of Delegates.

**House Bill 657 – Delegates Pena–Melnyk, Oaks, Cullison, Hubbard, Kach,  
A. Kelly, Krebs, Murphy, Ready, Reznik, and V. Turner**

AN ACT concerning

**State Board of Dental Examiners – Dentists and Dental Hygienists – Grounds  
for Discipline**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 851)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 852)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 853)

The Bill was then sent to the House of Delegates.

**THIRD READING CALENDAR (HOUSE BILLS) #23**

**House Bill 454 – Chair, Ways and Means Committee (By Request – Departmental – Lottery and Gaming Control Agency)**

AN ACT concerning

**Gaming – Emergency Suspension of License**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 854)

The Bill was then sent to the House of Delegates.

**House Bill 460 – Chair, Ways and Means Committee (By Request – Departmental – Lottery and Gaming Control Agency)**

AN ACT concerning

**Gaming – Background Investigations**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 855)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 856)

The Bill was then sent to the House of Delegates.

**House Bill 772 – Delegates George, James, McConkey, and Proctor**

AN ACT concerning

**Local Government Investments – Self-Insurance Funds and Trust Fund Accounts of Political Subdivisions**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 857)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 858)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 859)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 860)

The Bill was then sent to the House of Delegates.

**House Bill 1046 – Prince George’s County Delegation**

AN ACT concerning

**City of College Park Employees – Participation in the Employees’ Pension System  
PG 404–14**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 861)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 862)

The Bill was then sent to the House of Delegates.

**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 – 46    Negative – 0    (See Roll Call No. 863)

The Bill was then sent to the House of Delegates.

**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 – 46    Negative – 1    (See Roll Call No. 864)

The Bill was then sent to the House of Delegates.

**THIRD READING CALENDAR (HOUSE BILLS) #24**

**CONSENT CALENDAR #13**

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 58	Del. Haddaway–Ricchio	Talbot County – Chesapeake Bay Critical Area – Prosecution or Civil Suit for Certain Violations	EHE

HB 121	Del. S. Robinson	Chesapeake Bay Trust – Powers and Duties – Member Terms	EHE
HB 129	Del. S. Robinson	Public Ethics – Chesapeake Bay Trust – Exemptions and Conflict of Interest Provisions	EHE
HB 141	Montgomery Co. Del.	Montgomery County – Barbershops – Restriction on Operation Repealed MC 1–14	EHE
HB 256	The Speaker	Maryland Horse Industry Board – Sunset Extension and Program Evaluation	EHE
HB 433	Frederick County Del.	Frederick County – Alcoholic Beverages Act of 2014	EHE
HB 794 (AMENDED)	Del. M. Washington	Maryland Unaccompanied Homeless Youth and Young Adult Count Demonstration Project	EHE
HB 796	Del. V. Turner	Procurement – Debarment – Violations of Law	EHE
HB 939	Caroline County Del.	Caroline County and Talbot County – Annual Financial Report – Filing Date	EHE
HB 947 (AMENDED)	Del. Stein	Public Safety – Building Codes – Balcony Railing Inspections (Jonathan’s Law)	EHE
HB 991	Del. Haddaway–Ricchio	Queen Anne’s County and Talbot County – Board of Elections – Membership	EHE
HB 1283	Del. Hammen	Environment – Cox Creek Citizens Oversight Committee – Composition	EHE
HB 1415 (Constitutional Amendment) (AMENDED)	Del. Kaiser	Chief Executive Officer or County Executive – Special Election to Fill a Vacancy in	EHE

Office

All of the above listed bills on the Third Reading Consent Calendar No. 13 were read the third time and passed by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 865)

The Bills were then sent to the House of Delegates.

**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**

Senator Kittleman moved, duly seconded, to make the Bill a Special Order for April 4, 2014.

The motion was adopted.

**House Bill 834 – Delegates Frush and Hubbard**

AN ACT concerning

**Environment – Water Pollution Control – Penalty**

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

Affirmative – 45    Negative – 2    (See Roll Call No. 866)

The Bill was then sent to the House of Delegates.

**THIRD READING CALENDAR (HOUSE BILLS) #25**

**House Bill 4 – Delegate Barkley**

AN ACT concerning

**Alcoholic Beverages – Vaportinis and Similar Devices – Prohibited**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 867)

The Bill was then sent to the House of Delegates.

**House Bill 125 – Delegates Rosenberg, Parrott, Barve, Cardin, Ivey, and Summers**

AN ACT concerning

**Election Law – Petitions – Prohibited Actions**

FLOOR AMENDMENT

**HB0125/613222/1**

BY: Senator Kittleman

AMENDMENT TO HOUSE BILL 125  
(Third Reading File Bill)

On page 1, in line 2, strike “ – Prohibited Actions”; in line 3, after “of” insert “requiring a chief election official of an election authority who is determining the sufficiency of the format of a certain petition to determine the sufficiency of any summary of local legislation that is contained in the petition; requiring, under certain circumstances, the chief election official to provide the sponsor of a petition with an explanation of the reasons for a certain determination;”; in line 5, strike “prohibited actions relating to”; in line 8, after “Section” insert “6-202 and”; and after line 13, insert:

“6-202.

(a) The format of the petition prepared by a sponsor may be submitted to the chief election official of the appropriate election authority, in advance of filing the petition, for a determination of its sufficiency.

**(B) (1) WHEN DETERMINING THE SUFFICIENCY UNDER SUBSECTION (A) OF THIS SECTION OF A PETITION THAT SEEKS TO PLACE A QUESTION REGARDING LOCAL LEGISLATION ON A BALLOT, THE CHIEF ELECTION OFFICIAL OF THE APPROPRIATE ELECTION AUTHORITY SHALL DETERMINE THE SUFFICIENCY OF ANY SUMMARY OF THE LOCAL LEGISLATION THAT IS CONTAINED IN THE PETITION.**

**(2) IF THE CHIEF ELECTION OFFICIAL OF THE APPROPRIATE ELECTION AUTHORITY DETERMINES THAT THE SUMMARY OF LOCAL LEGISLATION IS INSUFFICIENT, THE CHIEF ELECTION OFFICIAL SHALL PROVIDE THE SPONSOR WITH AN EXPLANATION OF THE REASONS FOR THE DETERMINATION.**

**[(b)] (C) In making the determination, the chief election official may seek the advice of the legal authority.”.**

The preceding amendment was read only.

Senator Dyson moved, duly seconded, to make the Bill and Amendment a Special Order for April 3, 2014.

The motion was adopted.

**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 – 47    Negative – 0    (See Roll Call No. 868)

The Bill was then sent to the House of Delegates.

**House Bill 337 – Delegates Schulz, Afzali, Arentz, Barkley, Barnes, Beitzel, Clagett, Cluster, Elliott, George, Hogan, Hough, Jacobs, Kach, Krebs, McComas, McDermott, Norman, Olszewski, Otto, Stocksdale, and Szeliga**

AN ACT concerning

**Farm Breweries – Location and Self-Distribution**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 869)

The Bill was then sent to the House of Delegates.

**House Bill 356 – Delegates Barkley, Schulz, Haddaway–Ricchio, Clagett, Eckardt, Jameson, Olszewski, and Rudolph**

AN ACT concerning

**Alcoholic Beverages – Class 8 Farm Breweries – Festival Licenses**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 870)

The Bill was then sent to the House of Delegates.

**House Bill 464 – Delegates Schulz, Afzali, Arentz, Aumann, Barkley, Barnes, Beitzel, Clagett, Cluster, Eckardt, Elliott, George, Hogan, Hough, Jacobs, Kach, Krebs, McComas, McDermott, Norman, Olszewski, Otto, Ready, and Stocksdales**

AN ACT concerning

**Alcoholic Beverages – Micro–Brewery Licenses –  
Retail Sale – Prepackaged Beer**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 871)

The Bill was then sent to the House of Delegates.

**House Bill 600 – Delegates Luedtke, Barkley, Kaiser, and Zucker**

AN ACT concerning

**Alcoholic Beverages – Farmers’ Market Permit – Establishment**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 872)

The Bill was then sent to the House of Delegates.

**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–Melnik, 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 – 47    Negative – 0    (See Roll Call No. 873)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 874)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 875)

The Bill was then sent to the House of Delegates.

**THIRD READING CALENDAR (HOUSE BILLS) #26**

**CONSENT CALENDAR #14**

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 150	Del. Reznik	Health Occupations – Maryland	EHE



(AMENDED)		Behavior Analysts Act	
HB 378	Del. Otto	Somerset Co – Service Award Program for Emergency Medical Services and Fire and Rescue Pers	EHE
HB 487	Del. Reznik	Small Business Reserve Program – Definition of Small Business – Repeal of Sunset Provision	EHE
HB 593 (AMENDED)	Del. Krebs	Morticians and Funeral Directors – Pre-Need Contracts	EHE
HB 908	Del. Nathan–Pulliam	St Bd of Nsg – Nurses, Nsg Assists, Med Techs, & Elctrlgsts – Licensng, Certfn, Reg, Viols, & Pens	EHE
HB 1024	Del. McIntosh	Rural Maryland Prosperity Investment Fund – Revisions and Extension of Termination Date	EHE
HB 1042 (AMENDED)	Del. Anderson	St Bd of Mortcns & Fnrl Drctrs – Fnrl Ests Ownd by a Sgle Ownr – Pre-Need Trst Lics & Pub Notf Death	EHE
HB 1205	Frederick County Del.	Frederick Co – Transition to Chrtr Govt – Corrections to Refs in the Annotated Code of Md	EHE
HB 1218	Del. Cullison	State Board of Pharmacy – Registered Pharmacy Interns	EHE
HB 1260	Del. Barve	State Government – Open Data Policy – Council on Open Data	EHE
HB 1436	Calvert County Del.	Calvert County – Salaries of County Officials and County Commissioner Retirement Plan Participation	EHE

All of the above listed bills on the Third Reading Consent Calendar No. 14 were read the third time and passed by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 876)

The Bills were then sent to the House of Delegates.

**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 – 44    Negative – 1    (See Roll Call No. 877)

The Bill was then sent to the House of Delegates.

**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**

Senator Brochin moved, duly seconded, to make the Bill a Special Order for April 3, 2014.

The motion was adopted.

**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 – 34    Negative – 13    (See Roll Call No. 878)

The Bill was then sent to the House of Delegates.

**THIRD READING CALENDAR (HOUSE BILLS) #27**

**House Bill 35 – Delegate W. Miller**

AN ACT concerning

**Electric Reliability – Priorities and Funding**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 879)

The Bill was then sent to the House of Delegates.

**House Bill 105 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

**Maryland Health Care Commission – Powers – Authority to Award Funds and Make Agreements With Grantees and Payees**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 880)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 881)

The Bill was then sent to the House of Delegates.

**House Bill 229 – ~~Delegate Hubbard~~ Delegates Hubbard, Bromwell, Cullison, A. Kelly, Morhaim, Nathan-Pulliam, Oaks, Pena-Melnyk, Tarrant, and V. Turner**

AN ACT concerning

**Public Health – Child Care Products Containing Flame-Retardant Chemicals  
– TDCPP – Prohibition**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 882)

The Bill was then sent to the House of Delegates.

**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**

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

Affirmative – 44    Negative – 3    (See Roll Call No. 883)

The Bill was then sent to the House of Delegates.

**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**

FLOOR AMENDMENT

**HB0727/343823/1**

BY: Senator Reilly

AMENDMENT TO HOUSE BILL 727

(Third Reading File Bill)

On page 3 in line 17, and on page 4 in lines 6 and 27, in each instance, strike “25%” and substitute “40%”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 16    Negative – 31    (See Roll Call No. 884)

FLOOR AMENDMENT

**HB0727/343823/2**

BY:    Senator Reilly

AMENDMENT TO HOUSE BILL 727

(Third Reading File Bill)

On page 3 in line 17, and on page 4 in lines 6 and 27, in each instance, strike “25%” and substitute “35%”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 16    Negative – 30    (See Roll Call No. 885)

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

Affirmative – 32    Negative – 15    (See Roll Call No. 886)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 887)

The Bill was then sent to the House of Delegates.

**House Bill 1057 – Prince George’s County Delegation**

AN ACT concerning

**Prince George's County – University of Maryland, College Park Bus Service –  
Motor Carrier Permit Exemption – Removal of Sunset  
PG 403–14**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 888)

The Bill was then sent to the House of Delegates.

**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 – 46    Negative – 0    (See Roll Call No. 889)

The Bill was then sent to the House of Delegates.

**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 – 46    Negative – 0    (See Roll Call No. 890)

The Bill was then sent to the House of Delegates.

**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, Stocksdale, ~~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 – 46 Negative – 0 (See Roll Call No. 891)

The Bill was then sent to the House of Delegates.

**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 – 47 Negative – 0 (See Roll Call No. 892)

The Bill was then sent to the House of Delegates.

**THIRD READING CALENDAR (HOUSE BILLS) #28**

**CONSENT CALENDAR #15**

<u>BILL NO.</u>	<u>SPONSOR</u>	<u>CONTENT</u>	<u>COMMITTEE</u>
HB 16	Del. Smigiel	Cecil County – Board of Elections – Membership	EHE
HB 112	Del. Hubbard	Bd of Prof Cnslrs and Thrpsts – Cease and Desist Orders and Pnlts for Misrep & Practice Without Lic	EHE
HB 113	Del. Hubbard	State Board of Examiners of Psychologists – Psychology Associates – Registration	EHE
HB 165	Del. Stein	Financial Education and Capability Commission – Membership and Duties	EHE
HB 220 (Emergency Bill)	Del. Jameson	Injured Workers' Insurance Fund Employees – Registration as Registered Lobbyists	EHE & FIN
HB 251	Del. Nathan–Pulliam	State Board of Nursing – Electrology Practice	EHE

		Committee – Membership	
HB 258	The Speaker	St Bd of Audiologists, Hrg Aid Dispensers, and Speech–Lang Pthlgsts – Sunset Ext and Pgm Eval	EHE
HB 301	Del. Reznik	Hlth Occups – Dentists With Prmts to Dispense Den Prods – Exclusion From Md Pharmacy Act	EHE
HB 302	Del. Reznik	State Board of Podiatric Medical Examiners – Cease and Desist Orders and Fines	EHE
HB 303	Del. Reznik	Hlth Occups – Lic’d Dentists Who Dispense Antibiotics – Exclusion From Md Pharmacy Act	EHE
HB 398	Del. Murphy	State Board of Pharmacy – Election of Officers	EHE
HB 401	Del. Cullison	Chiropractors, Massage Therapists, and Physical Therapists and Assts – Crim History Rcds Checks	EHE
HB 403	Del. Cullison	St Bd for Audiolgsts, Hrg Aid Dspnsrs, & Spch–Lang Pthlgsts – Cease & Desist Ordrs & Injnctv Relief	EHE
HB 791	Del. Bromwell	State Board of Examiners in Optometry – Cease and Desist Orders, Injunctive Relief, and Penalties	EHE
HB 1029	Del. Murphy	Health Occupations – Dispensers of Devices and Equipment – Exclusion From the Md Pharmacy Act	EHE

All of the above listed bills on the Third Reading Consent Calendar No. 15 were read the third time and passed by yeas and nays as follows:



Affirmative – 47    Negative – 0    (See Roll Call No. 893)

The Bills were then sent to the House of Delegates.

**THIRD READING CALENDAR (HOUSE BILLS) #29**

**House Bill 18 – Delegate Stein**

AN ACT concerning

**Institutions of Higher Education – Student Notification – Financial Information**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 894)

The Bill was then sent to the House of Delegates.

**House Bill 396 – Delegates F. Turner, Afzali, Anderson, Arora, Barkley, Barnes, Barve, Bohanan, Boteler, Braveboy, Bromwell, Cane, Cardin, Clippinger, Conaway, Cullison, DeBoy, Dumais, Eckardt, Elliott, Fisher, Frank, Fraser-Hidalgo, Frick, Frush, Gaines, George, Gilchrist, Glenn, Guzzone, Harper, Haynes, Healey, Hixson, Hogan, Holmes, Hough, Howard, Hubbard, Hucker, James, Jones, Kaiser, K. Kelly, Krebs, Lee, Love, Luedtke, Malone, McComas, McDermott, McIntosh, McMillan, A. Miller, W. Miller, Mizeur, Murphy, Myers, Nathan-Pulliam, Niemann, O'Donnell, Oaks, Olszewski, Pena-Melnyk, Pendergrass, Ready, Reznik, B. Robinson, Rosenberg, Schulz, Serafini, Smigiel, Sophocleus, Stocksdale, Stukes, Summers, Swain, V. Turner, Valderrama, Valentino-Smith, Vallario, Vaughn, Waldstreicher, Walker, A. Washington, Weir, Wilson, and Zucker**

AN ACT concerning

**Commission on Accessibility Concepts in Computer Science, Information Systems, and Information Technology Programs in Higher Education**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 895)

The Bill was then sent to the House of Delegates.

**House Bill 723 – Delegates Kramer and Simmons**

AN ACT concerning

**Money Transmission – Protection of Elder Adults From Financial Abuse and,  
Financial Exploitation – Training, and Fraud – Requirements**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 896)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 897)

The Bill was then sent to the House of Delegates.

**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–Melnik, 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 – 47    Negative – 0    (See Roll Call No. 898)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 899)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 900)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 901)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 902)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 903)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 904)

The Bill was then sent to the House of Delegates.

**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 – 42 Negative – 5 (See Roll Call No. 905)

The Bill was then sent to the House of Delegates.

**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 – 46 Negative – 0 (See Roll Call No. 906)

The Bill was then sent to the House of Delegates.

**CONCURRENCE CALENDAR #10**

**AMENDED IN THE HOUSE**

**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**

Senator Middleton moved that the Senate not concur in the House amendments.

**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 not concurred in.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:  
Ladies and Gentlemen of the House of Delegates:

**BILL: SB 0737**  
SPONSOR: Sen Pugh, et al  
SUBJECT: Labor and Employment – Unpaid Parental Leave – Birth or Adoption of a Child

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 Pugh, Chairman  
Senator Feldman  
Senator Glassman.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

**THE COMMITTEE ON JUDICIAL PROCEEDINGS REPORT #28**

**CONSENT CALENDAR #56**

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 242 – Delegates Jacobs, Arentz, and Smigiel**

AN ACT concerning

**Juvenile Law – Truancy Reduction Pilot Program – Kent County**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 294 – Delegates Carter, Anderson, Braveboy, Burns, Dwyer, Glass, Glenn, Jones, Nathan–Pulliam, Oaks, Pena–Melnyk, 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)**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 416 – Delegates Cardin, Bobo, Eckardt, Glenn, Haddaway–Ricchio, Morhaim, Murphy, B. Robinson, and Valderrama**

AN ACT concerning

~~Courts~~ **Criminal Procedure – Limited Immunity – Alcohol– or Drug–Related Overdose Incidents Medical Emergencies**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 436 – Delegates Rudolph and Malone**

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.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 552 – Delegate Schuh (Chair, Anne Arundel County Delegation)**

AN ACT concerning

**Public Safety – Anne Arundel Community College Police Force**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings 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.

Senator Frosh, Chair, for the Committee on Judicial Proceedings 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.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:



**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 1112 – Frederick County Delegation**

AN ACT concerning

**Frederick County – Orphans’ Court Judges – Salary**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**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~~ or Wild Animals**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings 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**

**HB1212/878773/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 1212

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike beginning with “Use” through “Telephone” and substitute “Texting”; strike beginning with “prohibiting” in line 4 down through “telephone” in line 18 and substitute “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 causes an accident that results in the death or serious bodily injury of another; 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”; and in line 21, strike “, 21–1124.3,”.

On page 2, in line 1, strike “without” and substitute “with”; and in line 3, strike “and 21–1124.2”.

AMENDMENT NO. 2

On page 2, in line 14, strike “§ 21–1124.3(A)” and substitute “§ **21–1124.1(B)(2)**”; and strike in their entirety lines 23 through 25, inclusive, and substitute:

“(b) **(1)** Subject to subsection (c) of this section, an individual may not use THE INDIVIDUAL’S HANDS TO USE a text messaging device to write, send, or read a text message or an electronic message while operating a motor vehicle in the travel portion of the roadway.

**(2) A PERSON MAY NOT COMMIT A VIOLATION OF PARAGRAPH (1) OF THIS SUBSECTION THAT CAUSES AN ACCIDENT THAT RESULTS IN THE DEATH**

OR, AS DEFINED IN § 27-113 OF THIS ARTICLE, SERIOUS BODILY INJURY OF ANOTHER.”.

On pages 3 through 5, strike in their entirety the lines beginning with line 11 on page 3 through line 18 on page 5, inclusive.

On page 5, in line 20, strike “(A)”; in the same line, strike “§ 21-1124.3(A)” and substitute “§ 21-1124.1(B)(2)”; in line 22, strike “1 YEAR” and substitute “3 YEARS”; and strike in their entirety lines 24 through 27, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 1243 – Delegate Hucker**

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.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 1244 – Delegates Waldstreicher and Valderrama**

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings 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.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 1399 – Washington County Delegation**

AN ACT concerning

**Washington County – Sheriff and County Commissioners – Salaries**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

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

EMERGENCY BILL

AN ACT concerning

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

Favorable report adopted by a roll call vote as follows:

Affirmative – 44    Negative – 1    (See Roll Call No. 907)

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON JUDICIAL PROCEEDINGS REPORT #29**

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**Senate Bill 710 – Senator Forehand**

AN ACT concerning

**Impaired Driving – Repeat Offenders – Penalties**

**SB0710/528373/1**

BY:    Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 710

(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 21 on page 3 through line 2 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.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**Senate Bill 1001 – Senator Mathias**

AN ACT concerning

**Vehicle Laws – Divided Highways – Speed Limits and Crosswalks**

**SB1001/378472/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 1001

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Speed Limits and”; in line 3, strike “requiring” and substitute “providing”; in line 4, strike “shall” and substitute “may”; strike beginning with “altering” in line 5 down through “areas;” in line 6; and in lines 6 and 7, strike “speed limits and”.

On pages 1 and 2, strike in their entirety the lines beginning with line 19 on page 1 through line 1 on page 2, inclusive.

AMENDMENT NO. 2

On page 2, in line 9, strike “**SHALL**” and substitute “**MAY**”.

On pages 2 and 3, strike in their entirety the lines beginning with line 11 on page 2 through line 2 on page 3, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**House Bill 27 – Delegates M. Washington, A. Kelly, and B. Robinson**

AN ACT concerning

**Correctional Services – Healthy Births for Incarcerated Women Act**

**HB0027/688778/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 27  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, strike “requiring” and substitute “authorizing”; in lines 17 and 18, strike “and the managing official of each local correctional facility”; in line 18, strike “a”; in the same line, strike “report” and substitute “reports”; and in line 19, after “date” insert “each calendar year for a certain period”.

AMENDMENT NO. 2

On page 5, strike beginning with the comma in line 30 down through “RESTRAINTS” in line 31.

On page 6, in line 32, strike “SHALL” and substitute “MAY”.

On page 8, strike beginning with the second “and” in line 19 down through “year” in line 21; and in line 21, after “shall” insert “submit a”.

On pages 8 and 9, strike beginning with “the” in line 24 on page 8 down through “inmates” in line 7 on page 9 and substitute “the number of times physical restraints were used on a pregnant inmate during labor, delivery, and postpartum recovery during the previous calendar year in each State and local correctional facility”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**House Bill 386 – Delegate Anderson (By Request – Baltimore City Administration) and Delegates Branch, Carter, Clippinger, Conaway, Glenn, Hammen, Harper, Mitchell, Oaks, Rosenberg, Stukes, Tarrant, and M. Washington**

AN ACT concerning

**Criminal Law – Illegal Dumping and Litter Control Law – Driver’s License –  
Penalty and Points**

**HB0386/948674/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 386  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “Penalty and”; strike beginning with “increasing” in line 4 down through “Law;” in line 5; and in line 10, strike “certain violations” and substitute “a violation”.

AMENDMENT NO. 2

On page 2, in line 16, strike “3 YEARS” and substitute “1 year”.

AMENDMENT NO. 3

On page 4, strike in their entirety lines 3 through 8, inclusive; in lines 9, 10, 11, 13, 15, 16, 17, 18, 19, 21, 22, 23, and 25, strike “(13)”, “(14)”, “(15)”, “(16)”, “(17)”, “(18)”, “(19)”, “(20)”, “(21)”, “(22)”, “(23)”, “(24)”, and “(25)”, respectively, and substitute “(11)”, “(12)”, “(13)”, “(15)”, “(16)”, “(17)”, “(18)”, “(19)”, “(20)”, “(21)”, “(22)”, “(23)”, and “(24)”, respectively; after line 12, insert:

**“(14) USE OF A MOTOR VEHICLE IN VIOLATION OF THE ILLEGAL DUMPING AND LITTER CONTROL LAW UNDER § 10–110 OF THE CRIMINAL LAW ARTICLE.....4 POINTS”;**

and strike in their entirety lines 27 through 29, inclusive.

On page 5, in lines 1, 5, 8, 10, 12, 14, 16, 18, 20, 22, 24, 27, 28, and 30, strike “(27)”, “(28)”, “(29)”, “(30)”, “(31)”, “(32)”, “(33)”, “(34)”, “(35)”, “(36)”, “(37)”, “(38)”, “(39)”, and “(40)”, respectively, and substitute “(25)”, “(26)”, “(27)”, “(28)”, “(29)”, “(30)”, “(31)”, “(32)”, “(33)”, “(34)”, “(35)”, “(36)”, “(37)”, and “(38)”, respectively.

On page 6, in line 3, strike “(41)”, and substitute “(39)”; in line 19, after “article,” insert “OR § 10–110”; and in line 25, after “under” insert “§ 10–110 OR”.



The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably  
with amendments:

**House Bill 697 – Delegates Valderrama, Arora, Clippinger, and  
Valentino–Smith**

AN ACT concerning

**Crimes – Threat of Mass Violence**

**HB0697/748978/1**

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 697  
(Third Reading File Bill)

On page 1, in line 3, strike “causing” and substitute “threatening to cause”.

On page 2, in line 14, after “OR” insert “THREATEN TO”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings 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, 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**

**HB0701/898471/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 701  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “for” in line 2 down through “Crime” in line 3 and substitute “and Prostitution”; strike beginning with “altering” in line 7 down through “change;” in line 14 and substitute “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 in line 15, after “kidnapping” insert “and prostitution”.

AMENDMENT NO. 2

On page 2, in line 5, strike “**THE PURPOSE OF**” and substitute “purposes of prostitution or”; in line 9, strike “**AND**” and substitute “or”; in line 11, strike “**THE**” and substitute “an”; in the same line, after “individual” insert “under the age of 16 years”; in line 14, strike “**25**” and substitute “**30**”; and after line 15, insert:

“(c) A person who violates this section is subject to § 5–106(b) of the Courts Article.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings 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**

**HB0873/278673/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 873

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Speed Limits and”; strike beginning with “altering” in line 5 down through “period;” in line 12; and in line 13, strike “speed limits and”.

On page 2, strike in their entirety lines 3 through 17, inclusive.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 27 on page 2 through line 25 on page 3, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**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**

**HB0881/528178/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 881

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “registration” and substitute “approval”; in line 7, strike “Commission to develop and maintain a certain Web site” and substitute “Department of Health and Mental Hygiene to adopt certain regulations”; in line 12, strike “registered” and substitute “approved”; and in line 14, after “applications;” insert “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;”.

On page 2, in line 6, strike “licensed grower” and substitute “medical treatment center licensed by the Commission”; strike beginning with “providing” in line 12 down through “actions;” in line 13; in line 16, after “license;” insert “altering the entities to which a licensed medical marijuana grower may provide marijuana;”; in line 16, strike “renewed” and substitute “a renewal”; in line 18, after “grower;” insert “requiring the Commission to set certain standards for licensure; requiring each medical marijuana grower agent to obtain a criminal history records check;”; in line 20, after “to” insert “actively”; in line 21, after “diversity” insert “and to encourage certain applicants”; strike beginning with “prohibiting” in line 25 down through “requirements” in line 26 and substitute “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”; strike beginning with the second “to” in line 27 down through “facilities;” in line 29 and substitute “only to certain programs and certain licensed medical marijuana treatment centers;”; in line 31, after “facilities;” insert “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 redisseminated, 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.”; and in line 38, after “date” insert “; 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”.

On page 3, in line 3, strike “and 13–3313” and substitute “, 13–3310, 13–3311, 13–3312, and 13–3316”.

#### AMENDMENT NO. 2

On page 3, in line 27, after the semicolon insert “**AND**”; strike beginning with “ON” in line 28 down through “WITH” in line 30 and substitute “**APPROVED BY**”; and in line 31, after “USE” insert “**IN ACCORDANCE WITH REGULATIONS ADOPTED BY THE COMMISSION**”.

On page 4, after line 4, insert:

**“(G) “MEDICAL MARIJUANA GROWER AGENT” MEANS AN OWNER, AN EMPLOYEE, A VOLUNTEER, AN OFFICER, OR A DIRECTOR OF A MEDICAL MARIJUANA GROWER LICENSED UNDER THIS SUBTITLE.**

**“(H) “MEDICAL MARIJUANA TREATMENT CENTER” MEANS AN ENTITY LICENSED UNDER THIS SUBTITLE THAT ACQUIRES, POSSESSES, PROCESSES, TRANSFERS, TRANSPORTS, SELLS, DISTRIBUTES, DISPENSES, OR ADMINISTERS MARIJUANA, PRODUCTS CONTAINING MARIJUANA, RELATED SUPPLIES, RELATED PRODUCTS INCLUDING FOOD, TINCTURES, AEROSOLS, OILS, OR OINTMENTS, OR EDUCATIONAL MATERIALS FOR USE BY A QUALIFYING PATIENT OR A CAREGIVER.**

**“(I) “MEDICAL MARIJUANA TREATMENT CENTER AGENT” MEANS AN OWNER, AN EMPLOYEE, A VOLUNTEER, AN OFFICER, OR A DIRECTOR OF A MEDICAL MARIJUANA TREATMENT CENTER.”;**

in lines 5, 8, and 19, strike “**(G)**”, “**(H)**”, and “**(I)**”, respectively, and substitute “**(J)**”, “**(K)**”, and “**(L)**”, respectively; in line 13, before “**HAS**” insert “**(I)**”; in line 15, after “**RELATIONSHIP;**” insert “**OR**”; in lines 16 and 18, strike “**(2)**” and “**(3)**”, respectively, and substitute “**(II)**” and “**(2)**”, respectively; and in line 17, strike “**OR**” and substitute “**AND**”.

#### AMENDMENT NO. 3

On page 5, in line 18, strike “**REGISTER**” and substitute “**APPROVE**”; strike beginning with the colon in line 23 down through “**DEVELOP**” in line 24 and substitute “**DEVELOP**”; and strike beginning with “**AND**” in line 25 down through “**GROWERS**” in line 28.

#### AMENDMENT NO. 4

On page 11, in line 25, strike “**REGISTERED**” and substitute “**APPROVED**”.

On page 12, in line 18, strike “**OR CHRONIC**”; in lines 23 and 24, strike “**RESISTANT TO CONVENTIONAL MEDICINE**” and substitute “**FOR WHICH OTHER MEDICAL TREATMENTS HAVE BEEN INEFFECTIVE**”; after line 25, insert:

**“(E) A CERTIFYING PHYSICIAN OR A SPOUSE, PARENT, OR CHILD OF A CERTIFYING PHYSICIAN MAY NOT BE EMPLOYED BY, RECEIVE ANY COMPENSATION OR GIFTS FROM, OR HAVE ANY FINANCIAL INTEREST IN A MEDICAL MARIJUANA GROWER OR A MEDICAL MARIJUANA TREATMENT CENTER.”;**

and in line 26, strike “**(E)**” and substitute “**(F)**”.

On page 13, in line 1, strike “**THE**” and substitute “**A**”; in line 9, strike “**LICENSED GROWER**” and substitute “**MEDICAL MARIJUANA TREATMENT CENTER LICENSED BY THE COMMISSION**”; and in lines 13 and 24, strike “**(F)**” and “**(G)**”, respectively, and substitute “**(G)**” and “**(H)**”, respectively.

On pages 13 and 14, strike in their entirety the lines beginning with line 29 on page 13 through line 2 on page 14, inclusive.

#### AMENDMENT NO. 5

On page 14, in line 10, after “growers” insert “THAT MEET ALL REQUIREMENTS ESTABLISHED BY THE COMMISSION”; in line 11, strike “programs” and substitute “:

**(I) PROGRAMS**”;

in line 12, after “subtitle” insert “;AND

**(II) MEDICAL MARIJUANA TREATMENT CENTERS LICENSED BY THE COMMISSION UNDER THIS SUBTITLE**”;

in line 13, strike “**(I)**”; strike beginning with “may” in line 13 down through the second bracket in line 14 and substitute “SHALL ISSUE THE NUMBER OF LICENSES NECESSARY TO MEET THE DEMAND FOR MEDICAL MARIJUANA BY QUALIFYING PATIENTS AND CAREGIVERS ISSUED IDENTIFICATION CARDS UNDER THIS SUBTITLE IN AN AFFORDABLE, ACCESSIBLE, SECURE, AND EFFICIENT MANNER”; after line 14, insert:

**(3) THE COMMISSION SHALL SET STANDARDS FOR LICENSURE AS A MEDICAL MARIJUANA GROWER TO ENSURE PUBLIC SAFETY AND SAFE ACCESS TO MEDICAL MARIJUANA, WHICH MAY INCLUDE A REQUIREMENT FOR THE POSTING OF SECURITY.**

**(4) EACH MEDICAL MARIJUANA GROWER AGENT SHALL OBTAIN A STATE AND NATIONAL CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH § 13-3312 OF THIS SUBTITLE.**”;

in lines 15 and 19, strike “**(II)**” and “**(III)**”, respectively, and substitute “**(5)**” and “**(6)**”, respectively; in lines 15 and 17, strike “**1.**” and “**2.**”, respectively, and substitute “**(I)**” and “**(II)**”, respectively; in line 16, strike “**5**” and substitute “**2**”; in line 18, strike “**10**” and substitute “**2**”; in line 21, strike “**(3)**” and substitute “**(7)**”; in line 28, strike “**(III)**” and substitute “**(8)**”; in the same line, strike “**1.**” and substitute “**(I)**”; in the same line, after “SHALL” insert “:

**1. ACTIVELY**”;

and in line 30, after “GROWERS” insert “;AND



**2. ENCOURAGE APPLICANTS WHO QUALIFY AS A MINORITY BUSINESS ENTERPRISE, AS DEFINED IN § 14-301 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.**

On page 15, in line 1, strike “**2.**” and substitute “**(II)**”; in line 5, strike “**(IV) 1.**” and substitute “**(9)**”; strike in their entirety lines 8 through 10, inclusive, and substitute:

**“(10) A MEDICAL MARIJUANA GROWER AGENT OR A SPOUSE, PARENT, OR CHILD OF A MEDICAL MARIJUANA GROWER AGENT MAY NOT BE EMPLOYED BY, RECEIVE ANY COMPENSATION OR GIFTS FROM, OR HAVE ANY FINANCIAL INTEREST IN A CERTIFYING PHYSICIAN OR A MEDICAL MARIJUANA TREATMENT CENTER.”;**

strike in their entirety lines 11 through 16, inclusive; in lines 17, 22, 25, 28, and 30, strike “**(C)**”, “**(D)**”, “**(E)**”, “**(F)**”, and “**(G)**”, respectively, and substitute “**(B)**”, “**(C)**”, “**(D)**”, “**(E)**”, and “**(F)**”, respectively; in line 17, strike “**(1)**”; strike beginning with “**DISTRIBUTE**” in line 18 down through “**GROWER**” in line 19 and substitute “**PROVIDE MARIJUANA ONLY TO:**”

**(1) PROGRAMS APPROVED FOR OPERATION UNDER THIS SUBTITLE; AND**

**(2) MEDICAL MARIJUANA TREATMENT CENTERS LICENSED BY THE COMMISSION UNDER THIS SUBTITLE”;**

and strike in their entirety lines 20 and 21.

**AMENDMENT NO. 6**

On page 15, after line 31, insert:

**“13-3310.**

**(A) A MEDICAL MARIJUANA TREATMENT CENTER SHALL BE LICENSED BY THE COMMISSION.**

(B) TO BE LICENSED AS A MEDICAL MARIJUANA TREATMENT CENTER, AN APPLICANT SHALL SUBMIT TO THE COMMISSION:

(1) AN APPLICATION FEE IN AN AMOUNT TO BE DETERMINED BY THE DEPARTMENT CONSISTENT WITH THIS SUBTITLE; AND

(2) AN APPLICATION THAT INCLUDES:

(i) THE LEGAL NAME AND PHYSICAL ADDRESS OF THE PROPOSED MEDICAL MARIJUANA TREATMENT CENTER;

(ii) THE NAME, ADDRESS, AND DATE OF BIRTH OF EACH PRINCIPAL OFFICER AND EACH DIRECTOR, NONE OF WHOM MAY HAVE SERVED AS A PRINCIPAL OFFICER OR DIRECTOR FOR A MEDICAL MARIJUANA TREATMENT CENTER THAT HAS HAD ITS REGISTRATION CERTIFICATE REVOKED; AND

(iii) OPERATING PROCEDURES THAT THE MEDICAL MARIJUANA TREATMENT CENTER WILL USE, CONSISTENT WITH COMMISSION REGULATIONS FOR OVERSIGHT, INCLUDING STORAGE OF MARIJUANA ONLY IN ENCLOSED AND LOCKED FACILITIES.

(C) A MEDICAL MARIJUANA TREATMENT CENTER AGENT OR A SPOUSE, PARENT, OR CHILD OF A MEDICAL MARIJUANA TREATMENT CENTER AGENT MAY NOT BE EMPLOYED BY, RECEIVE ANY COMPENSATION OR GIFTS FROM, OR HAVE ANY FINANCIAL INTEREST IN A CERTIFYING PHYSICIAN OR A MEDICAL MARIJUANA GROWER.

(D) (1) IN THE FIRST YEAR AFTER DECEMBER 15, 2014, THE COMMISSION MAY ISSUE LICENSES FOR NO MORE THAN TWO MEDICAL MARIJUANA TREATMENT CENTERS PER LEGISLATIVE DISTRICT, EXCEPT THAT THE COMMISSION MAY ISSUE ADDITIONAL LICENSES TO ENSURE THAT THERE IS AT LEAST ONE MEDICAL MARIJUANA TREATMENT CENTER IN EACH COUNTY.

(2) IF THE COMMISSION DETERMINES ON OR AFTER DECEMBER 15, 2016, THAT THE NUMBER OF MEDICAL MARIJUANA TREATMENT CENTERS IS

INSUFFICIENT TO MEET THE NEEDS OF QUALIFYING PATIENTS, THE COMMISSION MAY INCREASE THE NUMBER OF LICENSED MEDICAL MARIJUANA TREATMENT CENTERS.

(E) A MEDICAL MARIJUANA TREATMENT CENTER LICENSED UNDER THIS SECTION OR A MEDICAL MARIJUANA TREATMENT CENTER AGENT REGISTERED UNDER § 13-3311 OF THIS SUBTITLE MAY NOT BE PENALIZED OR ARRESTED UNDER STATE LAW FOR ACQUIRING, POSSESSING, PROCESSING, TRANSFERRING, TRANSPORTING, SELLING, DISTRIBUTING, OR DISPENSING MARIJUANA, PRODUCTS CONTAINING MARIJUANA, RELATED SUPPLIES, OR EDUCATIONAL MATERIALS FOR USE BY A QUALIFYING PATIENT OR A CAREGIVER.

13-3311.

(A) A MEDICAL MARIJUANA TREATMENT CENTER AGENT SHALL:

(1) BE AT LEAST 21 YEARS OLD;

(2) BE REGISTERED WITH THE COMMISSION BEFORE THE AGENT MAY VOLUNTEER OR WORK AT A MEDICAL MARIJUANA TREATMENT CENTER; AND

(3) OBTAIN A STATE AND NATIONAL CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH § 13-3312 OF THIS SUBTITLE.

(B) A MEDICAL MARIJUANA TREATMENT CENTER SHALL APPLY TO THE COMMISSION FOR A REGISTRATION CARD FOR EACH MEDICAL MARIJUANA TREATMENT CENTER AGENT BY SUBMITTING THE NAME, ADDRESS, AND DATE OF BIRTH OF THE AGENT.

(C) (1) WITHIN 1 BUSINESS DAY AFTER A MEDICAL MARIJUANA TREATMENT CENTER AGENT CEASES TO BE ASSOCIATED WITH A MEDICAL MARIJUANA TREATMENT CENTER, THE MEDICAL MARIJUANA TREATMENT CENTER SHALL:

(I) NOTIFY THE COMMISSION; AND

(II) RETURN THE MEDICAL MARIJUANA TREATMENT CENTER AGENT'S REGISTRATION CARD TO THE COMMISSION.

(2) ON RECEIPT OF A NOTICE DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION, THE COMMISSION SHALL:

(I) IMMEDIATELY REVOKE THE REGISTRATION CARD OF THE MEDICAL MARIJUANA TREATMENT CENTER AGENT; AND

(II) IF THE REGISTRATION CARD WAS NOT RETURNED TO THE COMMISSION, NOTIFY THE DEPARTMENT OF STATE POLICE.

(D) THE COMMISSION MAY NOT REGISTER A PERSON WHO HAS BEEN CONVICTED OF A FELONY DRUG OFFENSE AS A MEDICAL MARIJUANA TREATMENT CENTER AGENT.

13-3312.

(A) IN THIS SECTION, "CENTRAL REPOSITORY" MEANS THE CRIMINAL JUSTICE INFORMATION SYSTEM CENTRAL REPOSITORY OF THE DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES.

(B) AS PART OF AN APPLICATION TO THE CENTRAL REPOSITORY FOR A STATE AND NATIONAL CRIMINAL HISTORY RECORDS CHECK, AN APPLICANT SHALL SUBMIT TO THE CENTRAL REPOSITORY:

(1) TWO COMPLETE SETS OF LEGIBLE FINGERPRINTS TAKEN ON FORMS APPROVED BY THE DIRECTOR OF THE CENTRAL REPOSITORY AND THE DIRECTOR OF THE FEDERAL BUREAU OF INVESTIGATION;

(2) THE FEE AUTHORIZED UNDER § 10-221(B)(7) OF THE CRIMINAL PROCEDURE ARTICLE FOR ACCESS TO STATE CRIMINAL HISTORY RECORDS; AND

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

**(C) IN ACCORDANCE WITH §§ 10-201 THROUGH 10-228 OF THE CRIMINAL PROCEDURE ARTICLE, THE CENTRAL REPOSITORY SHALL FORWARD TO THE COMMISSION AND TO THE APPLICANT THE CRIMINAL HISTORY RECORD INFORMATION OF THE APPLICANT.**

**(D) IF AN APPLICANT HAS MADE TWO OR MORE UNSUCCESSFUL ATTEMPTS AT SECURING LEGIBLE FINGERPRINTS, THE COMMISSION MAY ACCEPT AN ALTERNATE METHOD OF A CRIMINAL HISTORY RECORDS CHECK AS PERMITTED BY THE DIRECTOR OF THE CENTRAL REPOSITORY AND THE DIRECTOR OF THE FEDERAL BUREAU OF INVESTIGATION.**

**(E) INFORMATION OBTAINED FROM THE CENTRAL REPOSITORY UNDER THIS SECTION SHALL BE:**

**(1) CONFIDENTIAL AND MAY NOT BE REDISSEMINATED; AND**

**(2) USED ONLY FOR THE REGISTRATION PURPOSE AUTHORIZED BY THIS SUBTITLE.**

**(F) THE SUBJECT OF A CRIMINAL HISTORY RECORDS CHECK UNDER THIS SECTION MAY CONTEST THE CONTENTS OF THE PRINTED STATEMENT ISSUED BY THE CENTRAL REPOSITORY, AS PROVIDED IN § 10-223 OF THE CRIMINAL PROCEDURE ARTICLE.”;**

and in line 32, strike “**13-3310.**” and substitute “**13-3313.**”.

On page 16, in line 32, strike “**13-3311.**” and substitute “**13-3314.**”.

On page 17, in line 30, strike “**13-3312.**” and substitute “**13-3315.**”.

On page 18, in line 7, strike “**13-3313.**” and substitute “**13-3316.**”.

#### **AMENDMENT NO. 7**

On page 16, in line 20, strike “**OR**”; after line 20, insert:

“(6) A MEDICAL MARIJUANA TREATMENT CENTER LICENSED UNDER § 13-3310 OF THIS SUBTITLE OR A MEDICAL MARIJUANA TREATMENT CENTER AGENT REGISTERED UNDER § 13-3311 OF THIS SUBTITLE; OR”;

in line 21, strike “(6)” and substitute “(7)”; and strike beginning with “CERTIFYING” in line 21 down through the second “STAFF” in line 22 and substitute “QUALIFYING PATIENT IS RECEIVING TREATMENT”.

AMENDMENT NO. 8

On page 18, after line 9, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 1 of each year, the Natalie M. LaPrade Medical Marijuana Commission and the Department of Health and Mental Hygiene shall report to the Senate Judicial Proceedings Committee, the Senate Education, Health, and Environmental Affairs Committee, the House Judiciary Committee, and the House Health and Government Operations Committee, in accordance with § 2-1246 of the State Government Article, on incidents of marijuana use by minors in Maryland, including an examination of whether any increase in marijuana use by minors may be attributed to this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That the Natalie M. LaPrade Medical Marijuana Commission shall study and report its recommendations, in accordance with § 2-1246 of the State Government Article, to the General Assembly on how to provide access to medical marijuana for veterans who are receiving treatment at a medical facility operating under the auspices of the United States Veterans Health Administration, the United States Department of Veterans Affairs, the Maryland Department of Veterans Affairs, or any other facility in the State certified by the United States Department of Veterans Affairs Medical Center.”;

and in line 10, strike “2.” and substitute “4.”.

The preceding 8 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

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

HB0929/808372/1

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 929

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after “designate” insert “, subject to the approval of a certain governing body,”.

AMENDMENT NO. 2

On page 7, in line 24, after “DESIGNATE” insert “, SUBJECT TO THE APPROVAL OF THE GOVERNING BODY OF THE LOCAL JURISDICTION,”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

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**

Senator Ramirez moved, duly seconded, to make the Bill and Report a Special Order for April 3, 2014.

The motion was adopted.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

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

AN ACT concerning

**Correctional Services – Revocation of Parole – Repeal of Sunset**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

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

AN ACT concerning

**Public Safety – Eyewitness Identification – Procedures**

**HB1200/768077/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 1200

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, strike “a delayed effective date” and substitute “the application of this Act”.

AMENDMENT NO. 2

On page 2, in line 8, strike “**OF 2012**”.

AMENDMENT NO. 3

On page 6, after line 11, insert:



“SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to any criminal case commenced before the effective date of this Act.”;

in line 12, strike “2.” and substitute “3.”; in line 13, strike “January” and substitute “October”; and in the same line, strike “2016” and substitute “2014”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

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

AN ACT concerning

**Motor Vehicles – Exceptional Milk Hauling Permit – Establishment**

**HB1246/778272/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 1246

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, strike beginning with “**DISTANCE**” in line 26 down through “**SEMITRAILER**” in line 27 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.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

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

AN ACT concerning

**Juvenile Law – Transfer of Cases to Juvenile Court**

**HB1295/358974/1**

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 1295

(Third Reading File Bill)

On page 1, in line 10, strike “, 4–202.1,”; and after line 12, insert:

“BY repealing and reenacting, without amendments,

Article – Criminal Procedure

Section 4–202.1

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)”.

On page 2, in lines 3, 12, 19, 20, and 28, in each instance, strike the bracket; in line 3, strike “**A**”; strike beginning with “the” in line 14 down through “(2)” in line 16; in line 18, strike “(3)” and substitute “**(2)**”; and in lines 20 and 28, strike “**(C)**” and “**(D)**”, respectively.

On page 3, in lines 1, 3, 6, 11, 20, 23, 24, and 29, in each instance, strike the bracket; and in lines 1, 3, 6, 11, 20, 23, and 24, strike “**(E)**”, “**(F)**”, “**(G)**”, “**(H)**”, “**(I)**”, “**(D)**”, and “**(G)**”, respectively.

On page 4, in line 32, strike the bracket; and in the same line, strike “4–202(c)(3)” and substitute “4–202(C)(2)”.

On page 5, in lines 1, 13, 14, 15, and 17, in each instance, strike the bracket; in line 14, strike the comma; and in line 16, strike “or (2)”.

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 JUDICIAL PROCEEDINGS REPORT #30**

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**Senate Bill 924 – Senators Raskin, Shank, Currie, Feldman, Forehand, Kittleman, Klausmeier, Madaleno, Middleton, and Ramirez**

AN ACT concerning

#### **Courts – Electronic Communications – Privacy**

**SB0924/968574/1**

BY: Judicial Proceedings Committee

#### AMENDMENTS TO SENATE BILL 924

(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;”; and in line 26, strike “stylistic and”.

On page 2, in line 1, strike “and 10–4A–06”; strike in their entirety lines 4 through 8, inclusive; and in line 13, strike “(1)”.

##### AMENDMENT NO. 2

On pages 2 and 3, strike beginning with “BASED” in line 17 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 27 on page 4 down through “APPROVAL.” in line 8 on page 5.

On page 5, in line 9, strike “(D)” and substitute “(B)”; in line 18, strike the brackets; in the same line, strike “SUBJECT TO”; in line 21, strike the brackets; strike in their entirety lines 27 through 31, inclusive; in line 32, strike the brackets; in the same line, strike “A.”; and in line 35, strike the bracket.

On page 6, in line 1, strike “] B.”; in line 2, strike “(F)” and substitute “(C)”; in line 3, strike the brackets; in the same line, strike “C.”; in lines 5 and 7, in each instance, strike the bracket; strike in their entirety lines 8 through 11, inclusive; in line 12, strike “(F)” and substitute “(C)”; in line 13, strike “(D)” and substitute “(B)”; in line 15, strike “contents of a wire or electronic communication, or the”; and in line 21, strike “(G)” and substitute “(D)”.

On pages 6 through 10, strike in their entirety the lines beginning with line 26 on page 6 through line 23 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.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**Senate Bill 964 – Senator Kelley**

AN ACT concerning

**Secretary of State and Attorney General – Charitable Enforcement and  
Protection of Charitable Assets**

**SB0964/918873/1**

BY: Judicial Proceedings Committee

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, 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; requiring that an action to enforce certain provisions of this Act be brought within a certain period of time;”; 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 “6.5–105”.

On pages 2 and 3, strike in their entirety the lines beginning with line 34 on page 2 through line 6 on page 3, 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.

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, before line 9, insert:

“6.5–105.

AN ACTION TO ENFORCE THIS TITLE SHALL BE BROUGHT WITHIN 3 YEARS AFTER THE ALLEGED VIOLATION OCCURRED.”.

AMENDMENT NO. 6

On page 14, strike in their entirety lines 9 through 22, inclusive.

AMENDMENT NO. 7

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 7 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**Senate Bill 1056 – Senators Raskin and Jones–Rodwell**

AN ACT concerning

**Maryland Second Chance Act of 2014****SB1056/258871/2**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 1056

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 8, 9, and 10, in each instance, strike “entitled to” and substitute “eligible for”; in line 13, after “Attorney;” insert “authorizing the court to order the shielding of certain records after taking certain objections or information into consideration”; in lines 13 and 14, strike “and order the shielding of certain records”; in line 14, strike “requiring” and substitute “authorizing”; in line 15, strike “under certain circumstances” and substitute “for good cause; authorizing a court to grant only one shielding petition to a person over the lifetime of the person”; and in line 31, after “license,” insert “certificate.”

On page 2, in line 2, after “license,” insert “certificate”; in line 4, after “information” insert “, with a certain exception”; and strike in their entirety lines 17 through 21, inclusive, and substitute:

“BY adding toArticle – General ProvisionsSection 4–326Annotated Code of Maryland(As enacted by Chapter \_\_\_\_\_ (H.B. 270) of the Acts of the General Assembly of 2014)”.AMENDMENT NO. 2

On page 3, strike in their entirety lines 16 and 17; and in lines 18, 20, 22, 24, 26, and 29, strike “**(7)**”, “**(8)**”, “**(9)**”, “**(10)**”, “**(11)**”, and “**(12)**”, respectively, and substitute “**(6)**”, “**(7)**”, “**(8)**”, “**(9)**”, “**(10)**”, and “**(11)**”, respectively.

On page 4, in line 1, strike “(13)” and substitute “(12)”; in line 23, strike “SUBSECTIONS (B) AND (C)” and substitute “SUBSECTION (B)”; in line 25, strike “A SHIELDABLE CONVICTION” and substitute “ALL SHIELDABLE CONVICTIONS”; and in line 27, strike “THE CONVICTION” and substitute “ALL CONVICTIONS”.

On pages 4 and 5, strike in their entirety the lines beginning with line 29 on page 4 through line 2 on page 5, inclusive.

On page 5, in lines 3, 9, 12, 18, and 25, strike “(C)”, “(D)”, “(E)”, “(F)”, and “(G)”, respectively, and substitute “(B)”, “(C)”, “(D)”, “(E)”, and “(F)”, respectively; and in line 4, strike “OR (B)”.

### AMENDMENT NO. 3

On page 5, in lines 7, 9, and 10, in each instance, strike “ENTITLED TO” and substitute “ELIGIBLE FOR”; in line 16, strike “SHALL” and substitute “MAY”; in line 17, after “CONVICTION” insert “AFTER TAKING INTO CONSIDERATION ANY OBJECTIONS OR ADDITIONAL INFORMATION PROVIDED BY THE STATE’S ATTORNEY OR THE VICTIM”; and after line 24, insert:

“(4) A COURT MAY GRANT ONLY ONE SHIELDING PETITION TO A PERSON OVER THE LIFETIME OF THE PERSON.”

On page 6, in line 28, strike “A” and substitute “EXCEPT AS PROVIDED IN § 10-302(B)(2) OF THIS SUBTITLE, A”; and in line 30, after “LICENSE,” insert “CERTIFICATE”.

On page 7, in line 3, after “LICENSE,” insert “CERTIFICATE”; strike beginning with “GUILTY” in line 7 down through “IS” in line 8; in line 9, strike “FINE” and substitute “CIVIL PENALTY”; in line 10, strike “State Government” and substitute “General Provisions”; in line 11, strike “10-616.” and substitute “4-326.”; and in line 12, strike “(W)”.

### AMENDMENT NO. 4

On page 4, in line 12, after “PROSPECTIVE” insert “OR CURRENT”; in lines 13 and 14, strike “AN APPLICANT’S” and substitute “THE”; and in line 14, after “BACKGROUND” insert “OF AN APPLICANT OR EMPLOYEE”.



AMENDMENT NO. 5

On page 5, strike in their entirety lines 23 and 24 and substitute:

**“(3) THE COURT MAY DENY A PETITION UNDER THIS SUBSECTION FOR GOOD CAUSE.”**

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**SB1056/453023/1**

BY: Senator Shank

(To be offered in the Judicial Proceedings Committee)

AMENDMENT TO SENATE BILL 1056

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Jones–Rodwell” and substitute “Jones–Rodwell, and Shank”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

**SB1056/993524/1**

BY: Senator Muse

AMENDMENT TO SENATE BILL 1056

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Jones–Rodwell” and substitute “Jones–Rodwell, and Muse”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

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

AN ACT concerning

**Courts – Juveniles – Expungement of Records**

**HB0079/378977/1**

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 79

(Third Reading File Bill)

On page 3, in line 12, strike “A” and substitute “:

**(I) A”;**

and in line 13, after the semicolon insert “OR

**(II) A VIOLATION OF § 3-308 OF THE CRIMINAL LAW ARTICLE;”.**

The preceding amendment was read only.

Senator Kittleman moved, duly seconded, to make the Bill and Amendments a Special Order for April 3, 2014.

The motion was adopted.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**House Bill 93 – ~~Delegate Murphy~~ Delegates Murphy and Waldstreicher**

AN ACT concerning

**Criminal Law – Animal Cruelty – Payment of Costs**

**HB0093/798976/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 93  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “, not exceeding a certain amount.”; and in line 13, before “10-606,” insert “10-604.”.

AMENDMENT NO. 2

On page 2, after line 22, insert:

“10-604.

(a) A person may not:

(1) overdrive or overload an animal;

(2) deprive an animal of necessary sustenance;

(3) inflict unnecessary suffering or pain on an animal;

(4) cause, procure, or authorize an act prohibited under item (1), (2), or (3) of this subsection; or

(5) if the person has charge or custody of an animal, as owner or otherwise, unnecessarily fail to provide the animal with nutritious food in sufficient quantity, necessary veterinary care, proper drink, air, space, shelter, or protection from the weather.

(b) (1) A person who violates this section is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding 90 days or a fine not exceeding \$1,000 or both.

(2) As a condition of sentencing, the court may order a defendant convicted of violating this section to:

(I) participate in and pay for psychological counseling; AND

(II) PAY, IN ADDITION TO ANY OTHER FINES AND COSTS, ALL REASONABLE COSTS INCURRED IN REMOVING, HOUSING, TREATING,

EUTHANIZING, OR DISPOSING OF AN ANIMAL CONFISCATED FROM THE DEFENDANT, 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.

(3) As a condition of probation, the court may prohibit a defendant from owning, possessing, or residing with an animal.

AMENDMENT NO. 3

On page 3, in line 8, strike “, NOT EXCEEDING \$15,000,”.

On page 4, in line 2, strike “, NOT EXCEEDING \$15,000,”.

On page 5, in line 11, strike “, NOT EXCEEDING \$15,000,”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 222 – Delegates Dumais, Beidle, and Clippinger**

AN ACT concerning

**Education – Reportable Offenses – First Degree Burglary and Animal Cruelty**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 250 – Delegate McMillan**

AN ACT concerning

**Vehicle Laws – Definition of “Bicycle” – Mopeds**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 385 – Delegate Rosenberg**

AN ACT concerning

**Privileged Communications – Dissemination of News or Information by  
Certain Persons**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**House Bill 882 – Delegate Malone**

AN ACT concerning

**Motor Vehicles – Low Speed Vehicles – Power Source**

**HB0882/368176/1**

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 882

(Third Reading File Bill)

On page 1, at the top of the page, insert “EMERGENCY BILL”; and in line 5, after the semicolon insert “making this Act an emergency measure”.

On page 2, strike in their entirety lines 27 and 28 and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a yea and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted.”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 914 – Charles County Delegation**

AN ACT concerning

**Charles County – Orphans’ Court Judges – Salary**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 1004 – Delegate Waldstreicher**

AN ACT concerning

**Estates and Trusts – Modified Administration – Objection**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 1045 – Delegate Arora**

AN ACT concerning

**Real Property – Lien Priority of Refinance Mortgages – Escrow Costs**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings 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**

**HB1166/538079/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 1166

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “information” and substitute “court records and police records”; in the same line, strike “a certain conviction” and substitute “certain convictions”; strike beginning with “providing” in line 9 down through “time;” in line 10; in line 10, after “that” insert a comma; in line 11, after “a” insert “certain”; in line 12, after “unit;” insert “providing that a certain conviction is eligible for shielding at a certain time;”; in the same line, after “court” insert “to”; and in line 17, strike “under certain circumstances” and substitute “for good cause; authorizing a court to grant only one shielding petition to a person over the lifetime of the person”.

On page 2, in line 18, after “victims;” insert “prohibiting the Maryland Judiciary Case Search from in any way referring to the existence of specific records shielded in accordance with this Act; providing that a conviction that has been shielded in accordance with this Act may not be considered a conviction for certain purposes; prohibiting a person authorized to access a shielded record under this Act from”.

disclosing any information from a shielded record to a person who is not authorized to access shielded records under this Act; prohibiting an employer from requiring a person who applies for employment to disclose certain shielded information at a certain time or discharging or refusing to hire a person solely because the person refused to disclose certain information, with a certain exception; prohibiting an educational institution from requiring a person who applies for admission to the institution to disclose certain shielded information at a certain time or expelling or refusing to admit a person solely because the person refused to disclose certain information; prohibiting a unit, an official, or an employee of the State or a political subdivision of the State from requiring a person who applies for a license, certificate, permit, registration, or government service to disclose certain shielded information at a certain time or denying a person's application for a license, certificate, permit, registration, or government service solely because the person refused to disclose certain information, with a certain exception; requiring a certain custodian to deny inspection of criminal records and police records relating to the conviction of a crime that has been shielded under this Act;”; strike beginning with “clarifying” in line 20 down through “records” in line 24 and substitute “providing that a shielded record shall remain fully accessible by certain persons; establishing penalties for a violation of a certain provision of this Act”; in line 26, strike “convictions” and substitute “court records and police records”; in line 29, strike “10-303” and substitute “10-306”; and after line 37, insert:

“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)”.

AMENDMENT NO. 2

On page 3, after line 9, insert:

“(B) “COURT RECORD” HAS THE MEANING STATED IN § 10-101 OF THIS TITLE.

“(C) “CRIMINAL JUSTICE UNIT” HAS THE MEANING STATED IN § 10-201 OF THIS TITLE.



**(D) “POLICE RECORD” HAS THE MEANING STATED IN § 10-101 OF THIS TITLE.”;**

in lines 10 and 15, strike “**(B)**” and “**(C)**”, respectively, and substitute “**(E)**” and “**(F)**”, respectively; strike beginning with “**COMPLETELY**” in line 11 down through “**JUDICIARY**” in line 14 and substitute “**RENDER A COURT RECORD AND POLICE RECORD RELATING TO A CONVICTION OF A CRIME INACCESSIBLE BY MEMBERS OF THE PUBLIC**”; in line 17, strike “**§ 10-201**” and substitute “**§ 10-201(C)(2)**”; in line 27, strike “**(6)**”; and strike in their entirety lines 29 and 30.

On page 4, in lines 1, 3, 5, 7, 9, 12, and 14, strike “**(7)**”, “**(8)**”, “**(9)**”, “**(10)**”, “**(11)**”, “**(12)**”, and “**(13)**”, respectively, and substitute “**(6)**”, “**(7)**”, “**(8)**”, “**(9)**”, “**(10)**”, “**(11)**”, and “**(12)**”, respectively; and in line 17, strike “**(D)**” and substitute “**(G)**”.

On page 5, after line 4, insert:

**(B) A SHIELDED RECORD SHALL REMAIN FULLY ACCESSIBLE BY:**

**(1) CRIMINAL JUSTICE UNITS FOR LEGITIMATE CRIMINAL JUSTICE PURPOSES;**

**(2) PROSPECTIVE OR CURRENT EMPLOYERS WHO ARE SUBJECT TO A STATUTORY OR CONTRACTUAL REQUIREMENT TO INQUIRE INTO THE CRIMINAL BACKGROUND OF AN APPLICANT OR EMPLOYEE FOR PURPOSES OF CARRYING OUT THAT REQUIREMENT;**

**(3) FACILITIES THAT ARE AUTHORIZED TO INQUIRE INTO AN INDIVIDUAL’S CRIMINAL BACKGROUND UNDER § 5-561(B), (C), (D), (E), (F), OR (G) OF THE FAMILY LAW ARTICLE;**

**(4) THE PERSON WHO IS THE SUBJECT OF THE SHIELDED RECORD AND THAT PERSON’S ATTORNEY; AND**

**(5) HEALTH OCCUPATIONS BOARDS.**

**10-303.”;**

in lines 5, 16, 22, and 25, strike “(B)”, “(D)”, “(E)”, and “(F)”, respectively, and substitute “(A)”, “(B)”, “(C)”, and “(D)”, respectively; in line 5, strike “OTHERWISE”; in the same line, after “IN” insert “SUBSECTION (B) OF”; in lines 7 and 8, strike “A SHIELDABLE CONVICTION” and substitute “THE PERSON’S COURT AND POLICE RECORDS RELATING TO ALL SHIELDABLE CONVICTIONS”; in line 9, strike “THE CONVICTION” and substitute “ALL CONVICTIONS”; strike in their entirety lines 11 through 15, inclusive; in line 17, strike “(B) OR (C)” and substitute “(A)”; and in line 30, strike “A” and substitute “ALL POLICE RECORDS AND COURT RECORDS RELATING TO THE”.

On page 6, in lines 1 and 8, strike “(G)” and “(H)”, respectively, and substitute “(E)” and “(F)”, respectively; in line 4, strike “MAY” and substitute “SHALL”; in the same line, after “OF” insert “ALL POLICE RECORDS AND COURT RECORDS RELATING TO”; after line 7, insert:

**“(4) A COURT MAY GRANT ONLY ONE SHIELDING PETITION TO A PERSON OVER THE LIFETIME OF THE PERSON.”;**

in line 11, strike “TO THE COURT”; and in line 12, after “PETITION” insert “TO THE COURT”.

On pages 7 and 8, strike in their entirety the lines beginning with line 31 on page 7 through line 7 on page 8, inclusive, and substitute:

**“10-304.**

**THE MARYLAND JUDICIARY CASE SEARCH MAY NOT IN ANY WAY REFER TO THE EXISTENCE OF SPECIFIC RECORDS SHIELDED IN ACCORDANCE WITH THIS SUBTITLE.**

**10-305.**

**A CONVICTION THAT HAS BEEN SHIELDED UNDER THIS SUBTITLE MAY NOT BE CONSIDERED A CONVICTION FOR PURPOSES OF § 10-105(E)(4)(II)1 OF THIS TITLE.**

**10-306.**

(A) A PERSON AUTHORIZED TO ACCESS A SHIELDED RECORD UNDER § 10-302(B) OF THIS SUBTITLE MAY NOT DISCLOSE ANY INFORMATION FROM A SHIELDED RECORD TO A PERSON WHO IS NOT AUTHORIZED TO ACCESS SHIELDED RECORDS UNDER § 10-302(B) OF THIS SUBTITLE.

(B) (1) EXCEPT AS PROVIDED IN § 10-302(B)(2) OF THIS SUBTITLE, AN EMPLOYER MAY NOT:

(I) REQUIRE A PERSON WHO APPLIES FOR EMPLOYMENT TO DISCLOSE SHIELDED INFORMATION ABOUT CRIMINAL CHARGES IN AN APPLICATION, AN INTERVIEW, OR OTHERWISE; OR

(II) DISCHARGE OR REFUSE TO HIRE A PERSON SOLELY BECAUSE THE PERSON REFUSED TO DISCLOSE INFORMATION ABOUT CRIMINAL CHARGES THAT HAVE BEEN SHIELDED.

(2) AN EDUCATIONAL INSTITUTION MAY NOT:

(I) REQUIRE A PERSON WHO APPLIES FOR ADMISSION TO THE INSTITUTION TO DISCLOSE SHIELDED INFORMATION ABOUT CRIMINAL CHARGES IN AN APPLICATION, AN INTERVIEW, OR OTHERWISE; OR

(II) EXPEL OR REFUSE TO ADMIT A PERSON SOLELY BECAUSE THE PERSON REFUSED TO DISCLOSE INFORMATION ABOUT CRIMINAL CHARGES THAT HAVE BEEN SHIELDED.

(3) EXCEPT AS PROVIDED IN § 10-302(B)(2) OF THIS SUBTITLE, A UNIT, AN OFFICIAL, OR AN EMPLOYEE OF THE STATE OR A POLITICAL SUBDIVISION OF THE STATE MAY NOT:

(I) REQUIRE A PERSON WHO APPLIES FOR A LICENSE, CERTIFICATE, PERMIT, REGISTRATION, OR GOVERNMENT SERVICE TO DISCLOSE SHIELDED INFORMATION ABOUT CRIMINAL CHARGES IN AN APPLICATION, AN INTERVIEW, OR OTHERWISE; OR

(II) DENY A PERSON’S APPLICATION FOR A LICENSE, CERTIFICATE, PERMIT, REGISTRATION, OR GOVERNMENT SERVICE SOLELY BECAUSE THE PERSON REFUSED TO DISCLOSE INFORMATION ABOUT CRIMINAL CHARGES THAT HAVE BEEN SHIELDED.

(C) A PERSON WHO VIOLATES THIS SECTION IS SUBJECT TO, FOR EACH VIOLATION, A CIVIL PENALTY NOT EXCEEDING \$1,000.

Article – General Provisions

4-326.

A CUSTODIAN SHALL DENY INSPECTION OF CRIMINAL RECORDS AND POLICE RECORDS RELATING TO THE CONVICTION OF A CRIME THAT HAVE BEEN SHIELDED UNDER TITLE 10, SUBTITLE 3 OF THE CRIMINAL PROCEDURE ARTICLE.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**House Bill 1307 – Delegates Wilson, Anderson, Beidle, Bohanan, Braveboy, Burns, Carter, Clippinger, Cluster, Costa, Frush, Gilchrist, Glenn, Guzzone, Haynes, Hough, K. Kelly, Lee, Love, McComas, McMillan, Mizeur, Niemann, Rosenberg, Smigiel, Tarrant, F. Turner, Valderrama, Valentino–Smith, Vitale, Walker, A. Washington, M. Washington, and Zucker**

AN ACT concerning

**Children in Out-of-Home Placement – Annual Notice of Benefits**

**HB1307/598675/1**

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 1307

(Third Reading File Bill)

On page 2, in line 16, strike "Finance" and substitute "Judicial Proceedings".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings 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.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**House Bill 1352 – ~~Delegate Morhaim~~ Delegates Morhaim, Bromwell, Costa, Cullison, Donoghue, Elliott, Hammen, Hubbard, Kach, A. Kelly, McDonough, Murphy, Nathan-Pulliam, Oaks, Pena-Melnyk, Pendergrass, Reznik, Tarrant, and V. Turner**

AN ACT concerning

**Secretary of State and Attorney General – Charitable Enforcement and Protection of Charitable Assets**

**HB1352/208673/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 1352

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 15, after “liability;” insert “requiring that an action to enforce certain provisions of this Act be brought within a certain period of time;”; and in line 37, strike “6.5–104” and substitute “6.5–105”.

On page 3, strike in their entirety lines 2 through 11, inclusive.

AMENDMENT NO. 2

On page 14, after line 19, insert:

**“6.5–105.**

**AN ACTION TO ENFORCE THIS TITLE SHALL BE BROUGHT WITHIN 3 YEARS AFTER THE ALLEGED VIOLATION OCCURRED.”.**

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 1381 – ~~Delegates Sophocles and George~~ Anne Arundel County Delegation**

AN ACT concerning

**Anne Arundel County – Sheriff – Salary Increases**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings 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.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 1457 – Chair, Appropriations Committee (By Request – Departmental – Public Safety and Correctional Services)**

AN ACT concerning

**State Correctional Officers’ Bill of Rights – Definition of Correctional Officer**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings 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.

Senator Frosh, Chair, for the Committee on Judicial Proceedings 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 EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS REPORT #59**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 138 – Montgomery County Delegation**

AN ACT concerning

**Montgomery County – Archery Hunting – Safety Zone  
MC 5–14**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

**House Bill 296 – The Speaker (By Request – Administration) and Delegates S. Robinson, Barve, Carr, Clippinger, Cullison, Dumais, Frick, Frush, Gilchrist, Gutierrez, Guzzone, Hammen, Holmes, Howard, Hubbard, Hucker, Jones, Kaiser, A. Kelly, Kramer, Lafferty, Love, Luedtke, Malone, McIntosh, A. Miller, Mitchell, Niemann, Oaks, Pendergrass, Rosenberg, Summers, F. Turner, M. Washington, ~~and Zucker~~ Zucker, and Murphy**

AN ACT concerning

**Natural Resources – Wildlands – Designation of New Wildlands**

**HB0296/344936/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 296  
(Third Reading File Bill)

On page 1, strike beginning with “authorizing” in line 4 down through “wildlands;” in line 5.

On page 9, strike in their entirety lines 18 through 25, inclusive.

On page 18, strike in their entirety lines 15 through 22, inclusive.

On page 27, in line 1, strike the comma; in the same line, strike “**BOUNDARY**” and substitute “**BOUNDARY,**”.

On page 75, in line 30, strike the first “**OF THE**”.



The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 406 – Delegates Beitzel, K. Kelly, Myers, Parrott, and Serafini**

AN ACT concerning

**Allegany County, Garrett County, and Washington County – Sunday Hunting**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

**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**

**HB0432/224935/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 432

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 5, in each instance, strike “Allegany County,”; in lines 2 and 6, in each instance, strike “, Garrett County, and Washington County”; and in line 7, after “law;” insert “making conforming changes;”.

AMENDMENT NO. 2

On page 2, in line 22, strike “Frederick,”.

On page 3, in lines 28 and 29, strike “ALLEGANY COUNTY,”; and in lines 29 and 30, strike “, GARRETT COUNTY, AND WASHINGTON COUNTY”.

On page 4, in line 5, 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.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 621 – ~~Delegate Lafferty~~ Delegates Lafferty, Bobo, Carr, Fraser-Hidalgo, Healey, Hucker, and Niemann**

AN ACT concerning

**Registration of Pesticides – Fee Increase – Disposition of Fees**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON EDUCATION, HEALTH, AND ENVIRONMENTAL  
AFFAIRS REPORT #60**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 156 – Carroll County Delegation**

AN ACT concerning

**Carroll County – Alcoholic Beverages – License Fee Increases**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 248 – Charles County Delegation**

AN ACT concerning

**Charles County – Alcoholic Beverages – Beer, Wine and Liquor Licenses**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 300 – Charles County Delegation**

EMERGENCY BILL

AN ACT concerning

**Charles County – Alcoholic Beverages – Licenses**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 419 – Charles County Delegation**

AN ACT concerning

**Charles County – Off-Sale Alcoholic Beverages Licenses – Population Quota  
in Sixth Election District**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 690 – Garrett County Delegation**

AN ACT concerning

**Garrett County – Alcoholic Beverages – Sunday Sales for Off-Premises  
Consumption**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 836 – Garrett County Delegation**

AN ACT concerning

**Garrett County – Alcoholic Beverages – Class A2 Light Wine Licenses –  
Repeal**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 1091 – Howard County Delegation**

AN ACT concerning

**Howard County – Alcoholic Beverages – Beer Festivals  
Ho. Co. 09–14**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

**House Bill 1097 – Garrett County Delegation**

AN ACT concerning

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

**HB1097/714637/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 1097  
(Third Reading File Bill)

On page 4, strike beginning with “, subject” in line 28 down through “Act,” in line 30.

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 EDUCATION, HEALTH, AND ENVIRONMENTAL  
AFFAIRS REPORT #61**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 582 – ~~Delegate Beidle~~ Delegates Beidle and Parrott**

AN ACT concerning

**Licensed Tree Experts – Notification**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 937 – Delegates Elliott, Arentz, Aumann, Bates, Beitzel, Cluster, Conway, Eckardt, Hogan, Hucker, Impallaria, Jameson, Kaiser, K. Kelly, Kipke, Krebs, McDermott, McDonough, McIntosh, Norman, Otto, Parrott, Ready, Reznik, Rudolph, Schulz, Serafini, Stocksdales, Vitale, and Wood**

AN ACT concerning

**Wastewater Treatment Facilities – Distribution of Financial Assistance**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs 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.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

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

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 1174 – Delegate Dumais**

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 46 Members present.

(See Roll Call No. 908)

**ADJOURNMENT**

At 12:57 P.M. on motion of Senator Robey, seconded, the Senate adjourned until 10:00 A.M. on Legislative Day March 25, 2014, Calendar Day, Thursday, April 3, 2014.

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**Annapolis, Maryland**  
**Legislative Day: March 25, 2014**  
**Calendar Day: Thursday, April 3, 2014**  
**10:00 A.M. Session**

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The Senate met at 10:09 A.M.

Prayer by Reverend William H. Lamar, Turner Memorial AME Church, guest of Senator Ramirez.

(See Exhibit A of Appendix III)

The Journal of March 24, 2014 was read and approved.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 913)

**INTRODUCTION OF RESOLUTIONS**

**Senate Resolution No. 636 – Senator Delores G. Kelley:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
Continental Societies, Inc.  
Eastern Region  
in recognition of  
more than 30 years of serving the children in your communities throughout the  
Eastern Region and Bermuda.  
The entire membership extends best wishes on  
this memorable occasion and directs this resolution  
be presented on this 3rd day of April 2014.

Read and adopted by a roll call vote as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 914)



**MESSAGE TO THE SENATE**

**BILL: HB 0274**

**SPONSOR:** Del Lafferty, et al

**SUBJECT:** Forclsre Sales of Resid Prop – Statute of Lims for Crtn Specialties & Motion for Crtn Defency Judgts

By the Majority Leader:

Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate Niemann, Chairman  
Delegate Norman, and  
Delegate Beidle.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

**BILL: HB 0274**

**SPONSOR:** Del Lafferty, et al

**SUBJECT:** Forclsre Sales of Resid Prop – Statute of Lims for Crtn Specialties & Motion for Crtn Defency Judgts

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:

Delegate Niemann, Chair  
Delegate Norman  
Delegate Beidle

The Senate appoints:  
Senator Raskin, Chairman  
Senator Muse  
Senator Jacobs.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

#### MESSAGE TO THE SENATE

**BILL: HB 0430**  
**SPONSOR: Del Cardin**  
**SUBJECT: Commercial Law – Patent Infringement – Assertions Made in Bad Faith**

By the Majority Leader:  
Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

#### MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:  
Ladies and Gentlemen of the House of Delegates:

**BILL: HB 0430**  
**SPONSOR: Del Cardin**  
**SUBJECT: Commercial Law – Patent Infringement – Assertions Made in Bad Faith**

The Senate does not recede in the Senate amendments, and respectfully requests the House reconsider and concur.

Should the House prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the Senate appoints:

Senator Astle, Chairman  
Senator Pugh  
Senator Kittleman.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

**CONCURRENCE CALENDAR #14**

**AMENDED IN THE HOUSE**

**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**

Senator Frosh moved that the Senate not concur in the House amendments.

**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 not concurred in.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:  
Ladies and Gentlemen of the House of Delegates:

**BILL: SB 0390**  
**SPONSOR: Balt City Sens (BCA)**  
**SUBJECT: Criminal Law – Illegal Dumping and Litter Control Law – Driver’s License – Points**

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 Gladden, Chairman  
Senator Muse  
Senator Shank.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

**CONCURRENCE CALENDAR #11**

**AMENDED IN THE HOUSE**

**Senate Bill 420 – Senator Edwards**

AN ACT concerning

**Alcoholic Beverages – Garrett County – Beer Festival Licenses**

Senator Conway moved that the Senate concur in the House amendments.

**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 concurred in.



The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 46    Negative – 0    (See Roll Call No. 915)

**AMENDED IN THE HOUSE**

**Senate Bill 669 – Senators Ramirez, Astle, Benson, King, Manno, Muse, Pugh, and Rosapepe**

AN ACT concerning

**Procurement – Debarment – Violations of Law**

Senator Conway moved that the Senate concur in the House amendment.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 916)

**CONCURRENCE CALENDAR #12**

**AMENDED IN THE HOUSE**

**Senate Bill 103 – Chair, Finance Committee (By Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

**Public Health Programs for Children – Renaming and Modernization**

Senator Middleton moved that the Senate concur in the House amendments.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 917)

**AMENDED IN THE HOUSE**

**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**

Senator Middleton moved that the Senate concur in the House amendments.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 918)

**AMENDED IN THE HOUSE**

**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**

Senator Middleton moved that the Senate concur in the House amendments.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 919)

### **AMENDED IN THE HOUSE**

**Senate Bill 577 – Senator Astle**

AN ACT concerning

**Department of Health and Mental Hygiene – State Facilities – Cemeteries**

Senator Middleton moved that the Senate concur in the House amendment.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 920)

**AMENDED IN THE HOUSE**

**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**

Senator Middleton moved that the Senate concur in the House amendments.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 921)

### CONCURRENCE CALENDAR #13

#### AMENDED IN THE HOUSE

**Senate Bill 122 – Chair, Judicial Proceedings Committee (By Request – Departmental – Juvenile Services)**

AN ACT concerning

#### **Juvenile Law – Detention – Community Detention Violation Hearings**

Senator Frosh moved that the Senate concur in the House amendment.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 922)

**AMENDED IN THE HOUSE****Senate Bill 221 – Senator Middleton****EMERGENCY BILL**

AN ACT concerning

**Farm Area Motor Vehicles – Registration and Authorized Use**

Senator Frosh moved that the Senate concur in the House amendments.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 923)

**AMENDED IN THE HOUSE**

**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**

Senator Frosh moved that the Senate concur in the House amendments.

**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 “GROUNDS” 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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 924)

### AMENDED IN THE HOUSE

**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**

Senator Frosh moved that the Senate concur in the House amendments.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 925)

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (SENATE BILLS) #71**

**Senate Bill 710 – Senator Forehand**

AN ACT concerning

**Impaired Driving – Repeat Offenders – Penalties**

Senator Simonaire moved, duly seconded, to make the Bill a Special Order for the end of today's business.

The motion was adopted.

**Senate Bill 924 – Senators Raskin, Shank, Currie, Feldman, Forehand, Kittleman, Klausmeier, Madaleno, Middleton, and Ramirez**

AN ACT concerning

**Courts – Electronic Communications – Privacy**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 926)

The Bill was then sent to the House of Delegates.

**Senate Bill 964 – Senator Kelley**

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 – 47    Negative – 0    (See Roll Call No. 927)

The Bill was then sent to the House of Delegates.

**Senate Bill 1001 – Senator Mathias**

AN ACT concerning

**Vehicle Laws – Divided Highways – ~~Speed Limits and~~ Crosswalks**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 928)

The Bill was then sent to the House of Delegates.

**Senate Bill 1056 – Senators Raskin ~~and Jones-Rodwell~~, Jones-Rodwell, Shank, and Muse**

AN ACT concerning

**Maryland Second Chance Act of 2014**

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

Affirmative – 44    Negative – 3    (See Roll Call No. 929)

The Bill was then sent to the House of Delegates.

**YEAS AND NAYS**

**SENATE BILLS PASSED IN THE HOUSE**

NUMBER	SPONSOR	CONTENT
SB 58	Sen. Pugh	Education – School Vehicles – Authorized Riders
SB 62	Sen. Astle	Chesapeake Bay Trust – Powers and Duties – Member Terms
SB 90	Chair, EHE Com.	Pub Ethics – Rgltd Lobbyists – Certfn to Authorize Lobbying and Electronic Filing of Registr
SB 91	Chair, EHE Com.	State Ethics Commission – Local Governments and School Boards – Compliance Enforcement
SB 92	Chair, EHE Com.	Public Ethics – Regulated

		Lobbyists – Ethics Training Requirements
SB 101	Chair, EHE Com.	Environment – Drinking Water Revolving Loan Fund – Use of Funds
SB 109	Chair, EHE Com.	Public Ethics – Financial Disclosure Statements – Electronic Filing
SB 129	Chair, EHE Com.	Public Ethics – Officials and Regulated Lobbyists – Late-Filing Penalties
SB 137	Sen. Conway	Rural Maryland Prosperity Investment Fund – Revisions and Extension of Termination Date
SB 294	The President	Maryland Horse Industry Board – Sunset Extension and Program Evaluation
SB 336	The President	Natural Resources – Wildlands – Designation of New Wildlands
SB 407	Sen. Astle	Public Ethics – Chesapeake Bay Trust – Exemptions and Conflict of Interest Provisions
SB 547	Sen. Ferguson	Econ Dev – Balt Region – Balt Metropolitan Coun and Advry Bd and Balt Region Transp Bd
SB 564	Sen. Simonaire	Environment – Water Pollution Control – Penalty
SB 700	Sen. Manno	Registration of Pesticides – Fee Increase – Disposition of Fees
SB 793	Sen. Ferguson	Baltimore City – 46th District – Alcoholic Beverages – Class B Beer, Wine and Liquor Licenses
SB 1106	Sen. Feldman	Business Occupations – Real Estate Appraisers – Criminal History Records Checks

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

SENATE BILLS PASSED IN THE HOUSE

NUMBER                      SPONSOR    CONTENT

SB 15	Sen. Jacobs	Election Law – Statewide Voter Registration List – Removal of Deceased Voters
SB 35	Sen. Shank	Family Law – Domestic Violence Incident Report – Dissemination
SB 40	Carroll Co. Senators	Courts and Judicial Proceedings – Circuit Court for Carroll Co – Fees for Appearance of Counsel
SB 42	Sen. Klausmeier	Financial Education and Capability Commission – Membership and Duties
SB 64	Ch., Jud. Proceed.	Children in Need of Assistance – Educational Stability
SB 87	Ch., Jud. Proceed.	Drunk Driving – Ignition Interlock System Program – Repeat Offenders
SB 89	Ch., Finance Com.	Maryland Health Care Commission – Requirement for Certificate of Need – Exceptions
SB 95	Ch., Budget & Tax	Comptroller – Montrg and Recording of Tel Calls – Training, Qlty Assurance, and Empl Saf
SB 107	Chair, EHE Com.	State Lottery – Retailer Licenses – Background Investigations
SB 108	Chair, EHE Com.	State Lottery – Unlawful Representation
SB 111	Chair, EHE Com.	Maryland Higher Education Commission – Advisory Councils
SB 112	Chair, EHE Com.	Maryland Higher Education Commission – Innovative Partnerships for Technology Program – Repeal
SB 114	Ch., Jud. Proceed.	Public Safety – Internal Investigative Unit – Name Change and Duties
SB 118	Chair, EHE Com.	Juvenile Law – Juvenile Services Education – Facilities
SB 120	Chair, EHE Com.	Education – Children With



		Disabilities – Parent Surrogates
SB 124	Chair, EHE Com.	Education Coordinating Committee and Lida Lee Tall Learning Resources Center – Repeal
SB 144	Sen. Kelley	Family Law – Foster Care – Kinship Parent Age Requirements
SB 162	Sen. Conway	Health Occupations – Licensed Podiatrists – Scope of Practice and Hospital Privileges
SB 206	Sen. DeGrange	Criminal Law – Contraband – Telecommunication Devices and Accessories – Penalty
SB 224	Sen. Raskin	State Prosecutor and Deputy State Prosecutor – Witness Immunity – Compulsory Testimony
SB 246	Anne Arundel Co. Sen	Public Safety – Anne Arundel Community College Police Force
SB 248	Sen. Frosh	Criminal Law – Use of Handgun in Crime of Violence or Felony – Statute of Limitations
SB 321	Sen. Getty	Estates and Trusts – Personal Representatives and Guardians – Standards
SB 333	Sen. Frosh	Peace Orders and Protective Orders – Burden of Proof
SB 334	The President	Family Law – Domestic Violence – Permanent Final Protective Orders
SB 391	Sen. Frosh	Estates and Trusts – Registers of Wills – Records
SB 396	Sen. Jones–Rodwell	Equity Court Jurisdiction – Immigrant Children – Custody or Guardianship
SB 412	Sen. Dyson	Hlth Occups – Lic’d Dentists Who Dispense Antibiotics – Exclusion From Md Pharmacy Act
SB 413	Sen. Dyson	Hlth Occups – Dentists With Prmts to Dispense Den Prods – Exclusion From Md Pharmacy

		Act
SB 434	Sen. Frosh	Peace Orders and Protective Orders – Extensions
SB 436	Sen. Frosh	Law Enforcement Officers' Bill of Rights – Show Cause Order – Appropriate Relief
SB 453	Sen. Conway	Bd for Audiologists, Hrg Aid Dispensers, & Spch–Lang Pthlgsts–Cease & Desist Inj Relief
SB 508	Sen. Currie	Office of the Attorney General – Est of a Consumer Affairs Satellite Office in Prince George's Co
SB 556	Carroll Co. Senators	Carroll County – Orphans' Court Judges – Salary
SB 606	Sen. Robey	Developmental Disabilities Administration – Deputy Secretary – Establishment
SB 608	Sen. Shank	Correctional Services – Swift and Certain Sanctions Pilot Program – Expansion
SB 620	Sen. Kelley	Mental Health – Approval by Clinical Review Panel of Administration of Medication – Standard
SB 622	Sen. Middleton	Health Insurance – Step Therapy or Fail–First Protocol
SB 644	Sen. Ferguson	State Government – Open Data Policy – Council on Open Data
SB 852	Sen. Conway	Health Occupations – Dispensers of Devices and Equipment – Exclusion From the Md Pharmacy Act
SB 893	Ch., Finance Com.	Health Ins – Ins Laws That Apply to HMOs – Consolidation and Clarif
SB 975	Sen. Montgomery	Small Business Reserve Program – Definition of Small Business – Repeal of Sunset Provision

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

## MESSAGE FROM THE HOUSE OF DELEGATES

## FIRST READING OF HOUSE BILLS

**House Bill 450 – Delegates Hixson, Harper, A. Miller, Serafini, Stukes, Summers, and A. Washington**

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.

**House Bill 1136 – Delegates Rosenberg, Carter, and Oaks**

AN ACT concerning

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

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

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

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

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

**House Bill 1510 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

**Behavioral Health Administration – Establishment and Duties**

FOR the purpose of merging the Alcohol and Drug Abuse Administration and the Mental Hygiene Administration in the Department of Health and Mental Hygiene to establish the Behavioral Health Administration in the Department; establishing the ~~qualifications~~, responsibilities, powers, and duties of the Director of the Behavioral Health Administration; requiring certain substance use disorder programs and certain mental health programs to be licensed by the Secretary of Health and Mental Hygiene, with certain exceptions; requiring the

Secretary to adopt certain regulations; repealing a prohibition on discrimination against an individual for certain reasons for certain services provided by the Alcohol and Drug Abuse Administration; authorizing the Secretary to require a substance use disorder program or a mental health program to be granted certain accreditation as a condition of licensure; repealing the position, powers, and duties of the Director of the Alcohol and Drug Abuse Administration; repealing the position, powers, and duties of the Director of Mental Hygiene; adding and altering certain defined terms; making conforming and stylistic changes; 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; and generally relating to behavioral health care and the Behavioral Health Administration in the Department of Health and Mental Hygiene.

BY repealing and reenacting, with amendments,  
Article – Correctional Services  
Section 9–603(b)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 5–502  
Annotated Code of Maryland  
(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,  
Article – Criminal Procedure  
Section 6–229(c)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,  
Article – Education  
Section 2–303(h)(1), 8–412(a)(7), and 21–305(c)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 2–106(a), 2–501(f), 2–601(m), 4–307(a)(3) and (4), 5–703(a)(12), 5–803, 5–804(f)(1), 5–805(a)(1), 5–808(b)(1), 7–403(d), and 7–802; 8–101(b), 8–402, 8–403, 8–404, 8–503, and 8–702 to be under the amended title “Title 8. Substance Use Disorders Law”; 10–101(b) and (d) and 10–901 to be under the amended title “Title 10. Mental Health Law”; and 19–2301(d)

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

BY adding to

Article – Health – General

Section 7.5–101 through 7.5–204, to be under the new title “Title 7.5.  
Behavioral Health Administration”; and 8–101(m)

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

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 20–101(b) and 20–202(a)

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

BY repealing and reenacting, with amendments,

Article – Human Services

Section 5–314(h) and 8–406(a)

Annotated Code of Maryland  
(2007 Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 1–401(b)(7)

Annotated Code of Maryland  
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 10–309

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

BY repealing and reenacting, with amendments,

Article – State Government

Section 9–2802(a)(2) and 9–2806

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

BY repealing and reenacting, with amendments,

Article – Transportation

Section 16–212(f)(1) and 16–212.1(a)

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

BY repealing

Article – Health – General  
Section 8–201 through 8–204, 8–405, and 10–201 through 10–204  
Annotated Code of Maryland  
(2009 Replacement Volume and 2013 Supplement)

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

**House Bill 1516 – Delegates Hixson and Frick, Frick, and A. Washington**

AN ACT concerning

**Economic Development – Arts and Entertainment Districts – Qualifying  
Residing Artists**

FOR the purpose of altering the definition of qualifying residing artist for an arts and entertainment district to include individuals who own or rent residential real property in the State and who conduct business and derive income in certain areas; altering the eligibility for certain individuals to claim certain tax incentives; and generally relating to qualifying residing artists in arts and entertainment districts.

BY repealing and reenacting, without amendments,  
Article – Economic Development  
Section 4–701(a) and (c) and 4–706(a)  
Annotated Code of Maryland  
(2008 Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,  
Article – Economic Development  
Section 4–701(f)  
Annotated Code of Maryland  
(2008 Volume and 2013 Supplement)

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

**THE COMMITTEE ON BUDGET AND TAXATION REPORT #27**

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

**Senate Bill 709 – Senator Dyson**

AN ACT concerning

**Income Tax Credit – Preservation and Conservation Easements**

**SB0709/479930/1**

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 709

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Dyson” and substitute “Senators Dyson, Colburn, and Getty”; in line 5, strike “corporation that receives a certain tax credit certificate” and substitute “pass-through entity”; in line 7, after the second comma insert “or”; in line 8, strike “, or a certain land trust”; in line 9, after “circumstances;” insert “providing that a grantor of an easement may transfer a certain tax credit by obtaining a certain certificate;”; in lines 9 and 11, in each instance, strike “Department” and substitute “Maryland Environmental Trust”; in line 11, strike “credits” and substitute “credit certificates”; in lines 17 and 18, strike “and the Department jointly” and substitute “, in consultation with the Maryland Environmental Trust,”; and in line 21, after “programs;” insert “requiring the Maryland Environmental Trust to direct outreach to obtain donated easements in a certain manner; requiring the Maryland Environmental Trust to report to the General Assembly on or before a certain date;”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 9 through 15, inclusive; after line 15, insert:

**“(3) “MEMBER” MEANS:****(I) A SHAREHOLDER OF AN S CORPORATION;****(II) A GENERAL OR LIMITED PARTNER OF A PARTNERSHIP, LIMITED PARTNERSHIP, OR LIMITED LIABILITY PARTNERSHIP;****(III) A MEMBER OF A LIMITED LIABILITY COMPANY; OR****(IV) A BENEFICIARY OF A BUSINESS TRUST OR STATUTORY TRUST.****“(4) “PASS-THROUGH ENTITY” MEANS:**



**(I) AN S CORPORATION;**

**(II) A PARTNERSHIP;**

**(III) A LIMITED LIABILITY COMPANY THAT IS NOT TAXED AS A CORPORATION UNDER THIS TITLE; OR**

**(IV) A BUSINESS TRUST OR STATUTORY TRUST THAT IS NOT TAXED AS A CORPORATION UNDER THIS TITLE.**”;

in line 19, after the second comma insert “**OR**”; in line 20, strike “, **OR A LAND TRUST**”; in line 24, strike the colon; in line 25, strike “**1.**”; and strike beginning with the semicolon in line 25 down through “**DONATIONS**” in line 27.

On page 2 in line 30, and on page 3 in line 5, in each instance, strike “**OR A COUNTY AGENCY**”.

**AMENDMENT NO. 3**

On page 2, strike beginning with “**CORPORATION**” in line 16 down through “**DEPARTMENT**” in line 17 and substitute “**MEMBER OF A PASS-THROUGH ENTITY**”.

On page 3, in line 1, after “**(1)**” insert “**THE GRANTOR OF AN EASEMENT MAY TRANSFER THE CREDIT UNDER THIS SECTION TO A TAXPAYER BY TRANSFERRING A TAX CREDIT CERTIFICATE ISSUED UNDER THIS SUBSECTION.**

**(2)**”;

in lines 3, 13, and 15, in each instance, strike “**DEPARTMENT**” and substitute “**MARYLAND ENVIRONMENTAL TRUST**”; in lines 6, 12, 13, and 15, strike “**(2)**”, “**(3)**”, “**(1)**”, and “**(4)**”, respectively, and substitute “**(3)**”, “**(4)**”, “**(2)**”, and “**(5)**”, respectively; in line 6, strike “**THE**” and substitute “**IN ACCORDANCE WITH SUBSECTION (E) OF THIS SECTION, THE**”; in line 9, strike “**TAXPAYER OR GRANTOR FOR THE CONVEYANCE**” and substitute “**HOLDER OF THE CERTIFICATE**”; in the same line, strike “**AND**”; in line 10, after “**(II)**” insert “**STATE THE MAXIMUM AMOUNT OF TAX CREDIT THAT MAY BE CLAIMED BY THE HOLDER OF THE CERTIFICATE IN A SINGLE TAXABLE YEAR;**

**(III)**”;

in line 11, after “CLAIMED” insert “;AND”

**(IV) STATE THE LAST TAXABLE YEAR FOR WHICH THE CREDIT MAY BE CLAIMED**”;

in line 14, strike “\$2,000,000 FOR ANY CALENDAR YEAR” and substitute “AN AMOUNT THAT WOULD ALLOW MORE THAN \$250,000 IN CREDITS TO BE CLAIMED IN A SINGLE TAXABLE YEAR”; in line 19, strike “IN A TAX CREDIT CERTIFICATE ISSUED”; and strike beginning with “OR” in line 32 down through “ENTITY” in line 33.

#### AMENDMENT NO. 4

On page 4, in line 1, strike “IF THE” and substitute “FOR SPOUSES FILING A JOINT RETURN, A SURVIVING SPOUSE OR HEAD OF HOUSEHOLD AS DEFINED IN § 2 OF THE INTERNAL REVENUE CODE, OR A PASS-THROUGH ENTITY WITH MORE THAN ONE MEMBER”; and strike beginning with “CORPORATION” in line 1 down through “ENTITIES” in line 2.

#### AMENDMENT NO. 5

On page 4, in line 9, strike “donation” and substitute “CONVEYANCE”; in line 18, after “UNDER” insert “SUBSECTION (C) OF”; in line 19, after “TO” insert “:

**(I)**”;

in the same line, strike “OR A CORPORATION THAT”; in the same line, after “TAXPAYER” insert “;OR”

**(II) A PASS-THROUGH ENTITY THAT HAS AT LEAST ONE MEMBER WHO IS A TAXPAYER**”;

in lines 24 and 25, strike “, THE DEPARTMENT,”; and in line 29, strike “AND THE DEPARTMENT JOINTLY” and substitute “, IN CONSULTATION WITH THE MARYLAND ENVIRONMENTAL TRUST,”.

AMENDMENT NO. 6

On page 5, in line 6, after the comma insert “That, for purposes of the tax credits transferred under this Act, the Maryland Environmental Trust shall:

(1) use best efforts to direct its outreach to obtain donated easements in those areas targeted for preservation by the State, including targeted ecological areas in GreenPrint and AgPrint and properties of historic significance; and

(2) on or before December 1, 2016, in consultation with the Department of Natural Resources, report to the General Assembly, in accordance with § 2-1246 of the State Government Article, on the effectiveness of transferred tax credits in encouraging the conveyance of easements.

SECTION 4. AND BE IT FURTHER ENACTED.”.

The preceding 6 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

**Senate Bill 814 – Senators Raskin and DeGrange**

AN ACT concerning

**State Highway Administration – Compost and Compost-Based Products – Specification**

**SB0814/399030/1**

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 814

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “products” insert “for certain pollution mitigation strategies on or before a certain date”; in line 10, after “site;” insert “requiring the Administration to report annually to the General Assembly on or before a certain

date;”; and in lines 10 and 11, strike “review certain specifications and” and substitute “consult with other state highway and transportation agencies on the acquisition and use of compost and compost-based products for highway construction projects; requiring the Administration to assess how certain compost and compost-based products can be adapted and replicated by the Administration; requiring the Administration to review the Administration’s existing specifications and identify compost-based product equivalents to add to the existing specifications; requiring the Administration to”.

#### AMENDMENT NO. 2

On page 2, in line 1, after “filters” insert “some”; in line 2, strike “preventing” and substitute “and may prevent”; in lines 3 and 4, in each instance, strike “prevent” and substitute “reduce”; in line 8, strike “degrades” and substitute “may degrade”; in the same line, after “cases” insert “may”; in line 9, strike “eliminates” and substitute “eliminate”; in line 11, strike “immobilizes and degrades pollutants and”; in line 12, after “to” insert “immobilize and degrade pollutants and to”; and strike in their entirety lines 21 through 23, inclusive.

#### AMENDMENT NO. 3

On page 4, in line 14, strike “**ESTABLISH**” and substitute “**ON OR BEFORE DECEMBER 30, 2014, ESTABLISH**”; and in line 15, after “**PRODUCTS**” insert “**FOR:**

**(I) EROSION AND SEDIMENT CONTROL PRACTICES IDENTIFIED IN THE MOST RECENT MARYLAND STANDARDS AND SPECIFICATIONS FOR SOIL EROSION AND SEDIMENT CONTROL; AND**

**(II) POSTCONSTRUCTION STORMWATER MANAGEMENT PRACTICES IDENTIFIED IN THE MOST RECENT MARYLAND STORMWATER DESIGN MANUAL**”.

On page 4 in line 16, and on page 5 in line 20, in each instance, strike “**SPECIFICATION**” and substitute “**SPECIFICATIONS**”.

On pages 4 and 5, strike beginning with the comma in line 17 on page 4 down through “**LANDSCAPING**” in line 19 on page 5.

#### AMENDMENT NO. 4

On page 5, after line 21, insert:

**“(D) BEGINNING DECEMBER 1, 2015, THE ADMINISTRATION SHALL REPORT EACH YEAR TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE, ON:**

**(1) THE VOLUME OF COMPOST USED IN STATE HIGHWAY CONSTRUCTION PROJECTS;**

**(2) THE STATUS OF COMPOST AND COMPOST–BASED PRODUCTS USED IN STATE HIGHWAY CONSTRUCTION PROJECTS; AND**

**(3) RECOMMENDATIONS TO MAXIMIZE THE USE OF COMPOST AS A RECYCLED MATERIAL IN STATE HIGHWAY CONSTRUCTION PROJECTS.”**

**AMENDMENT NO. 5**

On page 6, strike beginning with “review” in line 1 down through “in” in line 2, and substitute “consult with”; in line 4, after “Washington” insert “, on the acquisition and use of compost and compost–based products for highway construction projects in the other states”; in line 5, strike “best specifications” and substitute “compost and compost–based products”; in line 6, strike the second “and”; in line 7, after “(3)” insert “review the Administration’s existing specifications and identify compost–based product equivalents to add to the existing specifications, including:

(i) compost blankets for soil stabilization mats and other types of compost erosion control blankets;

(ii) compost socks for slope interruption, inlet protection, and sediment control;

(iii) compost in a biofiltration soil mix; and

(iv) compost in biofiltration swales; and

(4);

in the same line, strike “promoting” and substitute “maximizing the use of”; in line 8, after “including” insert “new specifications that should be developed and”; in line 10, strike “January” and substitute “December”; in line 15, after “(2)” insert “identification

of any additional compost-based products for which the Administration could develop a specification;

(3) recommendations to maximize the use of compost as a recycled material in State highway construction projects;

(4)”;

and in line 16, strike “(3)” and substitute “(5)”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

#### **THE COMMITTEE ON BUDGET AND TAXATION REPORT #28**

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 127 – Chair, Ways and Means Committee (By Request – Departmental – Budget and Management)**

AN ACT concerning

**Central Collection Unit – Debt Certification – Withholding of Income Tax Refunds**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 223 – ~~Delegate Rosenberg~~ Delegates Rosenberg and Cardin**

AN ACT concerning

**Property Tax Credit – Urban Agricultural Property – Applicability**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 446 – Delegate Stukes**

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 1047 – Prince George’s County Delegation**

AN ACT concerning

**Employees’ Pension System – Prince George’s County – ~~Optional~~ Officials –  
Membership  
PG 418–14**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation 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.



**CONSENT CALENDAR #62**

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 389 – Delegates Rudolph, James, ~~and Norman~~ Norman, McComas, and Howard**

AN ACT concerning

**Maryland Transportation Authority – ~~Transportation Facilities Projects –~~  
~~Cash Toll Lanes~~ All-Electronic Tolling – Study**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

**House Bill 404 – Delegates Rosenberg, Braveboy, Busch, Reznik, and Schuh**

AN ACT concerning

**Department of Health and Mental Hygiene – State Facilities – Cemeteries**

**HB0404/587772/1**

BY: Finance Committee

AMENDMENT TO HOUSE BILL 404

(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.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 437 – Delegates Pena-Melnyk, Bromwell, Costa, Cullison, Donoghue, Elliott, Hubbard, Kach, A. Kelly, Morhaim, Murphy, Oaks, Reznik, Tarrant, and V. Turner**

AN ACT concerning

**Health Maintenance Organizations – Payments to Nonparticipating  
Providers – Repeal of Termination Date**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 710 – Delegates Cullison, Hucker, Barkley, Barnes, Carr, Clagett,  
Donoghue, Frick, Glenn, Gutierrez, Jameson, A. Kelly, Kramer,  
Lafferty, Lee, Luedtke, McHale, A. Miller, Murphy, Pena–Melnyk,  
Reznik, V. Turner, Waldstreicher, M. Washington, and Zucker**

AN ACT concerning

**Labor and Employment – Nursing Homes and Health Care Facilities –  
Workplace Violence Prevention Safety Assessment and Safety Program**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 802 – Delegates Lee, Smigiel, Nathan–Pulliam, Carr, Cullison,  
Elliott, Gutierrez, Guzzone, Healey, Howard, A. Kelly, Krebs, McComas,  
McDonough, A. Miller, Murphy, B. Robinson, Simmons, Stocksdales, and  
A. Washington**

AN ACT concerning

**Maryland Medical Assistance Program – Telemedicine**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 805 – Delegates Haddaway–Riccio and Eckardt**

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 988 – Chair, Ways and Means Committee and Delegates Barve, Boteler, Harper, Ivey, Luedtke, Stukes, and Walker**

AN ACT concerning

**Maryland Horse Racing Act – Sunset Extension and Program Evaluation**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS REPORT #62**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs 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~~ M. Washington, Tarrant, Kach, and Pendergrass**

AN ACT concerning

**Health Occupations – State Board of Physicians – Naturopathic ~~Medicine~~ Doctors**

**HB0402/304635/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 402

(Third Reading File Bill)

On page 1, in line 6, strike “Pharmacy” and substitute “Physicians”.

On page 13, in line 26, strike “YEARS” and substitute “YEARS”.

On page 15, in line 8, strike “(A)”.

On page 18, in line 30, strike “NATUROPATHIC PHYSICIAN LICENSING EXAMINATION” and substitute “NATUROPATHIC PHYSICIAN LICENSING EXAMINATION”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

**House Bill 461 – Chair, Ways and Means Committee (By Request – Departmental – Education)**

AN ACT concerning

**State Early Childhood Advisory Council**

**HB0461/634139/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 461

(Third Reading File Bill)

AMENDMENT NO. 1

On page 3, strike beginning with “TWO” in line 22 down through “SERVICES” in line 24 and substitute “ONE REPRESENTATIVE OF THE MARYLAND STATE CHILD CARE ASSOCIATION;”

(IV) ONE REPRESENTATIVE OF THE MARYLAND STATE FAMILY CHILD CARE ASSOCIATION;

(V) ONE REPRESENTATIVE OF THE MARYLAND ASSOCIATION FOR THE EDUCATION OF YOUNG CHILDREN;

(VI) ONE REPRESENTATIVE OF THE MARYLAND SCHOOL AGE CHILD CARE ALLIANCE;

(VII) ONE REPRESENTATIVE OF A NONPUBLIC PREKINDERGARTEN PROVIDER”;

and in lines 25 and 30, strike “(IV)” and “(V)”, respectively, and substitute “(VIII)” and “(IX)”, respectively.

On page 4, in lines 1, 3, 5, 7, 9, 12, 14, 16, 18, 20, 22, 24, 26, and 28, strike “(VI)”, “(VII)”, “(VIII)”, “(IX)”, “(X)”, “(XI)”, “(XII)”, “(XIII)”, “(XIV)”, “(XV)”, “(XVI)”, “(XVII)”, “(XVIII)”, and “(XIX)”, respectively, and substitute “(X)”, “(XI)”, “(XII)”, “(XIII)”, “(XIV)”, “(XV)”, “(XVI)”, “(XVII)”, “(XVIII)”, “(XIX)”, “(XX)”, “(XXI)”, “(XXII)”, and “(XXIII)”, respectively.

On page 5, in lines 1, 3, 5, 7, 9, 11, 13, and 15, strike “(XX)”, “(XXI)”, “(XXII)”, “(XXIII)”, “(XXIV)”, “(XXV)”, “(XXVI)”, and “(XXVII)”, respectively, and substitute “(XXIV)”, “(XXV)”, “(XXVI)”, “(XXVII)”, “(XXVIII)”, “(XXIX)”, “(XXX)”, and “(XXXI)”, respectively.

AMENDMENT NO. 2

On page 7, in line 16, strike “AND”; and in line 18, after “SUCCESS;” insert “AND

(III) AN ASSESSMENT OF THE AVAILABILITY OF HIGH QUALITY EARLY CHILDHOOD EDUCATION AND DEVELOPMENT PROGRAMS THAT SERVE CHILDREN WITH AND WITHOUT DISABILITIES TOGETHER;”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

**House Bill 653 – ~~Delegate Luedtke~~ Delegates Luedtke, Howard, and Cardin**

AN ACT concerning

**Education – Deaf Culture Digital Library****HB0653/484932/1**

BY: Education, Health, and Environmental Affairs Committee

**AMENDMENT TO HOUSE BILL 653**

(Third Reading File Bill)

On page 1, in line 5, after “duties,” insert “leadership.”

On page 4, strike beginning with the comma in line 23 down through the comma in line 24; and in line 26, after “**LIBRARY**” insert “**AND THE MAJORITY OF WHOSE MEMBERS ARE DEAF OR HARD OF HEARING AND SELECTED FROM THE FOLLOWING ENTITIES:**”

**(I) COUNTY LIBRARY SYSTEMS;**

**(II) THE DIVISION OF LIBRARY DEVELOPMENT AND SERVICES;**

**(III) THE GOVERNOR’S OFFICE FOR THE DEAF AND HARD OF HEARING;**

**(IV) STATEWIDE DEAF AND HARD OF HEARING ORGANIZATIONS; AND**

**(V) OTHER ORGANIZATIONS AS AGREED ON BY THE GOVERNOR’S OFFICE FOR THE DEAF AND HARD OF HEARING AND THE DIVISION OF LIBRARY DEVELOPMENT AND SERVICES”.**

On page 5, after line 2, insert:

**“(C) THE LEAD EMPLOYEE OR COORDINATOR WHO MANAGES THE DEAF CULTURE DIGITAL LIBRARY SHALL BE:**

**(1) A DEAF OR HARD OF HEARING INDIVIDUAL; AND**

**(2) KNOWLEDGEABLE AND EXPERIENCED CONCERNING ISSUES AFFECTING DEAF AND HARD OF HEARING INDIVIDUALS.”**

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs 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.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

**House Bill 1088 – ~~Delegate Morhaim~~ 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**

AN ACT concerning

**Health Occupations – ~~Ophthalmologists Who Store and Administer Drugs – Exclusion From Maryland Pharmacy Act~~ Compound Drugs – Provision to Ophthalmologists for Office Use**

**HB1088/374339/1**

BY: Education, Health, and Environmental Affairs Committee

**AMENDMENT TO HOUSE BILL 1088**

(Third Reading File Bill)

On page 4, in line 14, strike “**PHARMACY**” and substitute “**STERILE COMPOUNDING FACILITY**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 1157 – Delegate Hubbard**

AN ACT concerning

**Health Occupations – Massage Therapy – Authority to Practice**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON EDUCATION, HEALTH, AND ENVIRONMENTAL  
AFFAIRS REPORT #63**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

**Senate Bill 301 – Montgomery County Senators**

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Beauty Salon License****SB0301/704935/1**

BY: Education, Health, and Environmental Affairs Committee



AMENDMENTS TO SENATE BILL 301  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “glass” insert “for consumption by a certain customer”.

AMENDMENT NO. 2

On page 2, in line 7, 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**”; in line 8, strike “WHEN”; in line 9, strike “A” and substitute “**WHEN THE CUSTOMER IS PROVIDED A**”; in line 10, strike “IS PROVIDED”; in line 11, 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 12, strike “IS” and substitute “**HAS**”; in the same line, after “ISSUED” insert “**A PERMIT**”; and in line 18, strike “MIDNIGHT” and substitute “**9:00 P.M.**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 135 – Montgomery County Delegation**

AN ACT concerning

**Montgomery County – Town of Kensington – Alcoholic Beverages – Special  
B-K Licenses  
MC 15-14**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

**House Bill 137 – Montgomery County Delegation**

AN ACT concerning

**Montgomery County and St. Mary's County – Alcoholic Beverages – Beauty  
Salon License  
MC 9–14**

**HB0137/994835/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 137  
(Third Reading File Bill)

On page 1, in lines 2, 5, and 17, in each instance, strike “and St. Mary's County”; in line 6, strike “, in Montgomery County,”; strike beginning with “requiring” in line 7 down through “jurisdiction;” in line 9; and in line 20, strike “and 8–219.1”.

On page 3, strike in their entirety lines 1 through 27, inclusive.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 591 – ~~Delegates Vitale, Barnes, Beidle, Frush, George, Love, McConkey, McMillan, Pena-Melnyk, Schuh, and Sophocleus~~ Anne Arundel County Delegation**

AN ACT concerning

**Anne Arundel County – Alcoholic Beverages – Tasting Licenses**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 831 – Delegates Branch, Anderson, Carter, Conaway, Glenn, Hammen, Harper, McHale, McIntosh, Mitchell, Oaks, B. Robinson, Stukes, Tarrant, and M. Washington

EMERGENCY BILL

AN ACT concerning

**Baltimore City – Alcoholic Beverages Act of 2014**

**HB0831/184939/2**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 831  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “circumstances;” insert “prohibiting, beginning on a certain date, certain alcoholic beverages licenses from being issued within or transferred into a certain area;”.

On page 2, in line 4, after “secretary” insert “based on certain criteria”; in line 7, before “prohibiting” insert “repealing a requirement that the executive secretary or the deputy executive secretary be a member of the State Bar;”; strike beginning with “requiring” in line 14 down through “online” in line 15 and substitute “requiring that regulations adopted by the Board be posted online”; and in line 29, after “stylistic” insert “and conforming”.

On page 3, in line 3, after “Section” insert “9-204.1(i) and”.

AMENDMENT NO. 2

On page 4, after line 7, insert:

“9-204.1.

**(I) BEGINNING JULY 1, 2015, A NEW ALCOHOLIC BEVERAGES LICENSE MAY NOT BE ISSUED WITHIN AND AN EXISTING LICENSE MAY NOT BE TRANSFERRED INTO THE AREA BOUNDED BY NORTHERN PARKWAY ON THE NORTH, BELLONA AVENUE ON THE WEST, ORKNEY ROAD ON THE SOUTH, AND EVESHAM AVENUE ON THE EAST.”.**

On page 8, in lines 24 and 29, in each instance, strike the bracket; in line 25, strike “appointed” and substitute “**EMPLOYED**”; strike beginning with “ability” in line 25 down through “hearing” in line 29 and substitute “**EXPERIENCE**”; and strike in their entirety lines 30 and 31.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs 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**

**HB0861/154037/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 861

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “easement” insert “approved for a certain purchase after a certain date”; in the same line, after “landowner” insert “to request approval”; and in line 16, after “Fund;” insert “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;”.

AMENDMENT NO. 2

On page 6, in line 6, strike “AND”; in line 8, after “LAND” insert “; AND”

**4. ANAEROBIC DIGESTION OF LIVESTOCK MANURE  
IF PLACED ON FALLOW LAND**;

and in line 17, after “A” insert “FAVORABLE”.

On page 7, in line 20, after the second “A” insert “FAVORABLE”.

On page 10, after line 10, insert:

**“(7) A LEASE EXECUTED BY A FACILITY OWNER AND A LANDOWNER FOR THE GENERATION OF ELECTRICITY IN ACCORDANCE WITH THIS SUBSECTION SHALL INCLUDE PROVISIONS TO REQUIRE A FACILITY OWNER TO REMOVE THE FACILITY IF THE FACILITY IS NO LONGER INTENDED TO BE USED TO GENERATE ELECTRICITY.”;**

and in lines 11, 15, and 19, strike “(7)”, “(8)”, and “(9)”, respectively, and substitute “(8)”, “(9)”, and “(10)”, respectively.

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 EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS REPORT #64**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

House Bill 208 – Delegates Barkley, Schulz, Olszewski, Jameson, Krebs, Aumann, Barnes, Braveboy, Davis, Elliott, Gilchrist, Glenn, Guzzone, Haddaway-Riccio, Hucker, Impallaria, Kramer, Love, McHale, W. Miller, Minnick, Mitchell, Ready, S. Robinson, Rudolph, Stifler, Stocksdale, and Vaughn

AN ACT concerning

**Alcoholic Beverages – Refillable Containers – Permits and Labels**

**HB0208/824937/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 208

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 15, after “standards;” insert “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 draft 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; 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 19, after “8-213.3,” insert “8-217.1, 8-219.1,”.

AMENDMENT NO. 2

On page 8, in line 28, after “TO” insert “DRAFT”.

On page 9, in line 2, strike “AND”; and in line 3, strike the period and substitute “,”

(V) PRINCE GEORGE’S COUNTY; AND

(VI) ST. MARY’S COUNTY.”.

AMENDMENT NO. 3

On page 18, after line 9, insert:

“8-217.1.

(A) THIS SECTION APPLIES ONLY IN PRINCE GEORGE’S COUNTY.

(B) IN THIS SECTION, “BOARD” MEANS THE BOARD OF LICENSE COMMISSIONERS.

(C) THERE IS A REFILLABLE CONTAINER PERMIT.

(D) THE BOARD MAY ISSUE A REFILLABLE CONTAINER PERMIT TO A HOLDER OF ANY CLASS B BEER, WINE AND LIQUOR LICENSE WITH OFF-SALE PRIVILEGES.

(E) BEFORE THE BOARD ISSUES A REFILLABLE CONTAINER PERMIT TO AN APPLICANT, THE APPLICANT SHALL:

(1) COMPLETE THE FORM THAT THE BOARD PROVIDES; AND

(2) PAY AN ANNUAL PERMIT FEE THAT THE BOARD ESTABLISHES.

(F) THE HOURS OF SALE FOR A REFILLABLE CONTAINER PERMIT:

(1) BEGIN AT THE SAME TIME AS THOSE FOR THE LICENSE ALREADY HELD BY THE PERSON TO WHOM THE REFILLABLE CONTAINER PERMIT IS ISSUED; AND

(2) END AT MIDNIGHT.

(G) THE BOARD SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION.

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.”.

On page 21, in line 5, strike “July” and substitute “October”.

The preceding 3 amendments were read and adopted.



Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

**House Bill 359 – Delegate Barkley**

AN ACT concerning

**Alcoholic Beverages – Maximum Alcohol Content**

**HB0359/604037/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 359

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with the comma in line 4 down through “exception” in line 5.

AMENDMENT NO. 2

On page 1, strike beginning with the comma in line 17 down through “ARTICLE” 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.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 1312 – Delegate Beidle**

AN ACT concerning

**Program Open Space Sites – Public Access**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON EDUCATION, HEALTH, AND ENVIRONMENTAL  
AFFAIRS REPORT #65**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs 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.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs 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.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs 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.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs 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.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 1530 – St. Mary’s County Delegation**

EMERGENCY BILL

AN ACT concerning

**St. Mary’s County Metropolitan Commission – ~~Collection of~~ Unpaid Charges**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON EDUCATION, HEALTH, AND ENVIRONMENTAL  
AFFAIRS REPORT #66**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 553 – Chair, Environmental Matters Committee (By Request –  
Departmental – Housing and Community Development)**

AN ACT concerning

**Housing – Energy-Efficient Homes Construction Loan Program**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

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

AN ACT concerning

~~**Climate Risk Reduction Act**~~

**Coast Smart Council**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

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

AN ACT concerning

**Environmentally Preferable Procurement – Maryland Green Purchasing  
Committee**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON FINANCE REPORT #38**

**CONSENT CALENDAR #63**

Senator Middleton, Chair, for the Committee on Finance reported favorably:

BILL NO.	REPORT	SPONSOR	CONTENT
HB 793	FAV	Del Kach, et al	Pharmacy Benefits Managers – Pharmacy Contracts – Maximum Allowable Cost Pricing
HB 1040	FAV	Del M. Washington, et al	State Pers – Disciplinary Appeal and Grievance Procedure Documents – Electronic Transmission
HB 1127	FAV	Del Tarrant, et al	Health Insurance – Incentives for Health Care Practitioners
HB 1233	FAV	Del Bromwell, et al	Health Insurance – Step Therapy or Fail–First Protocol

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON FINANCE REPORT #39**

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 399 – Delegates Murphy, Bromwell, Costa, Cullison, Donoghue, Hubbard, A. Kelly, Oaks, Pena–Melnik, Reznik, ~~and V. Turner~~  
V. Turner, Hammen, Nathan–Pulliam, and Pendergrass**

AN ACT concerning

**Public Health – Medical Records Charges – Medicaid Enrollees**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 636 – Delegates Arora, Anderson, ~~and McIntosh~~ McIntosh, and Howard**

AN ACT concerning

**Maryland Transit Administration – ~~Pretax~~ Commuter Benefits Program**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 661 – Delegates Myers and Krebs**

AN ACT concerning

**Health – Statistics and Records – Electronic Filing of Death Certificates**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance 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.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance 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.

Senator Middleton, Chair, for the Committee on Finance 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~~**

**HB1235/547179/1**

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1235  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 15, after “recommendations;” insert “requiring the advisory body to include certain stakeholders;”.

AMENDMENT NO. 2

On page 7, after line 27, insert:

**“(C) THE ADVISORY BODY SHALL INCLUDE INTERESTED STAKEHOLDERS REPRESENTING HEALTH CARE PROVIDER ORGANIZATIONS, HEALTH OCCUPATION BOARDS, CARRIERS, AND MANAGED CARE ORGANIZATIONS.”;**

and in line 28, strike “(C)” and substitute “(D)”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance 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 Department of Health and Mental Hygiene – Outpatient Services  
Programs Stakeholder Workgroup~~

HB1267/607870/2

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1267

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “and” and substitute a comma; and in line 7, after “proposal” insert “, and evaluate a certain standard”.

On page 2, in lines 30 and 31, strike “an outpatient services programs” and substitute “a”; and in line 31, after “workgroup” insert “on the treatment of individuals with mental illness”.

AMENDMENT NO. 2

On page 3, in line 3, strike the second “and”; in line 20, after “program” insert “;  
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”;

in line 26, strike “that includes” and substitute “of the findings and recommendations of the workgroup, including”; and in line 28, after “section” 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.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**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**

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 125 – Delegates Rosenberg, Parrott, Barve, Cardin, Ivey, and Summers**

AN ACT concerning

**Election Law – Petitions – Prohibited Actions**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENT (1) OFFERED FROM THE FLOOR BY SENATOR KITTLEMAN.

FLOOR AMENDMENT

**HB0125/613222/1**

BY: Senator Kittleman

AMENDMENT TO HOUSE BILL 125

(Third Reading File Bill)

On page 1, in line 2, strike “ – Prohibited Actions”; in line 3, after “of” insert “requiring a chief election official of an election authority who is determining the sufficiency of the format of a certain petition to determine the sufficiency of any summary of local legislation that is contained in the petition; requiring, under certain circumstances, the chief election official to provide the sponsor of a petition with an explanation of the reasons for a certain determination.”; in line 5, strike “prohibited actions relating to”; in line 8, after “Section” insert “6-202 and”; and after line 13, insert:

“6-202.

(a) The format of the petition prepared by a sponsor may be submitted to the chief election official of the appropriate election authority, in advance of filing the petition, for a determination of its sufficiency.

**(B) (1) WHEN DETERMINING THE SUFFICIENCY UNDER SUBSECTION (A) OF THIS SECTION OF A PETITION THAT SEEKS TO PLACE A QUESTION REGARDING LOCAL LEGISLATION ON A BALLOT, THE CHIEF ELECTION OFFICIAL OF THE APPROPRIATE ELECTION AUTHORITY SHALL DETERMINE THE SUFFICIENCY OF ANY SUMMARY OF THE LOCAL LEGISLATION THAT IS CONTAINED IN THE PETITION.**

**(2) IF THE CHIEF ELECTION OFFICIAL OF THE APPROPRIATE ELECTION AUTHORITY DETERMINES THAT THE SUMMARY OF LOCAL LEGISLATION IS INSUFFICIENT, THE CHIEF ELECTION OFFICIAL SHALL PROVIDE THE SPONSOR WITH AN EXPLANATION OF THE REASONS FOR THE DETERMINATION.**

**[(b)] (C) In making the determination, the chief election official may seek the advice of the legal authority.**

The preceding amendment was read and adopted.

Senator Madaleno moved, duly seconded, to make the Bill a Special Order for April 4, 2014.

The motion was adopted.

**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**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

FLOOR AMENDMENT

**HB0304/403029/1**

BY: Senator Brochin

AMENDMENTS TO HOUSE BILL 304  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 16, after “counseling;” insert “altering the circumstances under which a person is prohibited from representing or implying that the person is licensed to practice dietetics in the State;”.

On page 2, in line 9, after “5–101(a) and (b),” insert “and”; in the same line, strike “, and 5–402”; and in line 19, before “and” insert “5–402,”.

AMENDMENT NO. 2

On page 4, strike beginning with the first comma in line 25 down through “procedures” in line 26.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 14    Negative – 33    (See Roll Call No. 930)

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

Affirmative – 44    Negative – 3    (See Roll Call No. 931)

The Bill was then sent to the House of Delegates.

**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**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Senator Simonaire moved, duly seconded, to make the Bill and Report a Special Order for April 4, 2014.

The motion was adopted.

**Senate Bill 710 – Senator Forehand**

AN ACT concerning

**Impaired Driving – Repeat Offenders – Penalties**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Simonaire moved, duly seconded, to make the Bill a Special Order for April 4, 2014.

The motion was adopted.

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

AN ACT concerning

**Courts – Juveniles – Expungement of Records**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENT (1) AND THE FAVORABLE REPORT.

**HB0079/378977/1**

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 79

(Third Reading File Bill)

On page 3, in line 12, strike “A” and substitute “:

**(I)    A”;**

and in line 13, after the semicolon insert "OR

**(II) A VIOLATION OF § 3-308 OF THE CRIMINAL LAW ARTICLE;**"

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**CONCURRENCE CALENDAR #15**

**AMENDED IN THE HOUSE**

**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**

Senator Kasemeyer moved that the Senate not concur in the House amendments.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

**BILL: SB 0171**

**SPONSOR: The Pres (Admin)**

**SUBJECT: Creatn of a St Dbt – Md Consoldtd Capital Bond Ln 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 DeGrange, Chair

Senator Kasemeyer

Senator Peters

Senator King

Senator Edwards

In addition, the Senate has appointed in advisory capacity: Senators McFadden and Colburn.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

### **THE COMMITTEE ON FINANCE REPORT #40**

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

**House Bill 856 – Delegates Nathan–Pulliam, Tarrant, 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**~~  
**Workgroup on Workforce Development for Community Health Workers**

**HB0856/257971/1**

BY: Finance Committee



AMENDMENT TO HOUSE BILL 856  
(Third Reading File Bill)

On page 4, in line 8, strike “December 1, 2014” and substitute “June 1, 2015”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

**House Bill 1168 – Southern Maryland Delegation**

AN ACT concerning

**Electricity – Certificate – Wind Turbines – Limitation**

**HB1168/227472/1**

BY: Finance Committee

AMENDMENT TO HOUSE BILL 1168  
(Third Reading File Bill)

On page 9, in line 2, after “station” insert “:

(1)”;

in the same line, strike “physical”; and in line 3, after “2014” insert “; and

(2) for which proceeds from a Maryland Water Quality Financing Administration loan have been paid to a manufacturer of wind-powered generating stations to initiate construction of the wind-powered generating station”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB1168/843828/1

BY: Senator Raskin

AMENDMENTS TO HOUSE BILL 1168

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “date” insert “, subject to a certain exception: providing that, if the Commission requires, as a condition of approving a certificate of public convenience and necessity, that an applicant has entered into a certain agreement, 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 a wind turbine of any height”; and in line 8, after “facilities” insert “under certain circumstances”.

AMENDMENT NO. 2

On page 6, in line 16, after “**(2)**” insert “**(1)**”; in the same line, strike “**THE**” and substitute “**EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE**”; after line 21, insert:

**“(II) IF THE COMMISSION REQUIRES, AS A CONDITION FOR APPROVING A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY, THAT THE APPLICANT 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 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.”;**

and in line 23, after “**STATION**” insert “**CONSTRUCTED IN ACCORDANCE WITH A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY APPROVED IN ACCORDANCE WITH PARAGRAPH (2)(1) OF THIS SUBSECTION**”.

AMENDMENT NO. 3

On page 7, in line 28, strike “**IN**” and substitute “**EXCEPT FOR APPLICATIONS FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY WHERE THE APPLICANT 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, IN**”; and in the same line, strike “**ANY PROPOSAL**” and substitute “**AN APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY**”.

The preceding 3 amendments were read and rejected by a roll call vote as follows:

Affirmative – 15    Negative – 31    (See Roll Call No. 932)

Senator Colburn moved, duly seconded, to make the Bill and Report a Special Order for April 4, 2014.

The motion was rejected by a roll call vote as follows:

Affirmative – 17    Negative – 28    (See Roll Call No. 933)

Read the second time and ordered prepared for Third Reading.

### MESSAGE TO THE SENATE

**BILL:    SB 0171**

**SPONSOR:    The Pres (Admin)**

**SUBJECT:    Creatn of a St Dbt – Md Consoldtd Capital Bond Ln 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 DeGrange, Chair

Senator Kasemeyer

Senator Peters

Senator King

Senator Edwards

In addition, the Senate has appointed in advisory capacity: Senators McFadden and Colburn.

The House appoints:  
Delegate Jones, Chair  
Delegate Conway  
Delegate Griffith  
Delegate Bohanan  
Delegate Eckardt

In addition, the House has appointed in advisory capacity: Delegates Guzzone, Proctor, James and Zucker.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

### MESSAGE TO THE SENATE

**BILL: SB 0737**  
**SPONSOR:** Sen Pugh, et al  
**SUBJECT:** Labor and Employment – Unpaid Parental Leave – Birth or Adoption of a Child

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 Pugh, Chair  
Senator Feldman  
Senator Glassman

The House appoints:  
Delegate Vaughn, Chairman  
Delegate Olszewski, and  
Delegate Aumann.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

### INTRODUCTION OF BILLS

Senator Jones–Rodwell moved, duly seconded, to suspend Rule 32(a) and 32(b) to comply with the Constitutional requirements in order to introduce a Bill, and two–thirds of the Senators elected voting in the affirmative, the requirements were complied with by yeas and nays.

The motion was adopted.

#### **Senate Bill 1117 – Senator Jones–Rodwell**

AN ACT concerning

#### **Baltimore City – Alcoholic Beverages – Class BWLT Tasting Licenses**

FOR the purpose of adding a certain area in Baltimore City to the list of areas in which the Board of Liquor License Commissioners for Baltimore City may issue a Class BWLT beer, wine, and liquor tasting license to a holder of a Class A beer, wine and liquor license; and generally relating to alcoholic beverages licenses in Baltimore City.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 8–403.2(a)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, without amendments,  
Article 2B – Alcoholic Beverages  
Section 8–403.2(b) through (d)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2013 Supplement)

Senator Jones–Rodwell moved to suspend the rules to allow **Senate Bill 1117** to be referred immediately.

The motion was adopted.

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

### **QUORUM CALL**

The presiding officer announced a quorum call, showing 46 Members present.

(See Roll Call No. 934)

### **ADJOURNMENT**

At 1:34 P.M. on motion of Senator Robey, seconded, the Senate adjourned until 10:00 A.M. on Legislative Day March 26, 2014, Calendar Day, Friday, April 4, 2014.

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**Annapolis, Maryland**  
**Legislative Day: March 26, 2014**  
**Calendar Day: Friday, April 4, 2014**  
**10:00 A.M. Session**

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The Senate met at 10:10 A.M.

Prayer by Reverend Karen F. Bunnell, Elkton United Methodist Church.

(See Exhibit A of Appendix III)

The Journal of March 25, 2014 was read and approved.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 936)

**INTRODUCTION OF RESOLUTIONS**

**Senate Resolution No. 687 – Senator James Brochin:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
Towson University Debate Team  
in recognition of  
being the first African American Women's team  
to win the Cross Examination Debate Association's  
National Championship. Congratulations  
on this historic achievement.  
The entire membership extends best wishes on  
this memorable occasion and directs this resolution  
be presented on this 4th day of April 2014.

Read and adopted by a roll call vote as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 937)

**Senate Resolution No. 688 – Senator Ulysses Currie:**

Be it hereby known to all that  
The Senate of Maryland  
offers its sincerest congratulations to  
Dr. Henry A. Wise, Jr. High School's 2013–2014  
Boys Basketball Team  
in recognition of  
winning the State Class 4A Boys Basketball Championship, completing a 24–2 season  
and averaging  
a 3.0 GPA as student athletes.  
The entire membership extends best wishes on  
this memorable occasion and directs this resolution  
be presented on this 4th day of April 2014.

Read and adopted by a roll call vote as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 938)

### CONCURRENCE CALENDAR #19

#### AMENDED IN THE HOUSE

**Senate Bill 585 – ~~Senator Middleton~~ Senators Middleton, Brinkley, Feldman,  
Glassman, Kelley, Kittleman, Klausmeier, Mathias, and Pugh**

AN ACT concerning

**Commercial Law – Patent Infringement – Assertions Made in Bad Faith**

Senator Middleton moved that the Senate not concur in the House amendments.

**SB0585/253799/1**

BY: Economic Matters Committee

#### AMENDMENTS TO SENATE BILL 585

(Third Reading File Bill)

##### AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 12 down through “Act;” in line 13; and in line 17, strike “11–1605” and substitute “11–1604”.

##### AMENDMENT NO. 2

On page 2, strike beginning with “**THIS**” in line 22 down through “**11–1603.**” in line 25.



On page 5, in line 8, strike "11-1604." and substitute "11-1603."; and in line 13, strike "11-1605." and substitute "11-1604.".

The preceding 2 amendments were read and not concurred in.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

**BILL: SB 0585**

**SPONSOR:** Sen Middleton, et al

**SUBJECT:** Commercial Law – Patent Infringement – Assertions Made in Bad Faith

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 Astle, Chairman

Senator Pugh

Senator Kittleman.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,

Secretary

Read and adopted.

**CONCURRENCE CALENDAR #18**

**AMENDED IN THE HOUSE**

**Senate Bill 401 – Senator Young**

AN ACT concerning

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

Senator Conway moved that the Senate not concur in the House amendments.

**SB0401/480318/1**

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL 401

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Balcony” insert “Railing”; in line 4 and in lines 6 and 7, in each instance, strike “a political subdivision” and substitute “certain political subdivisions”; in line 4, strike “conduct” and substitute “require”; in line 7, after the first “to” insert “conduct the inspections,”; in the same line, strike “periodic”; in the same line, after “inspections” insert “, or require a certain professional inspector employed by the owner of a multifamily dwelling to conduct and certify the inspections in a certain manner; requiring certain political subdivisions to provide a certain notice to the owner of a multifamily dwelling”; in line 10, after “inspection,” insert “prohibiting a unit from being inspected under certain circumstances; prohibiting Baltimore City from issuing or renewing a certain multiple-family dwelling license unless the applicant demonstrates that a professional inspector has completed a certain inspection; requiring Baltimore City to notify the holder of a multiple-family dwelling license of a certain inspection requirement at a certain time,”; strike beginning with “providing” in line 11 down through “term” in line 13 and substitute “defining certain terms; requiring a political subdivision to require a certain inspection under this Act of certain multifamily or multiple-family dwellings on or before a certain date; providing that this Act does not require a political subdivision to inspect a certain balcony railing more than once within a certain period of time, with a certain exception; providing for the application of this Act”; and in line 14, strike “balconies in multifamily dwellings” and substitute “certain balcony railings”.

AMENDMENT NO. 2

On page 2, in line 6, after “(3)” insert “(I)”; in the same line, strike “BUILDING” and substitute “PROPERTY”; in lines 8, 9, 10, 11, 12, 13, 14, and 15, strike “(I)”, “(II)”, “(III)”, “(IV)”, “(V)”, “(VI)”, “(VII)”, and “(VIII)”, respectively, and substitute “1.”, “2.”, “3.”, “4.”, “5.”, “6.”, “7.”, and “8.”, respectively; and after line 15, insert:

“(II) “MULTIFAMILY DWELLING DOES NOT INCLUDE:

1. A CONDOMINIUM, AS DEFINED IN § 11-101 OF THE REAL PROPERTY ARTICLE; OR

2. A COOPERATIVE HOUSING CORPORATION, AS DEFINED IN § 5-6B-01 OF THE CORPORATIONS AND ASSOCIATIONS ARTICLE.

(4) “PROFESSIONAL INSPECTOR” MEANS:

(I) A PROFESSIONAL ENGINEER LICENSED UNDER TITLE 14 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE AND EXPERIENCED IN THE PRACTICE OF STRUCTURAL ENGINEERING;

(II) AN ARCHITECT LICENSED UNDER TITLE 3 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE AND KNOWLEDGEABLE IN THE DESIGN, CONSTRUCTION, AND INSPECTION OF BUILDINGS; OR

(III) FOR PURPOSES OF THE INSPECTION OF A MULTIFAMILY DWELLING CONTAINING MORE THAN 10 DWELLING UNITS, A QUALIFIED PERSON WITH AT LEAST 5 YEARS OF EXPERIENCE IN MULTIFAMILY DWELLING OPERATIONS, UPKEEP, AND MAINTENANCE.”.

On page 3, strike in their entirety lines 16 through 18, inclusive, and substitute:

“(3) (I) THIS PARAGRAPH DOES NOT APPLY IN BALTIMORE CITY.”;

in line 19, strike “CONDUCT” and substitute “REQUIRE”; in line 20, after “OF” insert “AT LEAST 10% OF THE UNITS IN”; in line 22, strike “5” and substitute “10”; in line 23, after “YEARS” insert “, BEGINNING NO LATER THAN 10 YEARS AFTER THE BALCONY IS CONSTRUCTED,”; in the same line, strike “EACH BALCONY MEETS” and substitute “THE BALCONY RAILINGS MEET”; in line 25, after “MAY” insert “:”

1. CONDUCT INSPECTIONS REQUIRED UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH;

2.”;

in line 26, after “INSPECTIONS” insert “REQUIRED”; in line 27, after “PARAGRAPH” insert “ON BEHALF OF THE POLITICAL SUBDIVISION; OR”

**3. REQUIRE AN INSPECTION REQUIRED UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH TO BE CONDUCTED AND CERTIFIED TO THE POLITICAL SUBDIVISION BY A PROFESSIONAL INSPECTOR EMPLOYED BY THE OWNER OF THE MULTIFAMILY DWELLING**”;

after line 27, insert:

**“(IV) A CERTIFICATION MADE BY A PROFESSIONAL INSPECTOR UNDER SUBPARAGRAPH (III)3 OF THIS PARAGRAPH SHALL:**

**1. BE MADE IN THE FORM REQUIRED BY THE APPLICABLE POLITICAL SUBDIVISION; AND**

**2. INCLUDE:**

**A. A STATEMENT THAT THE BALCONY RAILINGS HAVE BEEN INSPECTED;**

**B. THE NAME OF THE OWNER OF THE MULTIFAMILY DWELLING;**

**C. THE ADDRESS OF THE MULTIFAMILY DWELLING;**

**D. THE NAME OF THE INSPECTOR;**

**E. THE DATE THE MULTIFAMILY DWELLING WAS INSPECTED;**

**F. THE RESULTS OF THE INSPECTION; AND**

**G. ANY OTHER INFORMATION REQUIRED BY THE POLITICAL SUBDIVISION.**

(V) A POLITICAL SUBDIVISION SHALL:

1. PROVIDE NOTICE TO THE OWNER OF A MULTIFAMILY DWELLING AT LEAST 10 DAYS BEFORE ANY INSPECTION OF THE DWELLING CONDUCTED UNDER SUBPARAGRAPH (III)1 OR 2 OF THIS PARAGRAPH; OR

2. A. NOTIFY THE OWNER OF A MULTIFAMILY DWELLING OF THE NEED TO HAVE A PROFESSIONAL INSPECTOR COMPLETE AN INSPECTION UNDER SUBPARAGRAPH (III)3 OF THIS PARAGRAPH; AND

B. ALLOW THE OWNER OF THE MULTIFAMILY DWELLING A REASONABLE PERIOD OF TIME TO HAVE THE INSPECTION COMPLETED.”;

in line 28, strike “(IV)” and substitute “(VI)”; in line 29, strike “5” and substitute “10”; and after line 31, insert:

“(VII) A UNIT MAY NOT BE INSPECTED UNDER THIS PARAGRAPH IF THE TENANT OR LAWFUL OCCUPANT LEASING THE UNIT DENIES THE INSPECTOR ACCESS TO THE UNIT.

(4) (I) IN THIS PARAGRAPH, “MULTIPLE-FAMILY DWELLING” HAS THE MEANING STATED IN ARTICLE 13, § 5-1 OF THE BALTIMORE CITY CODE.

(II) THIS PARAGRAPH APPLIES ONLY IN BALTIMORE CITY.

(III) BALTIMORE CITY MAY NOT ISSUE OR RENEW A MULTIPLE-FAMILY DWELLING LICENSE UNLESS THE APPLICANT DEMONSTRATES THAT A PROFESSIONAL INSPECTOR HAS COMPLETED AN INSPECTION OF THE MULTIPLE-FAMILY DWELLING TO ENSURE THAT EACH BALCONY RAILING IN THE MULTIPLE-FAMILY DWELLING MEETS THE REQUIREMENTS OF THE BUILDING, FIRE, AND RELATED CODES OF BALTIMORE CITY.

(IV) BEGINNING IN OCTOBER 2015, AND EVERY 5 YEARS THEREAFTER, AT THE TIME THAT BALTIMORE CITY SENDS A RENEWAL NOTICE TO A HOLDER OF A MULTIPLE-FAMILY DWELLING LICENSE, BALTIMORE CITY SHALL NOTIFY THE LICENSE HOLDER OF THE INSPECTION REQUIREMENT UNDER SUBPARAGRAPH (III) OF THIS PARAGRAPH.”.

On page 4, in line 1, strike “(4)” and substitute “(5)”; and in line 5, after “(3)” insert “OR (4)”.

AMENDMENT NO. 3

On page 5, after line 5, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before October 1, 2015, a political subdivision shall require an inspection, in accordance with the requirements of this Act, of each multifamily or multiple-family dwelling in the political subdivision in which a unit in the multifamily or multiple-family dwelling has a balcony railing that is at least 10 years old.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act does not require a political subdivision, other than Baltimore City, to inspect a balcony railing inspected before the effective date of this Act more than once within a 10-year period.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act does not require a political subdivision that conducts balcony railing inspections before the effective date of this Act to alter its method of conducting inspections, but any change to balcony railing inspection methods made on or after October 1, 2014, must comply with this Act.”;

and in line 6, strike “2.” and substitute “5.”.

The preceding 3 amendments were read and not concurred in.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:  
Ladies and Gentlemen of the House of Delegates:

BILL: **SB 0401**  
SPONSOR: Sen Young

SUBJECT: Public Safety – Building Codes – Balcony Inspections (Jonathan’s Law)

The Senate refuses to concur in the House amendments and respectfully requests the House recede from its position.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

**CONCURRENCE CALENDAR #22**

**AMENDED IN THE HOUSE**

**Senate Bill 348 – Senator Manno**

AN ACT concerning

**Texting While Driving – Accidents Resulting in Death or Serious Injury – Penalties**

Senator Frosh moved that the Senate not concur in the House amendments.

**SB0348/632018/1**

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 348

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Texting” and substitute “Use of Text Messaging Device or Handheld Telephone”; strike beginning with “altering” in line 4 down through “circumstances;” in line 7; in line 9, after “device” insert “or a handheld telephone”; in the same line, strike “causes” and substitute “substantially contributes to”; in the same line, after the second “that” insert “directly”; in line 10, after “another;” insert “requiring a person who is involved in a motor vehicle accident that results in the death of or a life threatening injury to another person and who is detained by a police officer who has reasonable grounds to believe that the person has”

been driving while using a text messaging device or a handheld telephone in violation of a certain provision of law to provide the officer with certain information regarding the device;”; in line 17, 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;”; in line 19, strike “prohibition” and substitute “prohibitions”; and in the same line, after “device” insert “and a handheld telephone”.

#### AMENDMENT NO. 2

On page 1, in line 22, after “16–402(a)(39)” insert “, 21–1124.3”.

On page 2, in line 1, strike “with” and substitute “without”; and in line 3, after “21–1124.1” insert “and 21–1124.2”.

#### AMENDMENT NO. 3

On page 2, in line 14, strike “§ 21–1124.1(B)(2)” and substitute “§ 21–1124.3(A)”; in line 23, strike “(1)”; in line 24, strike “THE INDIVIDUAL’S HANDS TO USE”; and strike in their entirety lines 27 through 30, inclusive.

#### AMENDMENT NO. 4

On page 3, after line 27, insert:

“21–1124.2.

(a) (1) In this section the following words have the meanings indicated.

(2) “Handheld telephone” means a handheld device used to access wireless telephone service.

(3) “9–1–1 system” has the meaning stated in § 1–301 of the Public Safety Article.

(b) This section does not apply to:

(1) Emergency use of a handheld telephone, including calls to:

(i) A 9–1–1 system;

(ii) A hospital;



(iii) An ambulance service provider;

(iv) A fire department;

(v) A law enforcement agency; or

(vi) A first aid squad;

(2) Use of a handheld telephone by the following individuals when acting within the scope of official duty:

(i) Law enforcement personnel; and

(ii) Emergency personnel;

(3) Use of a handheld telephone as a text messaging device as defined in § 21-1124.1 of this subtitle; and

(4) Use of a handheld telephone as a communication device utilizing push-to-talk technology by an individual operating a commercial motor vehicle, as defined in 49 C.F.R. Part 390.5 of the Federal Motor Carrier Safety Regulations.

(c) The following individuals may not use a handheld telephone while operating a motor vehicle:

(1) A driver of a Class H (school) vehicle that is carrying passengers and in motion; and

(2) A holder of a learner's instructional permit or a provisional driver's license who is 18 years of age or older.

(d) (1) This subsection does not apply to an individual specified in subsection (c) of this section.

(2) A driver of a motor vehicle that is in motion may not use the driver's hands to use a handheld telephone other than to initiate or terminate a wireless telephone call or to turn on or turn off the handheld telephone.

(e) (1) A person convicted of a violation of this section is subject to the following penalties:

(i) For a first offense, a fine of not more than \$75;

(ii) For a second offense, a fine of not more than \$125; and

(iii) For a third or subsequent offense, a fine of not more than \$175.

(2) Points may not be assessed against the individual under § 16–402 of this article unless the offense contributes to an accident.

(f) The court may waive a penalty under subsection (e) of this section for a person who:

(1) Is convicted of a first offense under this section; and

(2) Provides proof that the person has acquired a hands-free accessory, an attachment or add-on, a built-in feature, or an addition for the person's handheld telephone that will allow the person to operate a motor vehicle in accordance with this section.

### 21–1124.3.

(A) A PERSON MAY NOT COMMIT A VIOLATION OF § 21–1124.1 OR § 21–1124.2 OF THIS SUBTITLE THAT SUBSTANTIALLY CONTRIBUTES TO AN ACCIDENT THAT DIRECTLY RESULTS IN THE DEATH OR, AS DEFINED IN § 27–113 OF THIS ARTICLE, SERIOUS BODILY INJURY OF ANOTHER.

(B) IF A PERSON IS INVOLVED IN A MOTOR VEHICLE ACCIDENT THAT RESULTS IN THE DEATH OF OR A LIFE THREATENING INJURY TO ANOTHER PERSON AND THE PERSON IS DETAINED BY A POLICE OFFICER WHO HAS REASONABLE GROUNDS TO BELIEVE THAT THE PERSON HAS BEEN DRIVING WHILE USING A TEXT MESSAGING DEVICE OR A HANDHELD TELEPHONE IN VIOLATION OF § 21–1124.1 OR § 21–1124.2 OF THIS SUBTITLE, THE PERSON SHALL PROVIDE THE OFFICER WITH THE FOLLOWING INFORMATION REGARDING THE DEVICE:

**(1) THE TELEPHONE NUMBER ASSOCIATED WITH THE DEVICE;**

**(2) THE IDENTITY OF THE SERVICE CARRIER FOR THE DEVICE;**

**AND**

**(3) ANY ELECTRONIC MAIL ADDRESS ASSOCIATED WITH THE DEVICE.”.**

**AMENDMENT NO. 5**

On page 3, in line 29, before “A” insert “**(A)**”; in the same line, strike “§ 21-1124.1**(B)(2)**” and substitute “**§ 21-1124.3(A)**”; in line 31, strike “3 YEARS” and substitute “**1 YEAR**”; and after line 31, 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 5 amendments were read and not concurred in.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:  
Ladies and Gentlemen of the House of Delegates:

**BILL: SB 0348**  
**SPONSOR: Sen Manno**  
**SUBJECT: Texting While Driving – Accidents Resulting in Death or Serious Injury – Penalties**

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 Raskin, Chairman  
Senator Shank  
Senator Muse.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

### AMENDED IN THE HOUSE

#### Senate Bill 460 – Senators Raskin, Forehand, and King

AN ACT concerning

#### **Criminal Law – Person in a Position of Authority – Sexual Offenses With a Minor**

Senator Frosh moved that the Senate not concur in the House amendments.

**SB0460/482510/2**

BY: House Judiciary Committee

#### AMENDMENTS TO SENATE BILL 460

(Third Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in line 4, strike “the definition of” and substitute “a certain prohibition against a certain”; strike beginning with “for” in line 5 down through “against” in line 6 and substitute “from”; in line 6, after “engaging” insert “in certain conduct to prohibit a certain person in a position of authority from engaging”; in line 8, strike “certain”; in the same line, after “minor” insert “who is 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;”; strike beginning with “to” in line 16 down through “school;” in line 17; and after line 23, insert:

“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)”.

On page 2, after line 10, insert:

“BY adding to  
Article – Criminal Law  
Section 3–325  
Annotated Code of Maryland  
(2012 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 17, insert:

“Article – Courts and Judicial Proceedings

5–106.

(z) A prosecution for a misdemeanor offense under [§ 3–308(c)] § 3–325 or, if the victim was a minor at the time of the offense, § 3–308(b)(1) of the Criminal Law Article shall be instituted within 3 years after the offense was committed.”;

strike in their entirety lines 20 through 28, inclusive; and in line 29, strike “(b)” and substitute “**(A)**”.

On page 3, strike in their entirety lines 7 through 14, inclusive; and in line 15, strike “(d)” and substitute “**(B)**”.

On page 4, after line 28, insert:

**“3–325.**

**(A) (1) IN THIS SECTION, “PERSON IN A POSITION OF AUTHORITY” MEANS A PERSON WHO:**

(I) IS AT LEAST 21 YEARS OLD;

(II) WORKS AT:

1. A PUBLIC OR PRIVATE PRESCHOOL, ELEMENTARY SCHOOL, OR SECONDARY SCHOOL; OR

2. A SPORTS OR RECREATIONAL FACILITY OR PROGRAM; AND

(III) EXERCISES SUPERVISION OVER ONE OR MORE MINORS ENROLLED OR PARTICIPATING IN THE INSTITUTION, PROGRAM, OR ACTIVITY.

(2) “PERSON IN A POSITION OF AUTHORITY” INCLUDES AN INDIVIDUAL WHO IS A VOLUNTEER WITH, UNDER CONTRACT WITH, OR A PAID EMPLOYEE OF A COUNTY BOARD OF EDUCATION OR AN INSTITUTION, A PROGRAM, OR AN ACTIVITY DESCRIBED IN PARAGRAPH (1)(II) OF THIS SUBSECTION.

(B) A PERSON IN A POSITION OF AUTHORITY MAY NOT ENGAGE IN SEXUAL CONTACT, A SEXUAL ACT, OR VAGINAL INTERCOURSE WITH A MINOR WHO IS ENROLLED OR PARTICIPATING IN THE INSTITUTION, PROGRAM, OR ACTIVITY AT WHICH THE PERSON IN A POSITION OF AUTHORITY WORKS.

(C) (1) UNLESS SPECIFICALLY CHARGED BY THE STATE, A VIOLATION OF THIS SECTION MAY NOT BE CONSIDERED A LESSER-INCLUDED OFFENSE OF ANOTHER CRIME.

(2) A PROSECUTION OF A VIOLATION OF THIS SECTION DOES NOT PRECLUDE A PROSECUTION UNDER § 3-602 OF THIS TITLE.

(D) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 1 YEAR OR A FINE NOT EXCEEDING \$1,000 OR BOTH.”

The preceding 2 amendments were read and not concurred in.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:  
Ladies and Gentlemen of the House of Delegates:

**BILL: SB 0460**  
**SPONSOR:** Sen Raskin, et al  
**SUBJECT:** Criminal Law – Person in a Position of Authority – Sexual Offenses With a Minor

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 Zirkin, Chairman  
Senator Brochin  
Senator Shank.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

**AMENDED IN THE HOUSE**

**Senate Bill 512 – ~~Senator Gladden~~ Senators Gladden and Muse**

AN ACT concerning

**Criminal Injuries Compensation Board – Membership – Family Member of Homicide Victim**

Senator Frosh moved that the Senate not concur in the House amendments.

**SB0512/102819/1**

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 512

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “Family” in line 2 down through “Victim” in line 3 and substitute “Victim of Crime or Family Member”; and in line 5, strike “family member of a homicide victim” and substitute “victim of crime or a family member of a victim of crime”.

AMENDMENT NO. 2

On page 2, in line 2, after the first “A” insert “VICTIM OF CRIME OR A”; in the same line, strike “**HOMICIDE**”; and in line 3, after “**VICTIM**” insert “OF CRIME”.

The preceding 2 amendments were read and not concurred in.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

**BILL: SB 0512**

**SPONSOR:** Sens Gladden and Muse

**SUBJECT:** Criminal Injuries Compensation Board – Membership – Family Member of Homicide Victim

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 Gladden, Chairman

Senator Stone

Senator Forehand.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,

Secretary

Read and adopted.



**MESSAGE TO THE SENATE**

**BILL: HB 0947**  
SPONSOR: Del Stein  
SUBJECT: Public Safety – Building Codes – Balcony Railing Inspections (Jonathan’s Law)

By the Majority Leader:  
Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate Stein, Chairman  
Delegate Holmes, and  
Delegate Fraser–Hidalgo.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:  
Ladies and Gentlemen of the House of Delegates:

**BILL: HB 0947**  
SPONSOR: Del Stein  
SUBJECT: Public Safety – Building Codes – Balcony Railing Inspections (Jonathan’s Law)

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:  
Delegate Stein, Chair  
Delegate Holmes

Delegate Fraser–Hidalgo

The Senate appoints:  
Senator Young, Chairman  
Senator Benson  
Senator Ferguson.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

### MESSAGE TO THE SENATE

**BILL: HB 0101**  
**SPONSOR: Del Kipke**  
**SUBJECT: Dental Hygienists – Nitrous Oxide – Repeal of Termination Date**

By the Majority Leader:  
Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate Kipke, Chairman  
Delegate Oaks, and  
Delegate Pendergrass.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

**BILL: HB 0101**

**SPONSOR:** Del Kipke

**SUBJECT:** Dental Hygienists – Nitrous Oxide – Repeal of Termination Date

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:

Delegate Kipke, Chair

Delegate Oaks

Delegate Pendergrass

The Senate appoints:

Senator Montgomery, Chairman

Senator Dyson

Senator Reilly.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,

Secretary

Read and adopted.

**MESSAGE TO THE SENATE**

**BILL: HB 0794**

**SPONSOR:** Del M. Washington, et al

**SUBJECT:** Maryland Unaccompanied Homeless Youth and Young Adult Count Demonstration Project

By the Majority Leader:

Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate James, Chairman  
Delegate Haynes, and  
Delegate Szeliga.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

### MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:  
Ladies and Gentlemen of the House of Delegates:

**BILL: HB 0794**  
**SPONSOR:** Del M. Washington, et al  
**SUBJECT:** Maryland Unaccompanied Homeless Youth and Young Adult Count  
Demonstration Project

The Senate does not recede in the Senate amendments.

The Senate respectfully requests the House reconsider and concur.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

### CONCURRENCE CALENDAR #16

#### AMENDED IN THE HOUSE

**Senate Bill 415 – Senators Klausmeier, Benson, Reilly, and Young**

AN ACT concerning

**Morticians and Funeral Directors – Pre-Need Contracts**

Senator Conway moved that the Senate concur in the House amendment.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 46    Negative – 0    (See Roll Call No. 939)

**AMENDED IN THE HOUSE**

**Senate Bill 619 – Senators Brinkley and Young**

AN ACT concerning

**Frederick County – Alcoholic Beverages – Organizational Licenses**

Senator Conway moved that the Senate concur in the House amendments.

**SB0619/273891/1**

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 619

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “– Organizational Licenses” and substitute “Act of 2014”; in line 6, after “purposes;” insert “altering a certain restriction on the number of bottles of wine that may remain open at any one time at a wine sampling or tasting event in the County; prohibiting a single individual at an event from consuming more”

than a certain amount of wine from all brands in a single day; requiring the Board to adopt certain regulations;”; and after line 17, insert:

“BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 8–406

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)”.

#### AMENDMENT NO. 2

On page 3, in line 6, after “LIQUOR” insert “FOR CONSUMPTION ON THE PREMISES ONLY”.

#### AMENDMENT NO. 3

On page 3, after line 16, insert:

“8–406.

- (a) This section applies only in Frederick County.
- (b) A beer and wine sampling or tasting (BWST) license may only be issued to a holder of a Class A license.
- (c) The annual license fee is \$200.
- (d) (1) Applications for a BWST license shall be made on forms supplied by the Board of License Commissioners.
  - (2) Renewals of the license may be made at the time the regular license is renewed.
  - (3) A license may be granted without a hearing.
  - (4) If application for a license is denied, the applicant may request a public hearing before the Board.
- (e) (1) A holder of a BWST license may allow consumption by a single individual for sampling or tasting purposes of:

- (i) Not more than 1 ounce of a given brand of light wine; and
- (ii) Not more than 3 ounces of a given brand of beer.

[(2)] A maximum of six bottles of wine may be opened at any one time.]

**(2) THE BOTTLES OF WINE THAT MAY BE OPENED AT ANY ONE TIME AT A WINE SAMPLING OR TASTING EVENT ARE:**

**(I) ALL OF THE BOTTLES IN A WINE PRESERVATION SYSTEM THAT THE BOARD APPROVES; AND**

**(II) NOT MORE THAN SIX OTHER BOTTLES OF WINE OPENED BY A HOLDER OF A SOLICITOR’S PERMIT, THE HOLDER OF THE BWST LICENSE, OR AN EMPLOYEE OF THE LICENSE HOLDER.**

**(3) A SINGLE INDIVIDUAL MAY NOT CONSUME MORE THAN 6 OUNCES OF WINE FROM ALL BRANDS IN A SINGLE DAY.**

[(3)] (4) The licensee shall notify the Board in writing at least 5 days prior to each event.

[(4)] (5) Once opened, each bottle used for the beer and wine sampling or tasting event shall be marked that it is to be used for that purpose only.

[(5)] (6) The contents of each bottle may not be mixed with any other bottle and all bottles shall be destroyed once they are empty.

(f) (1) A BWST license is for on–premises consumption only.

(2) Sampling or tasting of beer or wine may not be conducted from a drive–through window.

**(G) THE BOARD SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION.”.**

The preceding 3 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 46    Negative – 0    (See Roll Call No. 940)

**AMENDED IN THE HOUSE**

**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**

Senator Conway moved that the Senate concur in the House amendment.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 46    Negative – 0    (See Roll Call No. 941)

**AMENDED IN THE HOUSE**

**Senate Bill 854 – Senator Conway**

AN ACT concerning

**State Board of Pharmacy – Registered Pharmacy Interns**

Senator Conway moved that the Senate concur in the House amendments.



**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 942)

**CONCURRENCE CALENDAR #17**

**AMENDED IN THE HOUSE**

**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**

Senator Kasemeyer moved that the Senate concur in the House amendments.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 46    Negative – 1    (See Roll Call No. 943)

**CONCURRENCE CALENDAR #20**

**AMENDED IN THE HOUSE**

**Senate Bill 116 – Chair, Judicial Proceedings Committee (By Request – Departmental – Juvenile Services)**

AN ACT concerning

**Juvenile Law – Committed Facilities – Repeal of Termination**

Senator Frosh moved that the Senate concur in the House amendments.

**SB0116/582316/1**

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 116

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Repeal of Termination” and substitute “Extension of Termination Date”; in line 3, strike “repealing” and substitute “extending”; and in line 6, after “circumstances;” insert “requiring the Department of Juvenile services to report to the General Assembly on or before a certain date; specifying the contents of the report;”.

AMENDMENT NO. 2

On page 2, in lines 20 and 22, in each instance, strike the bracket; in line 20, strike “2” and substitute “4”; in line 21, strike “2014” and substitute “2016”; after line 22, insert:

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

(a) On or before January 1, 2015, the Department of Juvenile Services shall report to the General Assembly, in accordance with § 2–1246 of the State Government Article, on the implementation of this Act.

(b) The report shall specifically provide information on the process for removing youth from committed residential placements, including who is responsible for making the decision to remove youth and how those decisions are reviewed.

(c) In addition, the Department shall provide the following data for each fiscal year, beginning with fiscal 2011:

(1) the number of youth ejected from committed residential placements;

(2) the number of referrals to the Department’s Central Review Committee;

(3) the number of youth transferred to a new residential placement under Chapter 198 of 2012;

(4) the number of youth transferred to a new committed program who are placed in detention pending relocation;

(5) the average length of stay for pending placement youth who are placed in detention pending relocation to a new committed residential placement;

(6) the number of pending placement youth held in detention for more than 30 days due to ejection from a committed residential placement;

(7) the number of youth who request and receive a hearing as a result of a proposed change to the residential placement; and

(8) the reasons for ejection of youth from committed residential placements.”;

and in line 23, strike “2.” and substitute “3.”.

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 – 47    Negative – 0    (See Roll Call No. 944)

### **AMENDED IN THE HOUSE**

#### **Senate Bill 223 – Senator Muse**

AN ACT concerning

#### **Crimes – Threat of Mass Violence**

Senator Frosh moved that the Senate concur in the House amendment.

**SB0223/302714/1**

BY: House Judiciary Committee

#### AMENDMENT TO SENATE BILL 223

(Third Reading File Bill)

On page 1, in line 3, strike “causing” and substitute “threatening to cause”.

On page 2, in line 14, strike the comma; in the same line, after “OR” insert “THREATEN TO”; and in line 15, strike the first comma.

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 – 47    Negative – 0    (See Roll Call No. 945)

### AMENDED IN THE HOUSE

#### Senate Bill 659 – Senator Gladden

AN ACT concerning

#### Crimes Relating to Animals – Surgery on Dogs – Penalties

Senator Frosh moved that the Senate concur in the House amendments.

**SB0659/282715/1**

BY: House Judiciary Committee

#### AMENDMENTS TO SENATE BILL 659

(Third Reading File Bill)

##### AMENDMENT NO. 1

On page 1, strike beginning with “, or” in line 3 down through “veterinarian,” in line 5; and strike beginning with “prohibiting” in line 6 down through “dog;” in line 7.

##### AMENDMENT NO. 2

On page 2, in line 5, strike “**(1)**”; strike beginning with “SUBSECTION” in line 5 down through “**(3)**” in line 6 and substitute “SUBSECTION (A)”; strike beginning with “, OR” in line 7 down through “VETERINARIAN,” in line 8; and strike in their entirety lines 10 through 12, inclusive.

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 – 47    Negative – 0    (See Roll Call No. 946)

**CONCURRENCE CALENDAR #21**

**AMENDED IN THE HOUSE**

**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**

Senator Conway moved that the Senate concur in the House amendments.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 45    Negative – 2    (See Roll Call No. 947)

**AMENDED IN THE HOUSE**

**Senate Bill 438 – Senator Mathias**

AN ACT concerning

**Municipal Elections – Inclusion of Offices and Questions on the State Ballot**

Senator Conway moved that the Senate concur in the House amendments.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 948)

**AMENDED IN THE HOUSE**

**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**

Senator Conway moved that the Senate concur in the House amendments.

**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 concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 949)

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 198 – Delegates Mitchell, Cardin, Clippinger, Conaway, Glenn, Gutierrez, Luedtke, Valentino–Smith, Waldstreicher, M. Washington, ~~and Zucker~~ Zucker, Barve, Branch, Frick, Harper, Hixson, Howard, A. Miller, Stukes, Summers, F. Turner, Walker, and A. Washington**

AN ACT concerning

**Income Tax – Earned Income Credit – Refundable Amount**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation and Senator Middleton, Chair, for the Committee on Finance 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**

**HB1345/509537/1**

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 1345

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 19, after “years;” insert “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;”.

AMENDMENT NO. 2

On page 4, after line 18, insert:

**“(4) “RETAIL SERVICE STATION DEALER” HAS THE MEANING STATED IN § 10–101 OF THE BUSINESS REGULATION ARTICLE.”**

AMENDMENT NO. 3

On page 5, in line 10, strike “OR”; in line 11, before “A” insert “EXCEPT AS PROVIDED IN ITEM (3) OF THIS SUBSECTION,”; and in line 15, after “\$5,000” insert “; OR

**(3) A RETAIL SERVICE STATION DEALER IN AN AMOUNT EQUAL TO THE LESSER OF:**

**(I) 50% OF THE COSTS OF ACQUIRING AND INSTALLING QUALIFIED ELECTRIC VEHICLE RECHARGING EQUIPMENT; OR**

**(II) \$7,500**”.

AMENDMENT NO. 4

On page 8, after line 4, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That, on or before January 1, 2015, the Maryland Energy Administration and the Maryland Department of Transportation shall report to the Senate Budget and Taxation Committee, the House Appropriations Committee, and the House Committee on Ways and Means, in accordance with § 2–1246 of the State Government Article, on:

(1) the amount of Transportation Trust Fund revenue that is paid by owners of electric vehicles to the Transportation Trust Fund for the construction and maintenance of roadways in the State; and

(2) a plan for owners of electric vehicles to contribute to the Transportation Trust Fund for the construction and maintenance of roadways in the State.”;

and in line 5, strike “3.” 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.

## YEAS AND NAYS

## SENATE BILLS PASSED IN THE HOUSE

NUMBER	SPONSOR	CONTENT
SB 50	Sen. Frosh	Crimes – Use of Personal Identifying Information or the Identity of Another – Sexual Crimes
SB 57	Sen. Colburn	Office of the State’s Attorney – Dorchester County – Authority to Appoint Criminal Investigators
SB 93	Chair, EHE Com.	Natural Resources – Recreational Incentives Pilot Program
SB 106	Ch., Budget & Tax	Recordation and Transf Taxes – Transf of Prop Between Business Entities – Reorgnzns – Exemp
SB 203	Sen. Middleton	Charles County – Board of Education – Salaries and Expenses
SB 226	Sen. Pinsky	Alcoholic Beverages – Brewing Company Off–Site Permit
SB 232	Sen. Stone	Procurement – Prevailing Wage – Applicability
SB 243	Cecil Co. Senators	Cecil County – Board of Elections – Membership
SB 247 (Emergency Bill)	Sen. Frosh	Civil Actions – Personal Injury or Death Caused by Dog – Rebuttable Presumption
SB 267	Baltimore City Senat	Baltimore City – Property Tax Credit – Newly Constructed Dwellings
SB 269	Sen. Conway	Local Government – Municipal Elections – Voting Offenses, Penalties, and Enforcement
SB 337	The President	Crimes – Committing a Crime of Violence in the Presence of a Minor – Penalties
SB 369	Sen. Stone	Peace Orders and Protective Orders – Penalties – Second or Subsequent Offenses
SB 398	Sen. Shank	Criminal Procedure –

SB 441	Sen. Mathias	Certificate of Completion Worcester County – Bingo Board – Repeal
SB 456	Sen. Pugh	Ins – Definition of Prem – Inclsn of Motor Vehicle Drvg Record Rpt and Accident History Rpt Fees
SB 465	Sen. Shank	Washington County Gaming Commission – Membership – Conflict of Interest
SB 476	Sen. Colburn	Criminal Procedure – Limited Immunity – Alcohol– or Drug–Related Medical Emergencies
SB 477	Sen. Colburn	Education – Talbot County Board of Education – Lease of Public School Facility
SB 481	Sen. Klausmeier	Criminal Law – Table Games and Video Lottery Terminals – Individual Under the Age of 21 Years
SB 503	Sen. Pugh	Pub Schs – Cardiopulmnrly Resuscitation & Automated External Defibrillator
SB 527	Ch., Finance Com.	Instruction (Breanna’s Law) Maryland Horse Racing Act – Sunset Extension and Program Evaluation
SB 542	Sen. Muse	Law Enforc Offcrs – Entrance–Level and In–Service Training Requirements (Christopher’s Law)
SB 557	Carroll Co. Senators	Carroll County – Sheriff – Salary
SB 572	Sen. King	Homestead Tax Credit – Eligibility – Definition of Legal Interest
SB 604	Sen. Manno	Income Tax Forms – Graphical Representation of General Fund Expenditures
SB 613	Sen. Brinkley	Frederick County – Hotel Rental Tax – Transient Charge
SB 615	Sen. Brinkley	Frederick County – Gaming Permits
SB 616	Sen. Brinkley	Frederick County – Property Tax – Exemption for Property Owned by Affordable Housing

SB 630	Sen. Madaleno	Land Trust Income Tax – Subtraction Modification – Student Loan Debt
SB 676	Sen. King	Teachers and Principals – Performance Evaluation Criteria – Use of Student Growth Data
SB 730	Sen. Jacobs	Maryland Transportation Authority – All–Electronic Tolling – Study
SB 736	Sen. Jones–Rodwell	Baltimore City – Property Tax Credit for Historic or Heritage Properties – Calculation
SB 747	Sen. Astle	Anne Arundel County – Superintendent of Schools – Compensation
SB 784	Sen. Montgomery	Higher Education – Loan Assistance – Licensed Clinical Counselors
SB 815	Montgomery Co. Sens	Crim Law – Telecomm Dvcs in Place of Confinement – Montgomery Co Work Release and Prerelease Pgms
SB 827	Sen. Pugh	Criminal Law – Possession of Dangerous or Wild Animals
SB 857	Sen. Kasemeyer	Physical Education and Athletic Programs for Students With Disabilities – Funding
SB 867	Sen. Benson	Correctional Services – Revocation of Parole – Repeal of Sunset
SB 895	Minority Leader, Sen	Election Law – Baltimore City Republican Party Central Committee – Filling of Vacancies
SB 897	Sen. Brinkley	Frederick County – Orphans’ Court Judges – Salary
SB 899	Sen. Hershey	Kent County – Gaming – Permits
SB 918	Sen. Colburn	Talbot County – Board of Elections – Membership
SB 930	Sen. Conway	Election Law – Filing Deadlines for Pre–Primary Election and Post–Gen

SB 960	Sen. Ferguson	Election Cmpgn Fin Rpts Environment – Cox Creek Citizens Oversight Committee – Composition
SB 1054	Sen. Pugh	Economic Development – Arts and Entertainment Districts – Qualifying Residing Artists

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

**THE COMMITTEE ON EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS REPORT #69**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**Senate Bill 1112 – Senator Robey**

AN ACT concerning

**Howard County – Alcoholic Beverages – Population Restrictions on Class A Licenses**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs 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**

**HB0702/814337/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 702  
(Third Reading File Bill)

On page 2, strike in their entirety lines 6 through 13, inclusive, and substitute:

**“(1) HAS GRADUATED ON COMPLETION OF AT LEAST A 4-YEAR CURRICULUM 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;”**;

strike beginning with “has” in line 14 down through “surveying” in line 15 and substitute **“BEGINNING ON OCTOBER 1, 2023, POSSESSES A MINIMUM OF 32 CREDIT HOURS OF LAND SURVEYING-RELATED COURSES THAT THE BOARD APPROVES”**; after line 25, insert:

**“(I) FUNDAMENTALS OF SURVEYING;”**;

in line 26, strike “(i)” and substitute **“(II)”**; and in line 28, strike “(ii)” and substitute **“(III)”**.

On page 3, strike beginning with “has” in line 5 down through **“(4)”** in line 7; in line 16, strike **“(5)”** and substitute **“(4)”**; after line 16, insert:

**“(I) FUNDAMENTALS OF SURVEYING;”**;

in lines 17 and 19, strike “(i)” and “(ii)”, respectively, and substitute **“(II)”** and **“(III)”**, respectively.

On page 4, in line 5, after “surveying” insert **“-RELATED”**; in line 11, strike **“AND,”** and substitute **“;**

**“(II)”**;

in line 13, after **“SURVEYING”** insert **“-RELATED COURSES”**; in line 14, strike **“(II)”** and substitute **“(III)”**; strike in their entirety lines 18 and 19, inclusive; strike beginning with **“HAS”** in line 20 down through **“(V)”** in line 24; after line 24, insert:

**“1. FUNDAMENTALS OF SURVEYING;”**;



in lines 25 and 27, strike “1.” and “2.”, respectively, and substitute “2.” and “3.”, respectively; in line 31, after “surveying” insert “-RELATED”; and in line 33, strike “(1)(II)” and substitute “(1)(III)”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 838 – Delegate James**

AN ACT concerning

**Task Force to Study Vocational and Technical Education Programs in Harford County**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs 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.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 1170 – ~~Delegate James~~ Harford County Delegation**

AN ACT concerning

**Harford County – Alcoholic Beverages – Residency Requirements**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

### THE COMMITTEE ON RULES REPORT #16

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Finance:

#### House Bill 341 – Delegate Jameson

AN ACT concerning

#### **Chesapeake Employers' Insurance Company – ~~Rates and~~ Board Structure**

The bill was re-referred to the Committee on Finance.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Education, Health, and Environmental Affairs:

#### 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**

The bill was re-referred to the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Education, Health, and Environmental Affairs:

#### House Bill 1522 – Delegate Reznik

AN ACT concerning

#### **Residential Child Care Programs – Statement of Need – Exception for Temporary Relocation**

The bill was re-referred to the Committee on Education, Health, and Environmental Affairs.

**THE COMMITTEE ON JUDICIAL PROCEEDINGS REPORT #33**

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**Senate Bill 240 – Senator Stone**

AN ACT concerning

**Maryland Trust Act**

**SB0240/458076/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 240

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 44, after the semicolon insert “providing for a delayed effective date;”.

AMENDMENT NO. 2

On page 3, after line 19, insert:

“Preamble

WHEREAS, Trusts serve many useful purposes and have a long history in the Anglo–American legal system; and

WHEREAS, Codification of Maryland’s trust laws will benefit both the public and practitioners; and

WHEREAS, The fact that a beneficiary cannot compel distribution from a discretionary trust has justified not counting the trust assets in determining the beneficiary’s eligibility for need–based programs such as Medicaid, and not subjecting them to the estate tax when the beneficiary dies; and

WHEREAS, These advantages, and the fact that Maryland trusts may have perpetual existence and no limits on size, make it reasonable to expect the popularity of discretionary trusts to increase substantially, as well as their impact on public revenues and expenses; and

WHEREAS, By contrast, a beneficiary who is not also a trustee of a discretionary trust has few rights and little recourse to address abuses of power by a trustee; and

WHEREAS, A trust with no enforceable rights for a beneficiary is a trust in name only; and

WHEREAS, The Judiciary must be able to intervene aggressively to protect all trust beneficiaries; now, therefore,”.

#### AMENDMENT NO. 3

On page 22, in line 15, strike “**THAT**” and substitute “:

**(1) THAT”;**

and in line 16, after “**CONTINGENT**” insert “;**OR**

**(2) IN A CAPACITY OTHER THAN THAT OF A TRUSTEE, HOLDS A POWER OF APPOINTMENT OVER TRUST PROPERTY”.**

#### AMENDMENT NO. 4

On page 28 in line 13, and on page 37 in line 9, in each instance, after “**LAWFUL**” insert “,**NOT CONTRARY TO PUBLIC POLICY,**”.

On page 39, in line 14, after “**UNLAWFUL**” insert “,**CONTRARY TO PUBLIC POLICY,**”.

#### AMENDMENT NO. 5

On page 28, after line 25, insert:

**“(10) THE DUTY UNDER § 14.5–813(A) AND (B) OF THIS TITLE TO:**

**(I) NOTIFY QUALIFIED BENEFICIARIES OF AN IRREVOCABLE TRUST WHO HAVE ATTAINED 25 YEARS OF AGE OF THE EXISTENCE OF THE TRUST, THE IDENTITY OF THE TRUSTEE, AND THEIR RIGHT TO REQUEST TRUSTEE’S REPORTS AND A COPY OF THE TRUST; AND**

**(II) RESPOND TO THE REQUEST OF A QUALIFIED BENEFICIARY OF AN IRREVOCABLE TRUST FOR REPORTS BY THE TRUSTEE AND OTHER INFORMATION REASONABLY RELATED TO THE ADMINISTRATION OF THE TRUST;**;

in lines 26 and 28, strike “**(10)**” and “**(11)**”, respectively, and substitute “**(11)**” and “**(12)**”, respectively; and in line 29, after the semicolon insert “**AND**”.

**AMENDMENT NO. 6**

On page 29, strike in their entirety lines 1 and 2.

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. 7**

On page 29, in line 10, strike “**RESERVED.**”; and after line 10, insert:

**“(A) WITHOUT PRECLUDING OTHER MEANS FOR ESTABLISHING A SUFFICIENT CONNECTION WITH THE DESIGNATED JURISDICTION, TERMS OF A TRUST DESIGNATING THE PRINCIPAL PLACE OF ADMINISTRATION ARE VALID AND CONTROLLING IF:**

**(1) THE PRINCIPAL PLACE OF BUSINESS OF A TRUSTEE IS LOCATED IN OR A TRUSTEE IS A RESIDENT OF THE DESIGNATED JURISDICTION;**  
**OR**

**(2) ALL OR PART OF THE ADMINISTRATION OF THE TRUST OCCURS IN THE DESIGNATED JURISDICTION.**

**(B) A TRUSTEE IS UNDER A CONTINUING DUTY TO ADMINISTER THE TRUST AT A PLACE APPROPRIATE TO ITS PURPOSES, ITS ADMINISTRATION, AND THE INTERESTS OF THE BENEFICIARY.**

**(C) WITHOUT PRECLUDING THE RIGHT OF THE COURT TO ORDER, APPROVE, OR DISAPPROVE A TRANSFER, THE TRUSTEE, IN FURTHERANCE OF THE DUTY UNDER SUBSECTION (B) OF THIS SECTION, MAY TRANSFER THE PRINCIPAL PLACE OF ADMINISTRATION OF THE TRUST TO ANOTHER STATE OR A JURISDICTION OUTSIDE THE UNITED STATES.**

**(D) (1) THE TRUSTEE SHALL NOTIFY THE QUALIFIED BENEFICIARIES OF A PROPOSED TRANSFER OF A TRUST'S PRINCIPAL PLACE OF ADMINISTRATION NOT LESS THAN 60 DAYS BEFORE INITIATING THE TRANSFER.**

**(2) THE NOTICE OF PROPOSED TRANSFER UNDER PARAGRAPH (1) OF THIS SUBSECTION MUST INCLUDE:**

**(I) THE NAME OF THE JURISDICTION TO WHICH THE PRINCIPAL PLACE OF ADMINISTRATION IS TO BE TRANSFERRED;**

**(II) THE ADDRESS AND TELEPHONE NUMBER AT THE NEW LOCATION AT WHICH THE TRUSTEE CAN BE CONTACTED;**

**(III) AN EXPLANATION OF THE REASONS FOR THE PROPOSED TRANSFER;**

**(IV) THE DATE ON WHICH THE PROPOSED TRANSFER IS ANTICIPATED TO OCCUR; AND**

**(V) THE DATE, NOT LESS THAN 60 DAYS AFTER THE GIVING OF THE NOTICE, BY WHICH THE QUALIFIED BENEFICIARY MUST NOTIFY THE TRUSTEE OF AN OBJECTION TO THE PROPOSED TRANSFER.**

**(E) THE AUTHORITY OF A TRUSTEE UNDER THIS SECTION TO TRANSFER A TRUST'S PRINCIPAL PLACE OF ADMINISTRATION TERMINATES IF A QUALIFIED**

**BENEFICIARY NOTIFIES THE TRUSTEE OF AN OBJECTION TO THE PROPOSED TRANSFER ON OR BEFORE THE DATE SPECIFIED IN THE NOTICE.**

**AMENDMENT NO. 8**

On page 31, in line 26, strike “**THE**” and substitute “**ON THE INVOCATION OF THE COURT’S JURISDICTION BY AN INTERESTED PERSON, ON THE COURT’S OWN MOTION, OR AS OTHERWISE PROVIDED BY LAW, THE**”; in the same line, after “**INTERVENE**” insert “**ACTIVELY**”; in the same line, after “**TRUST**” insert “**FASHIONING AND IMPLEMENTING REMEDIES AS THE PUBLIC INTEREST AND THE INTERESTS OF THE BENEFICIARIES MAY REQUIRE.**”; and strike in their entirety lines 27 and 28.

**AMENDMENT NO. 9**

On page 32, in line 26, strike “**ONLY**”.

**AMENDMENT NO. 10**

On page 39, in lines 22 and 26, in each instance, after “**OF**” insert “**THE TRUSTEE AND**”.

**AMENDMENT NO. 11**

On page 49, in line 26, strike “**OR**”; and in line 28, after “**PROVIDES**” insert “**;**  
**OR**

**(4) A VICTIM OF AN INTENTIONAL TORT OF THE BENEFICIARY WHO HAS A JUDGMENT OR COURT ORDER AGAINST THE BENEFICIARY FOR DAMAGES**”.

On page 50, in line 1, strike “**ONLY**”; in lines 2 and 3, strike “**AS THEY BECOME DUE**”; in lines 4 and 5, strike beginning with “**THE**” in line 4 down through “**CONSIDERING**” in line 5 and substitute “**IN FASHIONING AN AWARD OF RELIEF AS IS APPROPRIATE UNDER THE CIRCUMSTANCES, THE COURT MAY CONSIDER,**”; in line 9, strike “**OR**”; and strike in their entirety lines 10 through 13, inclusive, and substitute:

**“(III) THE DAMAGES OF A VICTIM OF AN INTENTIONAL TORT OF A BENEFICIARY; OR**

(IV) WITH RESPECT TO A BENEFICIARY WHO IS THE RECIPIENT OF PUBLIC BENEFITS, A PETITION FILED IN ACCORDANCE WITH SUBSECTION (D) OF THIS SECTION.

(D) (1) (I) NOTWITHSTANDING ANY CONTRARY PROVISION OF THE TRUST INSTRUMENT, IF A STATUTE OR REGULATION OF THE STATE OR THE UNITED STATES REQUIRES A BENEFICIARY TO REIMBURSE THE STATE OR ANY AGENCY OR INSTRUMENTALITY OF THE STATE FOR PUBLIC ASSISTANCE, INCLUDING MEDICAL ASSISTANCE, FURNISHED OR TO BE FURNISHED TO THE BENEFICIARY, THE ATTORNEY GENERAL OR AN ATTORNEY ACTING ON BEHALF OF THE AGENCY RESPONSIBLE FOR THE PROGRAM MAY FILE A PETITION IN THE CIRCUIT COURT HAVING JURISDICTION OVER THE TRUST TO REQUEST REIMBURSEMENT.

(II) A PETITION UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY BE FILED BEFORE OBTAINING A JUDGMENT.

(III) THE BENEFICIARY AND THE GUARDIAN OF THE BENEFICIARY'S PROPERTY SHALL BE A PARTY TO A PROCEEDING UNDER THIS PARAGRAPH.

(2) FOLLOWING ITS REVIEW OF A PETITION FILED UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE COURT MAY:

(I) ORDER THE TRUSTEE TO SATISFY ALL OR PART OF THE LIABILITY THROUGH ALL OR PART OF THE AMOUNTS TO WHICH THE BENEFICIARY IS ENTITLED, WHETHER PRESENTLY OR IN THE FUTURE, TO THE EXTENT THE BENEFICIARY HAS THE RIGHT UNDER THE TRUST TO COMPEL THE TRUSTEE TO PAY INCOME OR PRINCIPAL TO OR FOR THE BENEFIT OF THE BENEFICIARY; OR

(II) REGARDLESS OF WHETHER THE BENEFICIARY HAS THE RIGHT TO COMPEL THE TRUSTEE TO PAY INCOME OR PRINCIPAL TO OR FOR THE BENEFIT OF THE BENEFICIARY, ORDER THE TRUSTEE TO SATISFY ALL OR PART OF THE LIABILITY THROUGH ALL OR PART OF ANY FUTURE PAYMENT THAT THE



TRUSTEE ELECTS TO MAKE TO OR FOR THE BENEFIT OF THE BENEFICIARY IN THE EXERCISE OF DISCRETION UNDER THE TRUST.”.

AMENDMENT NO. 12

On page 55, in line 4, strike “(1)”; and strike in their entirety lines 12 through 16, inclusive.

AMENDMENT NO. 13

On page 86, in line 21, strike “THE” and substitute “:

**(1) THE”;**

and in line 23, after “TRUST” insert “;OR

**(2) THE RIGHT OF A TITLE INSURANCE PRODUCER OR TITLE INSURER TO OBTAIN A COPY OF THE TRUST INSTRUMENT FOR THE SOLE PURPOSE OF DETERMINING WHETHER THE SETTLOR’S INTEREST IN REAL PROPERTY MAY BE SUBJECT TO CREDITORS’ CLAIMS, WHEN THE TRUSTEE IS SELLING, ENCUMBERING, OR DISPOSING OF THE REAL PROPERTY AND TITLE INSURANCE HAS BEEN REQUESTED FOR THE TRANSACTION”.**

AMENDMENT NO. 14

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, 2015”; and in line 20, strike “October 1, 2014” and substitute “January 1, 2015”.

The preceding 14 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**Senate Bill 639 – Senator Simonaire**

AN ACT concerning

**Anne Arundel County – State’s Attorney and Deputy, Assistant, and  
Temporary Assistant State’s Attorneys – Annual Salary and Compensation****SB0639/688270/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 639

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with the first “and” in line 2 down through “Attorneys” in line 3; strike beginning with “altering” in line 4 down through “circumstances,” in line 5 and substitute “providing that”; in line 6, after “County” insert “shall be certain amounts for certain calendar years”; strike beginning with “providing” in line 6 down through “council;” in line 7 and substitute “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; providing that the State’s Attorney is to be provided with a vehicle to use for official duties;”; strike beginning with the comma in line 10 down through “Attorneys” in line 12; in line 15, after “15-403(a)” insert “and (c)”; and in line 20, strike “and (c)”.

AMENDMENT NO. 2

On page 2, strike beginning with “[The]” in line 2 down through “ATTORNEY.” in line 9 and substitute:

**“(1) THE STATE’S ATTORNEY’S SALARY SHALL BE:**

**(I) \$168,000 FOR CALENDAR YEAR 2015;**

**(II) \$171,000 FOR CALENDAR YEAR 2016;**

**(III) \$174,000 FOR CALENDAR YEAR 2017; AND**

**(IV) \$177,000 FOR CALENDAR YEAR 2018 AND EACH  
SUBSEQUENT CALENDAR YEAR.**

**(2) THE STATE’S ATTORNEY SHALL BE PROVIDED WITH A VEHICLE TO USE FOR OFFICIAL DUTIES.”;**

and in lines 12, 17, and 24, in each instance, strike “COUNCIL”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**SB0639/123723/1**

BY: Senator Simonaire

(To be offered in the Judicial Proceedings Committee)

**AMENDMENT TO SENATE BILL 639**

(First Reading File Bill)

On page 1, in the sponsor line, strike “Senator Simonaire” and substitute “Anne Arundel County Senators”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**House Bill 83 – Delegate Simmons**

AN ACT concerning

**Maryland Trust Act**

**HB0083/748477/1**

BY: Judicial Proceedings Committee

**AMENDMENTS TO HOUSE BILL 83**

(Third Reading File Bill)

AMENDMENT NO. 1

On page 3, after line 26, insert:

“Preamble

WHEREAS, Trusts serve many useful purposes and have a long history in the Anglo–American legal system; and

WHEREAS, Codification of Maryland’s trust laws will benefit both the public and practitioners; and

WHEREAS, The fact that a beneficiary cannot compel distribution from a discretionary trust has justified not counting the trust assets in determining the beneficiary’s eligibility for need–based programs such as Medicaid, and not subjecting them to the estate tax when the beneficiary dies; and

WHEREAS, These advantages, and the fact that Maryland trusts may have perpetual existence and no limits on size, make it reasonable to expect the popularity of discretionary trusts to increase substantially, as well as their impact on public revenues and expenses; and

WHEREAS, By contrast, a beneficiary who is not also a trustee of a discretionary trust has few rights and little recourse to address abuses of power by a trustee; and

WHEREAS, A trust with no enforceable rights for a beneficiary is a trust in name only; and

WHEREAS, The Judiciary must be able to intervene aggressively to protect all trust beneficiaries; now, therefore,.”

AMENDMENT NO. 2

On page 22, in line 16, strike “**THAT**” and substitute “**;**”

**(1) THAT”;**

and in line 17, after “**CONTINGENT**” insert “**;OR**”

**(2) IN A CAPACITY OTHER THAN THAT OF A TRUSTEE, HOLDS A POWER OF APPOINTMENT OVER TRUST PROPERTY**".

AMENDMENT NO. 3

On page 28 in line 13, and on page 37 in line 9, in each instance, after "LAWFUL" insert ", NOT CONTRARY TO PUBLIC POLICY,".

On page 39, in line 14, after "UNLAWFUL" insert ", CONTRARY TO PUBLIC POLICY,".

AMENDMENT NO. 4

On page 28, after line 25, insert:

**"(10) THE DUTY UNDER § 14.5-813(A) AND (B) OF THIS TITLE TO:**

**(I) NOTIFY QUALIFIED BENEFICIARIES OF AN IRREVOCABLE TRUST WHO HAVE ATTAINED 25 YEARS OF AGE OF THE EXISTENCE OF THE TRUST, THE IDENTITY OF THE TRUSTEE, AND THEIR RIGHT TO REQUEST TRUSTEE'S REPORTS AND A COPY OF THE TRUST; AND**

**(II) RESPOND TO THE REQUEST OF A QUALIFIED BENEFICIARY OF AN IRREVOCABLE TRUST FOR REPORTS BY THE TRUSTEE AND OTHER INFORMATION REASONABLY RELATED TO THE ADMINISTRATION OF THE TRUST;**";

and in lines 26 and 28, strike "**(10)**" and "**(11)**", respectively, and substitute "**(11)**" and "**(12)**", respectively.

On page 29, in line 3, strike "**(12)**" and substitute "**(13)**".

AMENDMENT NO. 5

On page 29, in line 10, strike "**RESERVED.**"; and after line 10, insert:

**"(A) WITHOUT PRECLUDING OTHER MEANS FOR ESTABLISHING A SUFFICIENT CONNECTION WITH THE DESIGNATED JURISDICTION, TERMS OF A TRUST DESIGNATING THE PRINCIPAL PLACE OF ADMINISTRATION ARE VALID AND CONTROLLING IF:**

(1) THE PRINCIPAL PLACE OF BUSINESS OF A TRUSTEE IS LOCATED IN OR A TRUSTEE IS A RESIDENT OF THE DESIGNATED JURISDICTION;  
OR

(2) ALL OR PART OF THE ADMINISTRATION OF THE TRUST OCCURS IN THE DESIGNATED JURISDICTION.

(B) A TRUSTEE IS UNDER A CONTINUING DUTY TO ADMINISTER THE TRUST AT A PLACE APPROPRIATE TO ITS PURPOSES, ITS ADMINISTRATION, AND THE INTERESTS OF THE BENEFICIARY.

(C) WITHOUT PRECLUDING THE RIGHT OF THE COURT TO ORDER, APPROVE, OR DISAPPROVE A TRANSFER, THE TRUSTEE, IN FURTHERANCE OF THE DUTY UNDER SUBSECTION (B) OF THIS SECTION, MAY TRANSFER THE PRINCIPAL PLACE OF ADMINISTRATION OF THE TRUST TO ANOTHER STATE OR A JURISDICTION OUTSIDE THE UNITED STATES.

(D) (1) THE TRUSTEE SHALL NOTIFY THE QUALIFIED BENEFICIARIES OF A PROPOSED TRANSFER OF A TRUST'S PRINCIPAL PLACE OF ADMINISTRATION NOT LESS THAN 60 DAYS BEFORE INITIATING THE TRANSFER.

(2) THE NOTICE OF PROPOSED TRANSFER UNDER PARAGRAPH (1) OF THIS SUBSECTION MUST INCLUDE:

(I) THE NAME OF THE JURISDICTION TO WHICH THE PRINCIPAL PLACE OF ADMINISTRATION IS TO BE TRANSFERRED;

(II) THE ADDRESS AND TELEPHONE NUMBER AT THE NEW LOCATION AT WHICH THE TRUSTEE CAN BE CONTACTED;

(III) AN EXPLANATION OF THE REASONS FOR THE PROPOSED TRANSFER;

(IV) THE DATE ON WHICH THE PROPOSED TRANSFER IS ANTICIPATED TO OCCUR; AND

**(V) THE DATE, NOT LESS THAN 60 DAYS AFTER THE GIVING OF THE NOTICE, BY WHICH THE QUALIFIED BENEFICIARY MUST NOTIFY THE TRUSTEE OF AN OBJECTION TO THE PROPOSED TRANSFER.**

**(E) THE AUTHORITY OF A TRUSTEE UNDER THIS SECTION TO TRANSFER A TRUST'S PRINCIPAL PLACE OF ADMINISTRATION TERMINATES IF A QUALIFIED BENEFICIARY NOTIFIES THE TRUSTEE OF AN OBJECTION TO THE PROPOSED TRANSFER ON OR BEFORE THE DATE SPECIFIED IN THE NOTICE.**

**AMENDMENT NO. 6**

On page 31, in line 26, strike “**THE**” and substitute “**ON THE INVOCATION OF THE COURT'S JURISDICTION BY AN INTERESTED PERSON, ON THE COURT'S OWN MOTION, OR AS OTHERWISE PROVIDED BY LAW, THE**”; in the same line, after “**INTERVENE**” insert “**ACTIVELY**”; in the same line, after “**TRUST**” insert “**, FASHIONING AND IMPLEMENTING REMEDIES AS THE PUBLIC INTEREST AND THE INTERESTS OF THE BENEFICIARIES MAY REQUIRE.**”; and strike in their entirety lines 27 and 28.

**AMENDMENT NO. 7**

On page 32, in line 26, strike “**ONLY**”.

**AMENDMENT NO. 8**

On page 39, in lines 22 and 26, in each instance, after “**OF**” insert “**THE TRUSTEE AND**”.

**AMENDMENT NO. 9**

On page 49, in line 26, strike “**OR**”; and in line 28, after “**PROVIDES**” insert “**;**  
**OR**

**(4) A VICTIM OF AN INTENTIONAL TORT OF THE BENEFICIARY WHO HAS A JUDGMENT OR COURT ORDER AGAINST THE BENEFICIARY FOR DAMAGES**”.

On page 50, in line 1, strike “**ONLY**”; in lines 2 and 3, strike “**AS THEY BECOME DUE**”; in lines 4 and 5, strike beginning with “**THE**” in line 4 down through “**CONSIDERING**” in line 5 and substitute “**IN FASHIONING AN AWARD OF RELIEF AS**

IS APPROPRIATE UNDER THE CIRCUMSTANCES, THE COURT MAY CONSIDER,”; in line 9, strike “OR”; and strike in their entirety lines 10 through 13, inclusive, and substitute:

“(III) THE DAMAGES OF A VICTIM OF AN INTENTIONAL TORT OF A BENEFICIARY; OR

(IV) WITH RESPECT TO A BENEFICIARY WHO IS THE RECIPIENT OF PUBLIC BENEFITS, A PETITION FILED IN ACCORDANCE WITH SUBSECTION (D) OF THIS SECTION.

(D) (1) (I) NOTWITHSTANDING ANY CONTRARY PROVISION OF THE TRUST INSTRUMENT, IF A STATUTE OR REGULATION OF THE STATE OR THE UNITED STATES REQUIRES A BENEFICIARY TO REIMBURSE THE STATE OR ANY AGENCY OR INSTRUMENTALITY OF THE STATE FOR PUBLIC ASSISTANCE, INCLUDING MEDICAL ASSISTANCE, FURNISHED OR TO BE FURNISHED TO THE BENEFICIARY, THE ATTORNEY GENERAL OR AN ATTORNEY ACTING ON BEHALF OF THE AGENCY RESPONSIBLE FOR THE PROGRAM MAY FILE A PETITION IN THE CIRCUIT COURT HAVING JURISDICTION OVER THE TRUST TO REQUEST REIMBURSEMENT.

(II) A PETITION UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY BE FILED BEFORE OBTAINING A JUDGMENT.

(III) THE BENEFICIARY AND THE GUARDIAN OF THE BENEFICIARY’S PROPERTY SHALL BE A PARTY TO A PROCEEDING UNDER THIS PARAGRAPH.

(2) FOLLOWING ITS REVIEW OF A PETITION FILED UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE COURT MAY:

(I) ORDER THE TRUSTEE TO SATISFY ALL OR PART OF THE LIABILITY THROUGH ALL OR PART OF THE AMOUNTS TO WHICH THE BENEFICIARY IS ENTITLED, WHETHER PRESENTLY OR IN THE FUTURE, TO THE EXTENT THE BENEFICIARY HAS THE RIGHT UNDER THE TRUST TO COMPEL THE



TRUSTEE TO PAY INCOME OR PRINCIPAL TO OR FOR THE BENEFIT OF THE BENEFICIARY; OR

**(II) REGARDLESS OF WHETHER THE BENEFICIARY HAS THE RIGHT TO COMPEL THE TRUSTEE TO PAY INCOME OR PRINCIPAL TO OR FOR THE BENEFIT OF THE BENEFICIARY, ORDER THE TRUSTEE TO SATISFY ALL OR PART OF THE LIABILITY THROUGH ALL OR PART OF ANY FUTURE PAYMENT THAT THE TRUSTEE ELECTS TO MAKE TO OR FOR THE BENEFIT OF THE BENEFICIARY IN THE EXERCISE OF DISCRETION UNDER THE TRUST.**

AMENDMENT NO. 10

On page 55, in line 4, strike “(1)”; and strike in their entirety lines 12 through 16, inclusive.

AMENDMENT NO. 11

On page 86, in line 26, strike “THE” and substitute “:

**(1) THE**”;

and in line 28, after “TRUST” insert “;OR

**(2) THE RIGHT OF A TITLE INSURANCE PRODUCER OR TITLE INSURER TO OBTAIN A COPY OF THE TRUST INSTRUMENT FOR THE SOLE PURPOSE OF DETERMINING WHETHER THE SETTLOR’S INTEREST IN REAL PROPERTY MAY BE SUBJECT TO CREDITORS’ CLAIMS, WHEN THE TRUSTEE IS SELLING, ENCUMBERING, OR DISPOSING OF THE REAL PROPERTY AND TITLE INSURANCE HAS BEEN REQUESTED FOR THE TRANSACTION.**”.

The preceding 11 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**House Bill 602 – Delegate Niemann**

AN ACT concerning

**Real Property – Common Ownership Communities – Foreclosure of Liens**

**HB0602/408177/2**

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 602

(Third Reading File Bill)

On page 2, in lines 23 and 27, in each instance, strike “LATE FEES AND”; strike beginning with “OR” in line 25 down through “ASSESSMENTS” in line 26; and in line 29, after “fees” insert “OR COSTS”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**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**

**HB0695/578177/2**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 695

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “evidence” insert “with the intent to deceive in order to impair the verity of the physical evidence”.

AMENDMENT NO. 2

On page 2, in line 15, after “EVIDENCE” insert “IN ORDER TO IMPAIR THE VERITY OF THE PHYSICAL EVIDENCE”; in line 16, after “INTENT” insert “TO DECEIVE AND”; and in line 20, after “FABRICATED” insert “WITH THE INTENT TO DECEIVE IN ORDER TO IMPAIR THE VERITY OF THE PHYSICAL EVIDENCE”.

AMENDMENT NO. 3

On page 2, in line 19, strike “OR SHOULD KNOW”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings 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**

**HB0867/308872/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 867

(Third Reading File Bill)

AMENDMENT NO. 1

On page 3, in line 29, strike “OF” and substitute “THAT”; and in the same line, after “INFORMATION” insert “IS FALSE”.

AMENDMENT NO. 2

On page 6, in line 5, strike “KNOWINGLY”; and in line 7, after “PROPERTY” insert “WITH KNOWLEDGE THAT THE AMOUNT DELIVERED IS LESS THAN WHAT IS DUE”.

AMENDMENT NO. 3

On page 19, in line 21, after “CIRCUMSTANCES” insert “, BUT IN NO EVENT MORE THAN 10 YEARS AFTER THE DATE ON WHICH THE UNDERLYING VIOLATION OF § 8–102 OF THIS TITLE IS COMMITTED”.

The preceding 3 amendments were read only.

Senator Getty moved, duly seconded, that the Bill and Amendments be laid over under the Rule.

The motion was adopted.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

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

AN ACT concerning

**Criminal Procedure – Electronic Device Location Information – ~~Warrant~~  
Order**

**HB1161/298377/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 1161  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with the first “requiring” in line 13 down through “report;” in line 14 and substitute “providing that a person may not be held civilly liable for complying with this Act by providing location information;”.

AMENDMENT NO. 2

On page 8, after line 29, insert:

**“(G) A PERSON MAY NOT BE HELD CIVILLY LIABLE FOR COMPLYING WITH THIS SECTION BY PROVIDING LOCATION INFORMATION.”.**

AMENDMENT NO. 3

On page 2, in line 9, after “(3)” insert “(I)”; and after line 13, insert:

**“(II) “ELECTRONIC DEVICE” DOES NOT INCLUDE:**

**1. AN AUTOMATIC IDENTIFICATION SYSTEM INSTALLED ON A VESSEL IN ACCORDANCE WITH TITLE 33, PART 164.46 OF THE CODE OF FEDERAL REGULATIONS; OR**

**2. A VESSEL MONITORING SYSTEM (VMS) OR A VMS UNIT INSTALLED ON BOARD A VESSEL FOR VESSEL MONITORING IN ACCORDANCE WITH TITLE 50, PART 648 OF THE CODE OF FEDERAL REGULATIONS.”.**

On page 4, in line 12, strike “IDENTIFYING NUMBER OF THE ELECTRONIC DEVICE” and substitute “INDIVIDUAL”; in line 13, strike “WHICH” and substitute “WHOM”; in lines 23 and 24, strike “FOR THE DURATION OF THE ORDER”; and in lines 30 and 31, strike “TO THE EXECUTING LAW ENFORCEMENT OFFICER THE”.

On page 5, in line 11, strike “SUBSECTION (C)(3) OF THIS SECTION” and substitute “PARAGRAPH (3) OF THIS SUBSECTION”; in line 14, strike “EXECUTING LAW ENFORCEMENT OFFICER” and substitute “APPLICANT”; and in the same line, strike “CALENDAR”.

On page 7, in line 14, strike “AFFIDAVIT” and substitute “SEARCH”.

On page 8, in line 9, after “OBTAIN” insert “PRESENT”.

**AMENDMENT NO. 4**

On pages 8 and 9, strike in their entirety the lines beginning with line 30 on page 8 through line 21 on page 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.**

**THE COMMITTEE ON BUDGET AND TAXATION REPORT #32**

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON FINANCE REPORT #41**

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

**Senate Bill 252 – Senators Muse, Brochin, Jacobs, Raskin, and Shank**

AN ACT concerning

**Task Force on Workplace Bullying in State Agencies**

**SB0252/357677/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 252

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Task Force” and substitute “Joint Committee on Fair Practices and State Personnel Oversight – Public Hearings”; strike beginning with “establishing” in line 3 down through “Agencies” in line 11 and substitute “requiring the Joint Committee on Fair Practices and State Personnel Oversight to hold a certain minimum number of public hearings on workplace bullying in State agencies before a certain deadline; authorizing the Joint Committee to accept testimony on certain subjects at a public hearing held under this Act; requiring the”

Joint Committee to give a certain notice to certain State agencies; requiring a State agency to give a certain notice to certain employees in a certain manner; and generally relating to workplace bullying in State agencies”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 14 on page 1 through line 29 on page 2, inclusive, and substitute:

“(a) Before the start of the 2015 regular legislative session, the Joint Committee on Fair Practices and State Personnel Oversight shall hold at least two public hearings on workplace bullying in State agencies.

(b) At a public hearing held under subsection (a) of this section, the Joint Committee may accept testimony on:

- (1) the nature and prevalence of workplace bullying in State agencies;
- (2) the effects of workplace bullying on employees of State agencies;
- (3) possible measures to address and prevent workplace bullying in State agencies; and
- (4) any other information relevant to workplace bullying in State agencies.

(c) The Joint Committee shall notify each State agency of the time and location of any public hearing held under subsection (a) of this section at least 3 weeks before the scheduled date of the public hearing.

(d) Each State agency shall notify its employees by electronic mail of the time and location of any public hearing held under subsection (a) of this section at least 2 weeks before the scheduled date of the public hearing.”.

On page 3, strike beginning with “It” in line 2 down through “effect.” 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.

Senator Middleton, Chair, for the Committee on Finance and Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

**House Bill 295 – The Speaker (By Request – Administration) and Delegates Anderson, Barkley, Barve, Branch, Burns, Carter, Clippinger, Cullison, Frick, Gilchrist, Glenn, Hammen, Healey, Hixson, Holmes, Hubbard, Hucker, Jones, Kaiser, A. Kelly, Kramer, Lafferty, Lee, Luedtke, McIntosh, A. Miller, Mitchell, Nathan-Pulliam, Niemann, Olszewski, Proctor, Reznik, B. Robinson, S. Robinson, Rosenberg, Simmons, Stukes, Swain, F. Turner, Valderrama, Vaughn, Walker, A. Washington, M. Washington, ~~and Zucker~~ Zucker, ~~and Haynes~~ Haynes, Fraser-Hidalgo, Arora, Carr, Dumais, Gutierrez, Mizeur, and Waldstreicher**

AN ACT concerning

### Maryland Minimum Wage Act of 2014

**HB0295/717170/1**

BY: Finance Committee

#### AMENDMENTS TO HOUSE BILL 295

(Third Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in line 11, after “circumstances;” insert “authorizing certain employers to pay certain employees who are under a certain age a certain wage under certain circumstances;”; and in line 12, after the semicolon insert “altering a certain exemption from the Maryland Wage and Hour Law for certain individuals;”.

On page 2, in line 8, strike “authorizing” and substitute “requiring”; in line 12, after the semicolon insert “requiring the Department of Health and Mental Hygiene to increase reimbursement of certain providers under certain circumstances; requiring the Governor, in certain fiscal years, to include in a certain budget proposal certain funding increases; requiring the presentation of certain proposed budgets for certain community service providers in a certain manner; authorizing the allocation of certain funds for certain purposes; repealing certain obsolete provisions relating to certain reimbursements for certain providers; repealing a certain defined term;”; in line 13, strike “providing for a delayed effective date;”; in line 14, after “Law” insert “and”



payments for community service providers”; in line 17, after “3-419,” insert “3-420(b).”; and after line 24, insert:

“BY repealing and reenacting, with amendments,

Article – Health – General

Section 7-307

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)”.

#### AMENDMENT NO. 2

On page 3, in line 20, strike “\$250,000” and substitute “\$400,000”.

On page 5, in line 9, strike “12-MONTH” and substitute “6-MONTH”; in line 10, strike “\$8.20” and substitute “\$8.00”; in line 12, strike “JANUARY 1, 2016” and substitute “JULY 1, 2015”; in the same line, strike “\$9.15” and substitute “\$8.25”; in the same line, strike “AND”; in line 13, before “BEGINNING” insert “FOR THE 12-MONTH PERIOD”; in line 14, strike “JANUARY 1, 2017” and substitute “JULY 1, 2016”; in the same line, strike “\$10.10” and substitute “\$8.75”; and in the same line, strike “HOURLY” and substitute “HOURLY”;

**(4) FOR THE 12-MONTH PERIOD BEGINNING JULY 1, 2017, \$9.25 PER HOUR; AND**

**(5) BEGINNING JULY 1, 2018, \$10.10 PER HOUR”.**

On page 6, in line 10, after “(1)” insert:

**“(I) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION AND SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, AN EMPLOYER MAY PAY AN EMPLOYEE A WAGE THAT EQUALS A RATE OF 85% OF THE STATE MINIMUM WAGE ESTABLISHED UNDER THIS SECTION IF THE EMPLOYEE IS UNDER THE AGE OF 20 YEARS.**

**(II) AN EMPLOYER MAY PAY TO AN EMPLOYEE THE WAGE PROVIDED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH ONLY FOR THE FIRST 6 MONTHS THAT THE EMPLOYEE IS EMPLOYED.**

**(2) (I)**;

in line 10, strike “**SUBSECTION**” and substitute “**PARAGRAPH**”; in lines 13 and 15, strike “**(I)**” and “**(II)**”, respectively, and substitute “**1.**” and “**2.**”, respectively; in line 18, strike “**(2)**” and substitute “**(II)**”; and in lines 20 and 22, strike “**(I)**” and “**(II)**”, respectively, and substitute “**1.**” and “**2.**”, respectively.

AMENDMENT NO. 3

On page 8, after line 27, insert:

“3-420.

(b) Notwithstanding [§ 3-415(b)(8)] § 3-415(B)(2) of this subtitle, an employer that is not a not for profit organization and is a concert promoter, legitimate theater, music festival, music pavilion, or theatrical show shall pay overtime for a craft or trade employee as required in subsection (a) of this section.”.

On page 9, in line 31, strike “**MAY**” and substitute “**SHALL**”.

AMENDMENT NO. 4

On page 10, after line 4, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Health – General

7-307.

(a) (1) In this section the following words have the meanings indicated.

(2) “Community provider” means a community-based agency or program funded by the Administration to serve individuals with developmental disabilities.

(3) “Community direct service worker” means an employee of a community provider that provides treatment or services to developmentally disabled individuals.

(4) ["Disparity amount" means the monetary calculation of the average difference in wages and benefits between community direct service workers and developmental disabilities associates or other comparable employees in State residential centers.]

(5) "Rate" means the reimbursement rate paid by the Department to a community provider from the State General Fund, Maryland Medical Assistance Program funds, other State or federal funds, or a combination of funds.

(b) Notwithstanding the provisions of this title OR ANY OTHER PROVISION OF LAW, the Department shall reimburse community providers as provided in this section.

(c) [(1) On or before September 1, 2001, the Department shall determine:

(i) The disparity amount; and

(ii) The amount of annual increase in the rate of reimbursement to community providers necessary to reduce and eliminate the disparity amount as required under subsection (d) of this section.

(2) The Department shall determine the disparity amount using data and information from:

(i) The Community Services Rate Reimbursement Commission;  
and

(ii) Reports required to be provided to the General Assembly by the Department.

(d) The] SUBJECT TO SUBSECTION (D) OF THIS SECTION, THE Department shall increase the rate of reimbursement for community services providers [by an amount that:

(1) Reduces the disparity amount to 80% on or before July 1, 2002;

(2) Reduces the disparity amount to 62% on or before July 1, 2003;

(3) Reduces the disparity amount to 40% on or before July 1, 2004;

(4) Reduces the disparity amount to 20% on or before July 1, 2005; and

(5) Eliminates the disparity amount on or before July 1, 2006] EACH FISCAL YEAR BY THE AMOUNT OF RATE INCREASE INCLUDED IN THE STATE BUDGET FOR THAT FISCAL YEAR.

[(e)] (D) [The Secretary shall adopt regulations to implement this section.]

(1) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2016 SHALL INCLUDE A 3.5% RATE INCREASE FOR COMMUNITY SERVICE PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00M01.02 COMMUNITY SERVICES FOR FISCAL YEAR 2015.

(2) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2017 SHALL INCLUDE A 3.5% RATE INCREASE FOR COMMUNITY SERVICE PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00M01.02 COMMUNITY SERVICES FOR FISCAL YEAR 2016.

(3) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2018 SHALL INCLUDE A 3.5% RATE INCREASE FOR COMMUNITY SERVICE PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00M01.02 COMMUNITY SERVICES FOR FISCAL YEAR 2017.

(4) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2019 SHALL INCLUDE A 3.5% RATE INCREASE FOR COMMUNITY SERVICE PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00M01.02 COMMUNITY SERVICES FOR FISCAL YEAR 2018.

[(f)] (E) [All increases in the rate of reimbursement provided for in this section shall be used to increase the compensation of community direct service workers.] THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2016 AND THEREAFTER FOR COMMUNITY SERVICE PROVIDERS SHALL BE PRESENTED IN

THE SAME MANNER, INCLUDING OBJECT AND PROGRAM INFORMATION, AS PROVIDED FOR IN THE FISCAL YEAR 2015 BUDGET.

[(g)] (F) [Nothing in this section shall be construed to prohibit the Department from eliminating the disparity amount prior to July 1, 2006.] A PORTION OF THE FUNDS IN SUBSECTION (E) OF THIS SECTION MAY BE ALLOCATED TO ADDRESS THE IMPACT OF AN INCREASE IN THE STATE MINIMUM WAGE ON WAGES AND BENEFITS OF DIRECT SUPPORT WORKERS EMPLOYED BY COMMUNITY PROVIDERS LICENSED BY THE DEVELOPMENTAL DISABILITIES ADMINISTRATION.”;

in line 5, strike “2.” and substitute “3.”; and in line 6, strike “January 1, 2015” and substitute “July 1, 2014”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**HB0295/223725/1**

BY: Senator Brinkley

AMENDMENT TO HOUSE BILL 295, AS AMENDED

(Third Reading File Bill)

On page 5 of the bill, in line 10, after “**HOOR;**” insert “AND

**(2) BEGINNING JANUARY 1, 2016, \$8.25 PER HOUR.”;**

and strike in their entirety lines 11 through 14, inclusive.

On page 2 of the Finance Committee Amendments (HB0295/717170/1), in line 1 of Amendment No. 2, strike “**6-MONTH**” and substitute “12-MONTH”; in line 2, strike “**\$8.00**” and substitute “\$7.75”; in line 3, strike “**JULY 1, 2015**”; in the same line, strike “**\$8.25**”; in lines 4 and 5, strike “**FOR THE 12-MONTH PERIOD**”; in lines 5 and 6, strike “**JULY 1, 2016**”; in line 6, strike “**\$8.75**”; and strike beginning with “**HOOR**” in line 7 down through “**HOOR**” in line 10.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 13    Negative – 34    (See Roll Call No. 950)

FLOOR AMENDMENT

**HB0295/103921/1**

BY: Senator Kittleman

AMENDMENT TO HOUSE BILL 295, AS AMENDED

On page 2 of the Finance Committee Amendments (HB0295/717170/1), in line 1 of Amendment No. 2, strike “**6-MONTH**” and substitute “**12-MONTH**”; in line 3, strike “**JULY 1, 2015**” and substitute “**JANUARY 1, 2016**”; in lines 5 and 6, strike “**JULY 1, 2016**” and substitute “**JANUARY 1, 2017**”; in line 8, strike “**JULY 1, 2017**” and substitute “**JANUARY 1, 2018**”; and in line 10, strike “**JULY 1, 2018**” and substitute “**JANUARY 1, 2019**”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 17    Negative – 29    (See Roll Call No. 951)

FLOOR AMENDMENT

**HB0295/303024/1**

BY: Senator Jennings

AMENDMENTS TO HOUSE BILL 295  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “effect” insert “for certain employers”.

On page 2, in line 12, strike “a”; and in line 13, strike “provision” and substitute “provisions”.

AMENDMENT NO. 2

On page 4, in line 21, after “(b)” insert “**(1) THIS SUBSECTION APPLIES TO AN EMPLOYER THAT HAS ESTABLISHED A PROGRAM THAT PROVIDES HIGHER EDUCATION TUITION ASSISTANCE TO THE EMPLOYER’S EMPLOYEES.**”

**(2)**;

in the same line, strike “**(D)**” and substitute “**(E)**”; in lines 23 and 29, strike “(1)” and “(2)”, respectively, and substitute “**(I)**” and “**(II)**”, respectively; in lines 25 and 27, strike “(i)” and “(ii)”, respectively, and substitute “**1.**” and “**2.**”, respectively; in line 27, in each instance, strike the bracket; and in lines 27 and 28, strike “**THE STATE MINIMUM WAGE RATE SET UNDER SUBSECTION (C) OF THIS SECTION**”.

On page 5, in lines 1 and 5, strike “(i)” and “(ii)”, respectively, and substitute “**1.**”, and “**2.**”, respectively; in lines 2 and 3, strike “1.” and “2.”, respectively, and substitute “**A.**” and “**B.**”, respectively; in line 3, in each instance, strike the bracket; in lines 3 and 4, strike “**THE STATE MINIMUM WAGE RATE SET UNDER SUBSECTION (C) OF THIS SECTION**”; after line 7, insert:

**“(C) (1) THIS SUBSECTION DOES NOT APPLY TO AN EMPLOYER DESCRIBED IN SUBSECTION (B)(1) OF THIS SECTION.**

**(2) EXCEPT AS PROVIDED IN SUBSECTION (E) OF THIS SECTION AND § 3-414 OF THIS SUBTITLE, EACH EMPLOYER SHALL PAY:**

**(I) TO EACH EMPLOYEE WHO IS SUBJECT TO BOTH THE FEDERAL ACT AND THIS SUBTITLE, AT LEAST THE GREATER OF:**

**1. THE MINIMUM WAGE FOR THAT EMPLOYEE UNDER THE FEDERAL ACT; OR**

**2. THE STATE MINIMUM WAGE RATE SET UNDER SUBSECTION (D) OF THIS SECTION; AND**

**(II) EACH OTHER EMPLOYEE WHO IS SUBJECT TO THIS SUBTITLE, AT LEAST:**

**1. THE GREATER OF:**

A. THE HIGHEST MINIMUM WAGE UNDER THE FEDERAL ACT; OR

B. THE STATE MINIMUM WAGE RATE SET UNDER SUBSECTION (D) OF THIS SECTION; OR

2. A TRAINING WAGE UNDER REGULATIONS THAT THE COMMISSIONER ADOPTS THAT INCLUDE THE CONDITIONS AND LIMITATIONS AUTHORIZED UNDER THE FEDERAL FAIR LABOR STANDARDS AMENDMENTS OF 1989.”;

and in line 8, strike “(C)” and substitute “(D)”.

On page 6, in line 10, strike “(D)” and substitute “(E)”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 13    Negative – 33    (See Roll Call No. 952)

FLOOR AMENDMENT

**HB0295/313822/1**

BY: Senator Madaleno

AMENDMENT TO HOUSE BILL 295, AS AMENDED

On page 2 of the Finance Committee Amendments (HB0295/717170/1), in line 1 of Amendment No. 2, strike “6-MONTH” and substitute “12-MONTH”; in line 2, strike “\$8.00” and substitute “\$8.20”; in line 3, strike “JULY 1, 2015” and substitute “JANUARY 1, 2016”; in the same line, strike “\$8.25” and substitute “\$8.75”; in lines 5 and 6, strike “JULY 1, 2016” and substitute “JANUARY 1, 2017”; in line 6, strike “\$8.75” and substitute “\$9.50”; in line 7, after “HOUR;” insert “AND”; strike beginning with “FOR” in line 8 down through “(5)” in line 10; and in line 10, strike “JULY” and substitute “JANUARY”.

On page 5 of the Finance Committee Amendments, in lines 15 and 20 of Amendment No. 4, in each instance, strike “3.5%” and substitute “4%”.



On page 6 of the Finance Committee Amendments, in lines 2 and 7 of Amendment No. 4, in each instance, strike “3.5%” and substitute “5%”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 16    Negative – 30    (See Roll Call No. 953)

FLOOR AMENDMENT

**HB0295/383825/1**

BY: Senator Pinsky

AMENDMENTS TO HOUSE BILL 295, AS AMENDED

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 4, after “periods;” insert “increasing, except under certain circumstances, the State minimum wage rate in effect for certain periods of time based on the annual growth in the Consumer Price Index; requiring the Commissioner of Labor and Industry, beginning on a certain date and each subsequent year, to determine and announce the growth in the Consumer Price Index, if any, and the new State minimum wage rate;”.

AMENDMENT NO. 2

On page 4 of the bill, in line 20, after “(a)” insert “**(1)**    IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

**(2)**    “CONSUMER PRICE INDEX” MEANS THE CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS FOR THE WASHINGTON–BALTIMORE METROPOLITAN AREA OR A SUCCESSOR INDEX PUBLISHED BY THE FEDERAL BUREAU OF LABOR STATISTICS.

**(3)**”;

and in the same line, strike “In this section, “employer”” and substitute ““EMPLOYER””.

On page 5 of the bill, in line 8, after “(C)” insert “(1)”; and in lines 9, 11, and 13, strike “(1)”, “(2)”, and “(3)”, respectively, and substitute “(I)”, “(II)”, and “(III)”, respectively.

On page 2 of the Finance Committee Amendments (HB0295/717170/1), in lines 8 and 10 of Amendment No. 2, strike “(4)” and “(5)”, respectively, and substitute “(IV)” and “(V)”, respectively; in line 9, strike “AND”; in line 10, before “BEGINNING” insert “FOR THE 12-MONTH PERIOD”; and in the same line, after “HOUR” insert “;  
AND

(VI) FOR THE 12-MONTH PERIOD BEGINNING JULY 1, 2019, AND EACH SUBSEQUENT 12-MONTH PERIOD, THE RATE DETERMINED AND ANNOUNCED BY THE COMMISSIONER UNDER PARAGRAPH (2)(II) OF THIS SUBSECTION.

(2) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (III) OF THIS PARAGRAPH, FOR THE 12-MONTH PERIOD BEGINNING JULY 1, 2019, AND EACH SUBSEQUENT 12-MONTH PERIOD, THE STATE MINIMUM WAGE RATE SHALL BE INCREASED BY THE AMOUNT, ROUNDED TO THE NEAREST CENT, THAT EQUALS THE PRODUCT OF:

1. THE STATE MINIMUM WAGE RATE IN EFFECT FOR THE PRECEDING 12-MONTH PERIOD; AND

2. THE ANNUAL PERCENTAGE GROWTH IN THE CONSUMER PRICE INDEX, AS DETERMINED BY THE COMMISSIONER UNDER SUBPARAGRAPH (II)1 OF THIS PARAGRAPH.

(II) BEGINNING ON MARCH 1, 2019, AND EACH SUBSEQUENT MARCH 1, THE COMMISSIONER SHALL DETERMINE AND ANNOUNCE:

1. THE ANNUAL PERCENTAGE GROWTH, IF ANY, IN THE CONSUMER PRICE INDEX BASED ON THE MOST RECENT 12-MONTH PERIOD FOR WHICH DATA IS AVAILABLE ON MARCH 1; AND

**2. THE STATE MINIMUM WAGE RATE EFFECTIVE FOR THE 12-MONTH PERIOD BEGINNING ON THE FOLLOWING JULY 1.**

**(III) IF THERE IS A DECLINE OR NO GROWTH IN THE CONSUMER PRICE INDEX, THE STATE MINIMUM WAGE RATE SHALL REMAIN THE SAME AS THE RATE THAT WAS IN EFFECT FOR THE PRECEDING 12-MONTH PERIOD**".

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 18    Negative – 29    (See Roll Call No. 954)

FLOOR AMENDMENT

**HB0295/883824/1**

BY: Senator Pinsky

AMENDMENTS TO HOUSE BILL 295

(Third Reading File Bill)

AMENDMENT NO. 1

On pages 1 and 2, strike beginning with "prohibiting" in line 16 on page 1 down through "wage;" in line 3 on page 2.

On page 2, in line 17, strike "3-419,"

AMENDMENT NO. 2

On pages 7 and 8, strike in their entirety the lines beginning with line 18 on page 7 through line 5 on page 8, inclusive.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 13    Negative – 34    (See Roll Call No. 955)

FLOOR AMENDMENT

**HB0295/893022/1**

BY: Senator Jennings

AMENDMENTS TO HOUSE BILL 295, AS AMENDED

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, strike beginning with “authorizing” in line 9 down through “circumstances;” in line 11.

AMENDMENT NO. 2

On page 2 of the Finance Committee Amendments (HB0295/717170/1), in lines 12 and 13 of Amendment No. 2, strike “**(I) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, AND SUBJECT**” and substitute “**SUBJECT**”; in line 13, strike “**SUBPARAGRAPH (II) OF THIS PARAGRAPH**” and substitute “**PARAGRAPH (2) OF THIS SUBSECTION**”; in line 17, strike “**(II)**” and substitute “**(2)**”; in line 18, strike “**SUBPARAGRAPH (I) OF THIS PARAGRAPH**” and substitute “**PARAGRAPH (1) OF THIS SUBSECTION**”; in line 20, strike “**(2) (I)**”; in line 21, strike “**PARAGRAPH**”; in line 22, strike “**1.**”; and in the same line, strike “**2.**”.

On page 3 of the Finance Committee Amendments, in line 1 of Amendment No. 2, strike “**(II)**”; in line 2, strike “**1.**”; and in the same line, strike “**2.**”.

On page 6 of the bill, strike beginning with “**THIS**” in line 10 down through “**ACT.**” in line 23.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 19    Negative – 27    (See Roll Call No. 956)

## FLOOR AMENDMENT

**HB0295/553725/1**

BY: Senator Getty

AMENDMENTS TO HOUSE BILL 295

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “periods;” insert “prohibiting a county from adopting a minimum wage law;”.

AMENDMENT NO. 2

On page 6, after line 23, insert:

**“(E) A COUNTY MAY NOT ADOPT A MINIMUM WAGE LAW.”**

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 12    Negative – 34    (See Roll Call No. 957)

FLOOR AMENDMENT

**HB0295/383524/1**

BY: Senator Manno

AMENDMENTS TO HOUSE BILL 295

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 2, after “exceeding” insert “a certain percentage of”; and strike beginning with “less” in line 2 down through “wage” in line 3.

AMENDMENT NO. 2

On page 8, in line 4, before “the” insert “**30% OF**”; strike beginning with “established” in line 4 down through “subtitle” in line 5; and in line 5, strike “**LESS \$3.63**” and substitute “**UNDER THE FEDERAL ACT**”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 13    Negative – 32    (See Roll Call No. 958)

FLOOR AMENDMENT

**HB0295/513622/1**

BY: Senator Madaleno

AMENDMENTS TO HOUSE BILL 295, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Finance Committee Amendments (HB0295/717170/1), in Amendment No. 1, strike beginning with “authorizing” in line 1 down through “circumstances;” in line 3.

AMENDMENT NO. 2

On page 2 of the Finance Committee Amendments, in Amendment No. 2, strike beginning with “**(I)**” in line 12 down through “**(I)**” in line 20; in line 21, strike “**PARAGRAPH**” and substitute “**SUBSECTION**”; in line 22, strike “**1.**” and substitute “**(I)**”; and in the same line, strike “**2.**” and substitute “**(II)**”.

On page 3 of the Finance Committee Amendments, in line 1 of Amendment No. 2, strike “**(II)**” and substitute “**(2)**”; in line 2, strike “**1.**” and substitute “**(I)**”; and in the same line, strike “**2.**” and substitute “**(II)**”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 10    Negative – 36    (See Roll Call No. 959)

## FLOOR AMENDMENT

**HB0295/573828/1**

BY: Senator Madaleno

AMENDMENT TO HOUSE BILL 295

(Third Reading File Bill)

On page 6, in line 19, strike “**A RATE**” and substitute “**THE GREATER**”; strike beginning with “**IF**” in line 20 down through “**HOURLY**” in line 21 and substitute “**85% OF THE STATE MINIMUM WAGE ESTABLISHED UNDER THIS SECTION**”; in line 22, strike “**IF THE EMPLOYEE IS SUBJECT TO THE FEDERAL ACT,**”; and in line 23, strike “**FOR THAT EMPLOYEE**”.

The preceding amendment was withdrawn.

## FLOOR AMENDMENT

**HB0295/763921/2**

BY: Senators Edwards and Shank

AMENDMENTS TO HOUSE BILL 295, AS AMENDED

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2 of the bill, in lines 12 and 13, strike “a certain provision” and substitute “certain provisions”.

AMENDMENT NO. 2

On page 5 of the bill, in line 8, before “**THE**” insert “**(1) (I) THIS PARAGRAPH APPLIES ONLY TO AN EMPLOYER LOCATED IN:**

- 1. ALLEGANY COUNTY;**
- 2. GARRETT COUNTY; OR**
- 3. WASHINGTON COUNTY.**

**(II) THE STATE MINIMUM WAGE RATE IS:**

- 1. FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2015, \$8.00 PER HOUR; AND**
- 2. BEGINNING JANUARY 1, 2016, \$8.75 PER HOUR.**

**(2) (I) THIS PARAGRAPH APPLIES ONLY TO A COUNTY NOT LISTED IN PARAGRAPH (1)(I) OF THIS SUBSECTION.**

**(II)**”;

and in lines 9, 11, and 13, strike “**(1)**”, “**(2)**”, and “**(3)**”, respectively, and substitute “**1.**”, “**2.**”, and “**3.**”, respectively.

On page 2 of the Finance Committee Amendments (HB0295/717170/1), in lines 8 and 10 of Amendment No. 2, strike “**(4)**” and “**(5)**”, respectively, and substitute “**4.**” and “**5.**”, respectively.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 16    Negative – 30    (See Roll Call No. 960)

FLOOR AMENDMENT

**HB0295/783329/1**

BY: Senator Colburn

**AMENDMENTS TO HOUSE BILL 295, AS AMENDED****(Third Reading File Bill)****AMENDMENT NO. 1**

On page 2 of the bill, in lines 12 and 13, strike “a certain provision” and substitute “certain provisions”.

**AMENDMENT NO. 2**

On page 5 of the bill, in line 8, before “**THE**” insert “**(1) (I) THIS PARAGRAPH APPLIES ONLY TO AN EMPLOYER LOCATED IN:**”

- 1. CAROLINE COUNTY;**
- 2. CECIL COUNTY;**
- 3. DORCHESTER COUNTY;**
- 4. KENT COUNTY;**
- 5. QUEEN ANNE’S COUNTY;**
- 6. SOMERSET COUNTY;**
- 7. TALBOT COUNTY;**
- 8. WICOMICO COUNTY; OR**
- 9. WORCESTER COUNTY.**

**(II) THE STATE MINIMUM WAGE RATE IS:**

- 1. FOR THE 6-MONTH PERIOD BEGINNING JANUARY 1, 2015, \$8.00 PER HOUR; AND**



**2. BEGINNING JULY 1, 2015, \$8.25 PER HOUR.**

**(2) (I) THIS PARAGRAPH APPLIES ONLY TO A COUNTY NOT LISTED IN PARAGRAPH (1)(I) OF THIS SUBSECTION.**

**(II)**;

and in lines 9, 11, and 13, strike “**(1)**”, “**(2)**”, and “**(3)**”, respectively, and substitute “**1.**”, “**2.**”, and “**3.**”, respectively.

On page 2 of the Finance Committee Amendments (HB0295/717170/1), in lines 8 and 10 of Amendment No. 2, strike “**(4)**” and “**(5)**”, respectively, and substitute “**4.**” and “**5.**”, respectively.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 13    Negative – 34    (See Roll Call No. 961)

**FLOOR AMENDMENT****HB0295/473626/1**

BY: Senator Colburn

**AMENDMENTS TO HOUSE BILL 295, AS AMENDED****(Third Reading File Bill)****AMENDMENT NO. 1**

On page 1 of the bill, in line 4, after “periods;” insert “prohibiting the State minimum wage rates specified in certain provisions of this Act from going into effect in certain counties except under certain circumstances; requiring the Department of Business and Economic Development to study and evaluate certain matters; requiring a certain study to be completed on or before certain dates and to be submitted to certain departments and certain committees of the General Assembly;”.

On page 2 of the bill, in line 12, strike “a”; and in line 13, strike “provision” and substitute “provisions”.

**AMENDMENT NO. 2**

On page 5 of the bill, in line 8, after “(C)” insert “(1)”; and in lines 9, 11, and 13, strike “(1)”, “(2)”, and “(3)”, respectively, and substitute “(I)”, “(II)”, and “(III)”, respectively.

On page 2 of the Finance Committee Amendments (HB0295/717170/1), in lines 4 and 8 of Amendment No. 2, in each instance, before “FOR” insert “EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,”; in lines 8 and 10, strike “(4)” and “(5)”, respectively, and substitute “(IV)” and “(V)”, respectively; in line 10 before “BEGINNING” insert “EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,”; and in the same line, after “HOOR” insert “.

**(2) (I) THIS PARAGRAPH APPLIES ONLY IN:**

- 1. CAROLINE COUNTY;**
- 2. CECIL COUNTY;**
- 3. DORCHESTER COUNTY;**
- 4. KENT COUNTY;**
- 5. QUEEN ANNE’S COUNTY;**
- 6. SOMERSET COUNTY;**
- 7. TALBOT COUNTY;**
- 8. WICOMICO COUNTY; AND**
- 9. WORCESTER COUNTY.**

**(II) THE STATE MINIMUM WAGE RATE SPECIFIED IN PARAGRAPH (1)(III), (IV), AND (V) OF THIS SUBSECTION MAY NOT GO INTO EFFECT IN A COUNTY LISTED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH UNLESS THE ECONOMIC IMPACT STUDY COMPLETED UNDER SUBPARAGRAPH (III) OF THIS PARAGRAPH SHOWS THAT THE EMPLOYERS IN THE COUNTY CAN**

WITHSTAND THE IMPACT OF THE INCREASE IN THE STATE MINIMUM WAGE RATE.

(iii) 1. THE DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT SHALL STUDY AND EVALUATE THE ECONOMIC IMPACT OF THE STATE MINIMUM WAGE RATE SPECIFIED IN PARAGRAPH (1)(III), (IV), AND (V) OF THIS SUBSECTION TO DETERMINE WHETHER THE EMPLOYERS IN THE COUNTIES LISTED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH CAN WITHSTAND THE IMPACT OF THE INCREASE IN THE STATE MINIMUM WAGE RATE.

2. THE STUDY REQUIRED UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAH SHALL BE:

A. COMPLETED ON OR BEFORE JANUARY 1 OF THE YEAR IN WHICH THE INCREASE IS TO OCCUR; AND

B. SUBMITTED TO THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE DEPARTMENT OF LEGISLATIVE SERVICES, THE SENATE BUDGET AND TAXATION COMMITTEE, THE SENATE FINANCE COMMITTEE, THE HOUSE APPROPRIATIONS COMMITTEE, AND THE HOUSE ECONOMIC MATTERS COMMITTEE”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 13    Negative – 33    (See Roll Call No. 962)

FLOOR AMENDMENT

**HB0295/973821/1**

BY: Senator Reilly

AMENDMENT TO HOUSE BILL 295, AS AMENDED

On page 2 of the Finance Committee Amendments (HB0295/717170/1), in line 16 of Amendment No. 2, strike “**20**” and substitute “**21**”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 13    Negative – 34    (See Roll Call No. 963)

FLOOR AMENDMENT

**HB0295/523521/1**

BY: Senator Reilly

AMENDMENTS TO HOUSE BILL 295, AS AMENDED

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, strike beginning with “specifying” in line 3 down through “periods;” in line 4 and substitute “altering the amount of the State minimum wage rate;”.

AMENDMENT NO. 2

On page 4 of the bill, in line 27, after “(ii)” insert “1.”; in the same line, strike the brackets; and strike beginning with “THE” in line 27 down through “SECTION” in line 28 and substitute “;AND”

**2. BEGINNING JANUARY 1, 2015, \$9.00 PER HOUR**.”

On page 5 of the bill, in line 3, after “2.” insert “A.”; in the same line, strike the brackets; strike beginning with “THE” in line 3 down through “SECTION” in line 4 and substitute “;AND”

**B. BEGINNING JANUARY 1, 2015, \$9.00 PER HOUR**”;

and strike in their entirety lines 8 through 14, inclusive.

On page 2 of the Finance Committee Amendments (HB0295/717170/1), in line 1 of Amendment No. 2, strike “6-MONTH”; in line 2, strike “\$8.00”; in line 3, strike “JULY 1, 2015”; in the same line, strike “\$8.25”; in lines 4 and 5, strike “FOR THE 12-MONTH PERIOD”; in lines 5 and 6, strike “JULY 1, 2016”; in line 6, strike “\$8.75”; and strike beginning with “HOUR;” in line 7 down through “HOUR” in line 10.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 13    Negative – 32    (See Roll Call No. 964)

FLOOR AMENDMENT

**HB0295/653829/1**

BY: Senator Reilly

AMENDMENT TO HOUSE BILL 295, AS AMENDED

On page 2 of the Finance Committee Amendments (HB0295/717170/1), in line 10 of Amendment No. 2, strike the second comma and substitute “:

**(I)**”;

and in the same line, after “HOURLY” insert “; OR

**(II) IF THE UNEMPLOYMENT RATE IN THE STATE ON JULY 1, 2018, EXCEEDS THE UNEMPLOYMENT RATE IN THE STATE ON JANUARY 1, 2015, \$9.25 PER HOUR**”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 15    Negative – 31    (See Roll Call No. 965)

FLOOR AMENDMENT

**HB0295/983029/1**

BY: Senator Kittleman

AMENDMENTS TO HOUSE BILL 295, AS AMENDED

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2 of the bill, in line 7, strike “requiring” and substitute “authorizing”; and strike beginning with “requiring” in line 10 down through “costs;” in line 12.

On page 1 of the Finance Committee Amendments (HB0295/717170/1), in line 5 of Amendment No. 1, strike “requiring” and substitute “authorizing”.

AMENDMENT NO. 2

On page 9 of the bill, in line 19, strike “SHALL” and substitute “MAY”.

On page 3 of the Finance Committee Amendments, in line 7 of Amendment No. 3, strike “SHALL” and substitute “MAY”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 13    Negative – 34    (See Roll Call No. 966)

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance 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.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 590 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

**Maryland Medical Assistance Program – Waivers – Consolidation and Repeal**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 822 – Chair, Appropriations Committee (By Request – Departmental – Budget and Management)**

AN ACT concerning

**State Employee and Retiree Health and Welfare Benefits Program –  
Participation in Program – City of Hyattsville and Satellite Organizations**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance 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.

Senator Middleton, Chair, for the Committee on Finance 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.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance 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.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

**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**

**HB1159/977471/1**

BY: Finance Committee

AMENDMENT TO HOUSE BILL 1159

(Third Reading File Bill)

On page 1, in line 10, strike “Bureau” and substitute “Division”.

On page 2, in line 22, strike “BUREAU” and substitute “DIVISION”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.



Senator Middleton, Chair, for the Committee on Finance 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.

Senator Middleton, Chair, for the Committee on Finance 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.

Senator Middleton, Chair, for the Committee on Finance 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.

**THE COMMITTEE ON JUDICIAL PROCEEDINGS REPORT #34**

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**Senate Bill 940 – Senator Stone**

AN ACT concerning

**Victims of Crime – Legal Representatives of Minors and Disabled and Elderly  
Persons**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**Senate Bill 1055 – Senator DeGrange**

AN ACT concerning

**Family Law – Child Abuse and Neglect – Expungement of Reports and  
Records – Time Period**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 249 – ~~Delegate McMillan~~ Delegates McMillan and O'Donnell**

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings 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~~  
Waldstreicher, and Costa**

AN ACT concerning

**Peace Orders and Protective Orders – Consent Orders – Shielding**

**HB0397/558078/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 397

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 14, strike “requiring” and substitute “authorizing”; and strike beginning with “authorizing” in line 18 down through “cause” in line 20 and substitute “requiring the court to balance certain considerations in determining whether to shield court records relating to a peace order or protective order proceeding”.

AMENDMENT NO. 2

On page 5 in line 11, on page 6 in line 22, on page 11 in line 11, and on page 12 in line 22, in each instance, strike “SUBPARAGRAPHS (V) AND” and substitute “SUBPARAGRAPH”.

On page 5 in line 12, on page 6 in line 23, on page 11 in line 12, and on page 12 in line 23, in each instance, after “PARAGRAPH” insert “AND SUBJECT TO SUBPARAGRAPH (V) OF THIS PARAGRAPH”.

On page 5 in line 12, on page 6 in line 23, on page 11 in line 12, and on page 12 in line 23, in each instance, strike “SHALL” and substitute “MAY”.

On page 6, strike beginning with “1.” in line 1 down through “2.” in line 4.

On page 7, strike beginning with “1.” in line 15 down through “2.” in line 18.

On page 12, strike beginning with “1.” in line 1 down through “2.” in line 4.

On page 13, strike beginning with “1.” in line 13 down through “2.” in line 16.

On page 6 in lines 4 and 5, on page 7 in lines 18 and 19, on page 12 in lines 4 and 5, and on page 13 in lines 16 and 17, in each instance, strike “THERE IS GOOD CAUSE UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH” and substitute “COURT RECORDS SHOULD BE SHIELDED UNDER THIS PARAGRAPH”.

AMENDMENT NO. 3

On page 5 in lines 28 and 29, on page 7 in lines 10 and 11, on page 11 in lines 27 and 28, and on page 13 in lines 9 and 10, in each instance, strike “IN A PROCEEDING BETWEEN THE PETITIONER AND THE RESPONDENT”.

On page 5 in line 32 and on page 7 in line 14, in each instance, strike “AGAINST THE PETITIONER”.

On page 11 in line 30 and on page 13 in line 12, in each instance, strike “THE PETITIONER” and substitute “AN INDIVIDUAL”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 641 – Delegate Simmons**

AN ACT concerning

**Courts and Judicial Proceedings – Communications Between Patient or Client and Health Care Professional – Exceptions to Privilege**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 705 – Delegates Waldstreicher, K. Kelly, Lee, McDermott, Niemann, Proctor, Simmons, and Swain**

AN ACT concerning

**Victims of Crime – Legal Representatives of Minors and Disabled and Elderly Persons**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 912 – Delegates Smigiel, Carr, Rosenberg, and Waldstreicher**

AN ACT concerning

**Courts – Electronic Communications – Privacy**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 1137 – Delegate Dumais**

AN ACT concerning

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

Senator Jennings moved, duly seconded, to make the Bill and Report a Special Order for April 5, 2014.

The motion was adopted.

**THE COMMITTEE ON BUDGET AND TAXATION REPORT #30**

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

**Senate Bill 727 – Senators Madaleno, Currie, Frosh, Jones–Rodwell, Kasemeyer, King, Klausmeier, Montgomery, Raskin, Rosapepe, and Shank**

AN ACT concerning

**Income Tax – Earned Income Credit – Refundable Amount**

**SB0727/199731/1**

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 727

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Shank” and substitute “Shank, McFadden, Colburn, DeGrange, Edwards, Getty, Manno, Peters, and Robey”.

AMENDMENT NO. 2

On page 2, in lines 19, 21, 23, and 25, strike “26%”, “27%”, “28%”, and “29%”, respectively, and substitute “25.5%”, “26%”, “27%”, and “28%”, respectively; in line 20, strike “2013” and substitute “2014”; in the same line, strike “2015” and substitute “2016”; in line 22, strike “2014” and substitute “2015”; in the same line, strike “2016” and substitute “2017”; in line 24, strike “2015” and substitute “2016”; in the same line, strike “2017;” and substitute “2018; AND”; and strike in their entirety lines 26 and 27, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (HOUSE BILLS) #30**

**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 – 47    Negative – 0    (See Roll Call No. 967)

The Bill was then sent to the House of Delegates.

**House Bill 222 – Delegates Dumais, Beidle, and Clippinger**

AN ACT concerning

**Education – Reportable Offenses – First Degree Burglary and Animal Cruelty**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 968)

The Bill was then sent to the House of Delegates.

**House Bill 250 – Delegate McMillan**

AN ACT concerning

**Vehicle Laws – Definition of “Bicycle” – Mopeds**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 969)

The Bill was then sent to the House of Delegates.

**House Bill 385 – Delegate Rosenberg**

AN ACT concerning

**Privileged Communications – Dissemination of News or Information by  
Certain Persons**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 970)

The Bill was then sent to the House of Delegates.

**House Bill 882 – Delegate Malone**

AN ACT concerning

**Motor Vehicles – Low Speed Vehicles – Power Source**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 971)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 972)

The Bill was then sent to the House of Delegates.

**House Bill 1004 – Delegate Waldstreicher**

AN ACT concerning

**Estates and Trusts – Modified Administration – Objection**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 973)

The Bill was then sent to the House of Delegates.

**House Bill 1045 – Delegate Arora**

AN ACT concerning

**Real Property – Lien Priority of Refinance Mortgages – Escrow Costs**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 974)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 975)

The Bill was then sent to the House of Delegates.



**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 – 43    Negative – 4    (See Roll Call No. 976)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 977)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 978)

The Bill was then sent to the House of Delegates.

## THIRD READING CALENDAR (HOUSE BILLS) #31

## CONSENT CALENDAR #16

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 242	Del. Jacobs	Juvenile Law – Truancy Reduction Pilot Program – Kent County	JPR
HB 294	Del. Carter	Law Enforc Offcers – Entrance–Level and In–Serv Training Reqmts (Christopher’s Law)	JPR
HB 416	Del. Cardin	Criminal Procedure – Limited Immunity – Alcohol– or Drug–Related Medical Emergencies	JPR
HB 436	Del. Rudolph	Vehicle Laws – Operation of Vehicle When Approaching a Tow Truck	JPR
HB 552	Del. Schuh	Public Safety – Anne Arundel Community College Police Force	JPR
HB 916	Del. Kramer	Corporations and Real Estate Investment Trusts – Miscellaneous Provisions	JPR
HB 955	Del. Dumais	Crimes – Use of Personal Identifying Information or the Identity of Another – Sexual Crimes	JPR
HB 1034	Queen Anne’s Co. Del.	Kent County and Queen Anne’s County – School Buses – Length of Operation	JPR
HB 1112	Frederick County Del.	Frederick County – Orphans’ Court Judges – Salary	JPR
HB 1124	Del. Luedtke	Criminal Law – Possession of Dangerous or Wild Animals	JPR

HB 1212 (AMENDED)	Del. Clippinger	Use of Txt Mesaging Dvc or Hanheld Tel While Drvg – Acidnts Rsultng in Death or Serious Inj – Pnlts	JPR
HB 1244	Del. Waldstreicher	Criminal Procedure – Criminal Injuries Compensation Board – Child Abuse Victims	JPR
HB 1245	Del. Valentino–Smith	Crime Victim and Crime Victim’s Representative – Electronic Notification	JPR
HB 1275	Del. Frush	Veh Laws – Manufacturers, Distributors, Factory Branches, and Affiliates – Rltshp With Dealers	JPR
HB 1399	Washington County Del.	Washington County – Sheriff and County Commissioners – Salaries	JPR

All of the above listed bills on the Third Reading Consent Calendar No. 16 were read the third time and passed by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 979)

The Bills were then sent to the House of Delegates.

**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 – 46    Negative – 1    (See Roll Call No. 980)

The Bill was then sent to the House of Delegates.

**THIRD READING CALENDAR (HOUSE BILLS) #32**

**House Bill 27 – Delegates M. Washington, A. Kelly, and B. Robinson**

AN ACT concerning

**Correctional Services – Healthy Births for Incarcerated Women Act**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 981)

The Bill was then sent to the House of Delegates.

**House Bill 386 – Delegate Anderson (By Request – Baltimore City Administration) and Delegates Branch, Carter, Clippinger, Conaway, Glenn, Hammen, Harper, Mitchell, Oaks, Rosenberg, Stukes, Tarrant, and M. Washington**

AN ACT concerning

**Criminal Law – Illegal Dumping and Litter Control Law – Driver’s License –  
Penalty and Points**

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

Affirmative – 37    Negative – 10    (See Roll Call No. 982)

The Bill was then sent to the House of Delegates.

**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 – 46    Negative – 1    (See Roll Call No. 983)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 984)

The Bill was then sent to the House of Delegates.

**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 – 46    Negative – 0    (See Roll Call No. 985)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 986)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 987)

The Bill was then sent to the House of Delegates.

**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 – 45    Negative – 1    (See Roll Call No. 988)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 989)

The Bill was then sent to the House of Delegates.

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

AN ACT concerning

**Correctional Services – Revocation of Parole – Repeal of Sunset**

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

Affirmative – 43    Negative – 4    (See Roll Call No. 990)

The Bill was then sent to the House of Delegates.

**THIRD READING CALENDAR (HOUSE BILLS) #33**

**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 – 44    Negative – 3    (See Roll Call No. 991)

The Bill was then sent to the House of Delegates.

**House Bill 296 – The Speaker (By Request – Administration) and Delegates  
S. Robinson, Barve, Carr, Clippinger, Cullison, Dumais, Frick, Frush,  
Gilchrist, Gutierrez, Guzzone, Hammen, Holmes, Howard, Hubbard,  
Hucker, Jones, Kaiser, A. Kelly, Kramer, Lafferty, Love, Luedtke,  
Malone, McIntosh, A. Miller, Mitchell, Niemann, Oaks, Pendergrass,  
Rosenberg, Summers, F. Turner, M. Washington, ~~and Zucker~~ Zucker,  
and Murphy**

AN ACT concerning

**Natural Resources – Wildlands – Designation of New Wildlands**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 992)

The Bill was then sent to the House of Delegates.

**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 – 43    Negative – 4    (See Roll Call No. 993)

The Bill was then sent to the House of Delegates.

**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 – 43    Negative – 4    (See Roll Call No. 994)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 995)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 996)

The Bill was then sent to the House of Delegates.



**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 – 46    Negative – 1    (See Roll Call No. 997)

The Bill was then sent to the House of Delegates.

**THIRD READING CALENDAR (HOUSE BILLS) #34**

**House Bill 73 – ~~Delegate Simmons~~ Delegates Simmons, Smigiel, Kramer,  
Barkley, Fraser-Hidalgo, S. Robinson, Stocksdale, 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 – 45    Negative – 2    (See Roll Call No. 998)

The Bill was then sent to the House of Delegates.

**House Bill 621 – ~~Delegate Lafferty~~ Delegates Lafferty, Bobo, Carr,  
Fraser-Hidalgo, Healey, Hucker, and Niemann**

AN ACT concerning

**Registration of Pesticides – Fee Increase – Disposition of Fees**

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

Affirmative – 41    Negative – 6    (See Roll Call No. 999)

The Bill was then sent to the House of Delegates.

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

AN ACT concerning

**Public Safety – Eyewitness Identification – Procedures**

FLOOR AMENDMENT

**HB1200/433226/1**

BY: Senator Gladden

AMENDMENT TO HOUSE BILL 1200

(Third Reading File Bill)

On page 2, in lines 5 and 14, in each instance, strike “**2015**” and substitute “**2016**”.

The preceding amendment was read and adopted.

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1000)

The Bill was then sent to the House of Delegates.

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

AN ACT concerning

**Motor Vehicles – Exceptional Milk Hauling Permit – Establishment**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1001)

The Bill was then sent to the House of Delegates.

**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 – 34    Negative – 13    (See Roll Call No. 1002)

The Bill was then sent to the House of Delegates.

**House Bill 1352 – ~~Delegate Morhaim~~ Delegates Morhaim, Bromwell, Costa, Cullison, Donoghue, Elliott, Hammen, Hubbard, Kach, A. Kelly, McDonough, Murphy, Nathan-Pulliam, Oaks, Pena-Melnyk, 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 – 46    Negative – 0    (See Roll Call No. 1003)

The Bill was then sent to the House of Delegates.

**House Bill 1381 – ~~Delegates Sophocleus 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 – 45    Negative – 2    (See Roll Call No. 1004)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1005)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1006)

The Bill was then sent to the House of Delegates.

**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 – 46    Negative – 0    (See Roll Call No. 1007)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1008)

The Bill was then sent to the House of Delegates.

**THIRD READING CALENDAR (HOUSE BILLS) #35****CONSENT CALENDAR #18**

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 156	Carroll County Del.	Carroll County – Alcoholic Beverages – License Fee Increases	EHE
HB 248	Charles County Del.	Charles County – Alcoholic Beverages – Beer, Wine and Liquor Licenses	EHE
HB 300 (Emergency Bill)	Charles County Del.	Charles County – Alcoholic Beverages – Licenses	EHE
HB 419	Charles County Del.	Charles Co – Off–Sale Alc Bevs Licenses – Population Quota in Sixth Election District	EHE
HB 582	Del. Beidle	Licensed Tree Experts – Notification	EHE
HB 690	Garrett County Del.	Garrett County – Alcoholic Beverages – Sunday Sales for Off–Premises Consumption	EHE
HB 836	Garrett County Del.	Garrett County – Alcoholic Beverages – Class A2 Light Wine Licenses – Repeal	EHE
HB 937	Del. Elliott	Wastewater Treatment Facilities – Distribution of Financial Assistance	EHE
HB 1091	Howard County Del.	Howard County – Alcoholic Beverages – Beer Festivals Ho. Co. 09–14	EHE
HB 1097 (AMENDED)	Garrett County Del.	Garrett County – Alcoholic Beverages – Sunday Sales for On–Premises Consumption	EHE

All of the above listed bills on the Third Reading Consent Calendar No. 18 were read the third time and passed by yeas and nays as follows:

Affirmative – 46    Negative – 0    (See Roll Call No. 1009)

The Bills were then sent to the House of Delegates.

### MOTION

Motion by Senator Robey, duly seconded, to work another half hour.

The motion was adopted by roll call vote as follows:

Affirmative – 39    Negative – 7    (See Roll Call No. 1010)

### MESSAGE TO THE SENATE

**BILL:    SB 0390**

**SPONSOR:**    Balt City Sens (BCA)

**SUBJECT:**    Criminal Law – Illegal Dumping and Litter Control Law – Driver's License – Points

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 Gladden, Chair

Senator Muse

Senator Shank

The House appoints:

Delegate Carter, Chairman

Delegate Clippinger, and

Delegate McComas.

Said Bill is returned herewith.

By Order,

Sylvia Siegert

Chief Clerk

Read and ordered journalized.

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (SENATE BILLS) #72**

**Senate Bill 301 – Montgomery County Senators**

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Beauty Salon License**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1011)

The Bill was then sent to the House of Delegates.

**Senate Bill 709 – ~~Senator Dyson~~ Senators Dyson, Colburn, and Getty**

AN ACT concerning

**Income Tax Credit – Preservation and Conservation Easements**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1012)

The Bill was then sent to the House of Delegates.

**Senate Bill 814 – Senators Raskin and DeGrange**

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 – 47    Negative – 0    (See Roll Call No. 1013)

The Bill was then sent to the House of Delegates.

**THE COMMITTEE ON EDUCATION, HEALTH, AND ENVIRONMENTAL  
AFFAIRS REPORT #67**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs and Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

**House Bill 168 – Delegates Schulz, Afzali, Arentz, Aumann, Bates, Eckardt, Frank, George, Glass, Haddaway–Ricchio, Hogan, Jacobs, Kramer, Krebs, Love, W. Miller, Minnick, Myers, Norman, O’Donnell, Olszewski, Otto, Schuh, Stifler, Szeliga, Vaughn, and Weir**

AN ACT concerning

**Department of Labor, Licensing, and Regulation – Boards, Commissions, and Councils – Member Removal**

**HB0168/864934/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 168

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “requiring the Governor to remove” and substitute “providing that”; in line 6, after “Regulation” insert “shall be considered to have resigned”; and in line 7, strike “the prior year” and substitute “a certain period of time”.

AMENDMENT NO. 2

On page 3, in lines 24 and 25, strike “**THE GOVERNOR SHALL REMOVE A MEMBER**” and substitute “**A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED**”; in line 26, strike “**THE PRIOR YEAR**” and substitute “**ANY CONSECUTIVE 12–MONTH PERIOD**”; in line 28, after “**MAY**” insert “**WAIVE A MEMBER’S RESIGNATION AND**”; and in the same line, strike “**A**” and substitute “**THE**”.

On page 4, in lines 10 and 11, strike “**THE GOVERNOR SHALL REMOVE A MEMBER**” and substitute “**A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED**”; in lines 12 and 27, in each instance, strike “**THE PRIOR YEAR**” and substitute “**ANY CONSECUTIVE 12–MONTH PERIOD**”; in lines 14 and 29, in each



instance, after “MAY” insert “WAIVE A MEMBER’S RESIGNATION AND”; in the same lines, in each instance, strike “A” and substitute “THE”; and in lines 25 and 26, strike “THE GOVERNOR SHALL REMOVE A MEMBER” and substitute “A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED”.

On page 5, in lines 8 and 9, strike “THE GOVERNOR SHALL REMOVE A MEMBER” and substitute “A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED”; in lines 10 and 25, in each instance, strike “THE PRIOR YEAR” and substitute “ANY CONSECUTIVE 12-MONTH PERIOD”; in lines 12 and 27, in each instance, after “MAY” insert “WAIVE A MEMBER’S RESIGNATION AND”; in the same lines, in each instance, strike “A” and substitute “THE”; and in lines 23 and 24, strike “THE GOVERNOR SHALL REMOVE A MEMBER” and substitute “A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED”.

On page 6, in lines 5 and 6, strike “THE GOVERNOR SHALL REMOVE A MEMBER” and substitute “A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED”; in lines 7 and 24, in each instance, strike “THE PRIOR YEAR” and substitute “ANY CONSECUTIVE 12-MONTH PERIOD”; in lines 9 and 26, in each instance, after “MAY” insert “WAIVE A MEMBER’S RESIGNATION AND”; in the same lines, in each instance, strike “A” and substitute “THE”; and in lines 22 and 23, strike “THE GOVERNOR SHALL REMOVE A MEMBER” and substitute “A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED”.

On page 7, in lines 5 and 6, strike “THE GOVERNOR SHALL REMOVE A MEMBER” and substitute “A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED”; in lines 7 and 22, in each instance, strike “THE PRIOR YEAR” and substitute “ANY CONSECUTIVE 12-MONTH PERIOD”; in lines 9 and 24, in each instance, after “MAY” insert “WAIVE A MEMBER’S RESIGNATION AND”; in the same lines, in each instance, strike “A” and substitute “THE”; and in lines 20 and 21, strike “THE GOVERNOR SHALL REMOVE A MEMBER” and substitute “A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED”.

On page 8, in lines 4 and 5, strike “THE GOVERNOR SHALL REMOVE A MEMBER” and substitute “A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED”; in lines 7 and 22, in each instance, strike “THE PRIOR YEAR” and substitute “ANY CONSECUTIVE 12-MONTH PERIOD”; in lines 9 and 24, in each

instance, after “MAY” insert “WAIVE A MEMBER’S RESIGNATION AND”; in the same lines, in each instance, strike “A” and substitute “THE”; and in lines 20 and 21, strike “THE GOVERNOR SHALL REMOVE A MEMBER” and substitute “A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED”.

On page 9, in lines 2 and 3, strike “THE GOVERNOR SHALL REMOVE A MEMBER” and substitute “A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED”; in lines 4 and 19, in each instance, strike “THE PRIOR YEAR” and substitute “ANY CONSECUTIVE 12-MONTH PERIOD”; in lines 6 and 21, in each instance, after “MAY” insert “WAIVE A MEMBER’S RESIGNATION AND”; in the same lines, in each instance, strike “A” and substitute “THE”; in lines 17 and 18, strike “THE GOVERNOR SHALL REMOVE A MEMBER” and substitute “A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED”; and in lines 32 and 33, strike “THE GOVERNOR SHALL REMOVE A MEMBER” and substitute “A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED”.

On page 10, in lines 1 and 2, strike “THE PRIOR YEAR” and substitute “ANY CONSECUTIVE 12-MONTH PERIOD”; in lines 3 and 18, in each instance, after “MAY” insert “WAIVE A MEMBER’S RESIGNATION AND”; in the same lines, in each instance, strike “A” and substitute “THE”; in lines 14 and 15, strike “THE GOVERNOR SHALL REMOVE A MEMBER” and substitute “A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED”; and in lines 16 and 17, strike “THE PRIOR YEAR” and substitute “ANY CONSECUTIVE 12-MONTH PERIOD”.

On page 11, in lines 21 and 22, strike “THE GOVERNOR SHALL REMOVE A MEMBER” and substitute “A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED”; in line 23, strike “THE PRIOR YEAR” and substitute “ANY CONSECUTIVE 12-MONTH PERIOD”; in line 25, after “MAY” insert “WAIVE THE MEMBER’S RESIGNATION AND”; and in the same line, strike “A” and substitute “THE”.

On page 12, in lines 6 and 7, strike “THE GOVERNOR SHALL REMOVE A MEMBER” and substitute “A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED”; in line 8, strike “THE PRIOR YEAR” and substitute “ANY CONSECUTIVE 12-MONTH PERIOD”; in lines 10 and 25, in each instance, after “MAY” insert “WAIVE A MEMBER’S RESIGNATION AND”; in the same lines, in each instance, strike “A” and

substitute "THE"; in lines 21 and 22, strike "THE GOVERNOR SHALL REMOVE A MEMBER" and substitute "A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED"; and in lines 23 and 24, strike "THE PRIOR YEAR" and substitute "ANY CONSECUTIVE 12-MONTH PERIOD".

On page 13, in lines 4 and 5, strike "THE GOVERNOR SHALL REMOVE A MEMBER" and substitute "A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED"; in line 7, strike "THE PRIOR YEAR" and substitute "ANY CONSECUTIVE 12-MONTH PERIOD"; in line 9, after "MAY" insert "WAIVE A MEMBER'S RESIGNATION AND"; and in the same line, strike "A" and substitute "THE".

On page 14, in lines 8 and 9, strike "THE GOVERNOR SHALL REMOVE A MEMBER" and substitute "A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED"; in lines 10 and 26, in each instance, strike "THE PRIOR YEAR" and substitute "ANY CONSECUTIVE 12-MONTH PERIOD"; in lines 12 and 28, in each instance, after "MAY" insert "WAIVE A MEMBER'S RESIGNATION AND"; in the same lines, in each instance, strike "A" and substitute "THE"; and in lines 24 and 25, strike "THE GOVERNOR SHALL REMOVE A MEMBER" and substitute "A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED".

On page 15, in lines 19 and 20, strike "THE GOVERNOR SHALL REMOVE A MEMBER" and substitute "A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED"; in lines 21 and 22, strike "THE PRIOR YEAR" and substitute "ANY CONSECUTIVE 12-MONTH PERIOD"; in line 23, after "MAY" insert "WAIVE A MEMBER'S RESIGNATION AND"; and in the same line, strike "A" and substitute "THE".

On page 16, in lines 2 and 3, strike "THE GOVERNOR SHALL REMOVE A MEMBER" and substitute "A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED"; in lines 4, 18, and 33, in each instance, strike "THE PRIOR YEAR" and substitute "ANY CONSECUTIVE 12-MONTH PERIOD"; in lines 6 and 20, in each instance, after "MAY" insert "WAIVE A MEMBER'S RESIGNATION AND"; in the same lines, in each instance, strike "A" and substitute "THE"; in lines 15 and 16, strike "THE GOVERNOR SHALL REMOVE A MEMBER" and substitute "A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED"; and in lines 30 and 31, strike "THE GOVERNOR

SHALL REMOVE A MEMBER” and substitute “A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED”.

On page 17, in lines 1 and 15, in each instance, after “MAY” insert “WAIVE A MEMBER’S RESIGNATION AND”; in the same lines, in each instance, strike “A” and substitute “THE”; in lines 10 and 11, strike “THE GOVERNOR SHALL REMOVE A MEMBER” and substitute “A MEMBER SHALL BE CONSIDERED TO HAVE RESIGNED”; and in line 13, strike “THE PRIOR YEAR” and substitute “ANY 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.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 265 – Delegates Hixson, Ivey, Kaiser, Luedtke, A. Miller, Serafini, F. Turner, Walker, and A. Washington**

AN ACT concerning

**Task Force to Study How to Improve Student Achievement in Middle School**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

**House Bill 287 – Delegates Otto and McDermott**

AN ACT concerning

**Somerset County – Micro-Brewery License**

**HB0287/974334/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 287

(Third Reading File Bill)

On page 1, in line 2, after “County –” insert “Alcoholic Beverages –”; and in the same line, strike “License” and substitute “Licenses”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 692 – Delegates Pena–Melnyk, Costa, Cullison, Hubbard, Kach, A. Kelly, Krebs, Morhaim, Murphy, Oaks, Reznik, and V. Turner**

AN ACT concerning

**Maryland Perfusion Act – Revisions**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

**House Bill 1079 – Calvert County Delegation**

AN ACT concerning

**Calvert County – Alcoholic Beverages – Refillable Container Permit**

**HB1079/624731/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 1079

(Third Reading File Bill)

On page 1, in line 9, strike “; requiring a certain applicant to” and substitute “and”.

On page 3, strike beginning with “\$1” in line 6 down through “PRIVILEGE” in line 8 and substitute “:

**A. \$500 FOR AN APPLICANT WHOSE ALCOHOLIC BEVERAGES LICENSE DOES NOT HAVE AN OFF-SALE PRIVILEGE; OR**

**B. \$50 FOR AN APPLICANT WHOSE ALCOHOLIC BEVERAGES LICENSE HAS AN OFF-SALE PRIVILEGE”.**

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

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

AN ACT concerning

**Higher Education – Maryland Technology Internship Program**

**HB1317/174333/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 1317

(Third Reading File Bill)

On page 1, in line 5, strike the comma.

On page 2, in line 15, strike the comma.

On page 4, in lines 5, 11, and 17, in each instance, after “A” insert “PUBLIC OR PRIVATE”; and in line 27, strike “2-YEAR OR 4-YEAR” and substitute “PUBLIC OR PRIVATE NONPROFIT”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON JUDICIAL PROCEEDINGS REPORT #31**

**CONSENT CALENDAR #64**

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 306 – The Speaker (By Request – Administration) and Delegates Simmons, Anderson, Arora, Carr, Carter, Clippinger, Dumais, Fraser-Hidalgo, Frick, Glenn, Hixson, Jones, Kaiser, Lee, Luedtke, A. Miller, Reznik, Rosenberg, Swain, Valderrama, Valentino-Smith, Waldstreicher, M. Washington, ~~and Zucker~~ Zucker, and Kramer**

AN ACT concerning

~~Criminal Law – Crimes Committed~~ Crimes – Committing a Crime of Violence in the Presence of a Minor – Penalties

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings 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.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**House Bill 781 – Delegates Clippinger, Arora, Simmons, Glenn, ~~Arora,~~ Cluster, Dumais, Glass, Lee, McComas, McDermott, Mitchell, Parrott, Smigiel, Sophocleus, Valderrama, Valentino-Smith, and Waldstreicher**

AN ACT concerning



**Criminal Law – Person in a Position of Authority – Sexual Offenses With a  
Minor**

**HB0781/308970/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 781

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “a certain prohibition against a certain” and substitute “the definition of”; in line 5, strike “from” and substitute “for purposes of a certain prohibition against”; strike beginning with “in” in line 5 down through “engaging” in line 6; in line 7, after “a” insert “certain”; strike beginning with “who” in line 7 down through the second “prosecution” in line 15 and substitute “to repeal a requirement that the person be a full-time permanent employee of a school”; and strike in their entirety lines 17 through 21, inclusive.

On page 2, strike in their entirety lines 6 through 10, inclusive.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 13 through 17, inclusive; in lines 20, 28, and 29, in each instance, strike the bracket; in line 23, strike “as a full-time permanent employee”; and in line 29, strike “(A)”.

On page 3, in lines 7, 14, and 15, in each instance, strike the bracket; and in line 15, strike “(B)”.

On pages 3 and 4, strike in their entirety the lines beginning with line 26 on page 3 through line 31 on page 4, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**Senate Bill 742 – Senators Forehand, Shank, and Stone**

AN ACT concerning

**Criminal Law – Home Invasion and Armed Home Invasion**

**SB0742/678179/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 742

(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 24 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.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**Senate Bill 810 – Senator Raskin**

AN ACT concerning

**Criminal Law – Identity Fraud – Prohibitions**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**Senate Bill 967 – Senator Jones–Rodwell**

AN ACT concerning

**Baltimore City – Orphans’ Court Judges – Salary and Pension**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**House Bill 43 – ~~Delegate Simmons~~ Delegates Simmons, Cardin, Frick, Afzali, Arora, Barkley, Cullison, DeBoy, Dwyer, Frush, George, Glenn, Gutierrez, Healey, Kaiser, A. Kelly, Lafferty, McComas, McDonough, Murphy, Niemann, Olszewski, Pena–Melnyk, Reznik, Rudolph, Sophocleus, Stocksdale, Stukes, F. Turner, Weir, McDermott, Arentz, Aumann, Boteler, Cluster, Eckardt, Elliott, Frank, K. Kelly, Krebs, Otto, Parrott, Smigiel, Swain, Valentino–Smith, and Vitale**

AN ACT concerning

**Criminal Law – Harassment – Revenge Porn**

**HB0043/598674/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 43

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “circumstances” insert “; providing that a certain interactive computer service is not liable under this Act for content provided by another person”.

AMENDMENT NO. 2

On page 2, in line 15, after “**(B)**” insert “**(1)**”; in lines 16, 18, and 20, strike “**(1)**”, “**(2)**”, and “**(3)**”, respectively, and substitute “**(I)**”, “**(II)**”, and “**(III)**”, respectively; and after line 20, insert:

**“(2) AN INTERACTIVE COMPUTER SERVICE, AS DEFINED IN 47 U.S.C. § 230(F)(2), IS NOT LIABLE UNDER THIS SECTION FOR CONTENT PROVIDED BY ANOTHER PERSON.”.**

AMENDMENT NO. 3

On page 2, in line 27, strike “AN IDENTIFIABLE” and substitute “A”; and in line 29, after “PERSON” insert “THAT REVEALS THE IDENTITY OF THE OTHER PERSON”.

The preceding 3 amendments were read only.

Motion, duly seconded, to make the Bill and Amendments a Special Order for April 7, 2014.

The motion was adopted.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**House Bill 205 – Delegates K. Kelly, Anderson, Beitzel, Donoghue, and Frush**

AN ACT concerning

**Vehicle Laws – Electric Bicycle – Definition**

**HB0205/788575/1**

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 205

(Third Reading File Bill)

On page 2, in line 15, strike the second “BICYCLE” and substitute “VEHICLE”; and in line 22, strike “750” and substitute “500”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**House Bill 344 – Charles County Delegation**

AN ACT concerning

**Charles County – Sunday Car ~~Sales~~ – Sales Blue Law Exemption – Enabling Authority**

**HB0344/618178/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 344

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “Commissioners” insert “, after a public hearing,”.

AMENDMENT NO. 2

On page 2, in line 27, after “COMMISSIONERS” insert “, AFTER A PUBLIC HEARING,”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 575 – Delegates Jacobs, Afzali, Arentz, Bates, Beitzel, Cane, Conway, Eckardt, Elliott, Fisher, Glass, Haddaway–Riccio, Hogan, Holmes, Kach, Kipke, Krebs, McDermott, McIntosh, Mitchell, O’Donnell, Otto, S. Robinson, Rudolph, Smigiel, Stifler, Vitale, and Weir**

EMERGENCY BILL

AN ACT concerning

**Farm Area Motor Vehicles – Registration and Authorized Use**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 714 – Delegates Lee, Carr, Cullison, DeBoy, Dumais, Gutierrez, Healey, Howard, Jones, A. Kelly, McComas, McDonough, B. Robinson, Rudolph, Stocksdale, F. Turner, Valderrama, and A. Washington**

AN ACT concerning

**Criminal Law – Identity Fraud – Prohibitions**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

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

AN ACT concerning

**Criminal Law – Burglary in the First Degree – Home Invasion ~~and Armed~~  
~~Home Invasion~~**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**House Bill 976 – Prince George’s County Delegation**

AN ACT concerning

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

**HB0976/628474/1**

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 976  
(Third Reading File Bill)

On page 2, in line 4, in each instance, strike the bracket; in the same line, strike “\$150,000” and substitute “**\$199,000**”; and strike beginning with “**THE**” in line 4 down through “**THEREAFTER**” in line 11.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 1015 – Delegates Arora and Clippinger**

AN ACT concerning

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

Senator Simonaire moved, duly seconded, to make the Bill and Report a Special Order for April 5, 2014.

The motion was adopted.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 1206 – Delegates Carter, Oaks, and Rosenberg**

AN ACT concerning

**Baltimore City – Orphans’ Court Judges – Salary and Pension**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON BUDGET AND TAXATION REPORT #29**

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation and Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**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~~ A. Washington, and Carr**

AN ACT concerning

**Prekindergarten Expansion Act of 2014**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1014)

**QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.



(See Roll Call No. 1015)

**ADJOURNMENT**

At 3:11 P.M. on motion of Senator Robey, seconded, the Senate adjourned until 10:00 A.M. on Legislative Day March 27, 2014, Calendar Day, Saturday, April 5, 2014.

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**Annapolis, Maryland**  
**Legislative Day: March 27, 2014**  
**Calendar Day: Saturday, April 5, 2014**  
**10:00 A.M. Session**

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The Senate met at 10:08 A.M.

Prayer by Senator Robey.

(See Exhibit A of Appendix III)

The Journal of March 26, 2014 was read and approved.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1017)

**CONCURRENCE CALENDAR #23**

**AMENDED IN THE HOUSE**

**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**

Senator Middleton moved that the Senate concur in the House amendment.

**SB0592/836788/1**

BY: Health and Government Operations Committee

**AMENDMENT TO SENATE BILL 592**

(Third Reading File Bill)

On page 4, in line 1, strike “December 1, 2014” and substitute “June 1, 2015”.

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 – 46    Negative – 0    (See Roll Call No. 1018)

**AMENDED IN THE HOUSE**

**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**

Senator Middleton moved that the Senate concur in the House amendment.

**SB0796/854866/1**

BY: Appropriations Committee

AMENDMENT TO SENATE BILL 796

(Third Reading File Bill)

On page 8, in line 23, after “RECOMMENDATIONS” insert “ANNUALLY”.

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 – 47    Negative – 0    (See Roll Call No. 1019)

**AMENDED IN THE HOUSE**

**Senate Bill 977 – Senator Feldman**

AN ACT concerning

**Property and Casualty Insurance – Notices – Use of First-Class Mail  
Tracking Methods**

Senator Middleton moved that the Senate concur in the House amendments.

**SB0977/373691/1**

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 977  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “insurance,” insert “of the offer of certain coverage for water damage, of certain information about flood insurance, of certain optional coverages, of certain notices concerning portable electronics insurance.”; strike in their entirety lines 11 through 16 and substitute:

“BY repealing and reenacting, without amendment,

Article – Insurance

Section 1–101(a)

Annotated Code of Maryland

(2011 Replacement Volume and 2013 Supplement)

BY adding to

Article – Insurance

Section 1–101(m–1)”;

in line 21, strike “12–106(a), (f),” and substitute “12–106(f)”; in the same line, strike “27–602(a)” and substitute “19–202(b), 19–206(a)(2) and (c), 19–207(a)(2) and (c), 19–903(h)(2), 27–601.2(c), 27–602(c)(1)”; in the same line, strike “27–603(a) and (d)” and substitute “27–603(c)(1), (d), and (e)(1)”; in line 22, strike “27–613(a),” and substitute “27–613(b)(2), (c)(1), and”; in the same line, strike “and (e),”; and in the same line, strike “27–614(a) and (c)(1)” and substitute “27–614(c)(1)”.

On page 2, strike in their entirety lines 3 through 19, inclusive; and strike beginning with “Section(s)” in line 21 down through “That” in line 25.

AMENDMENT NO. 2

On page 2, after line 27, insert:

“1-101.

(a) In this article the following words have the meanings indicated.

(M-1) (1) “FIRST-CLASS MAIL TRACKING METHOD” MEANS A MAIL TRACKING METHOD THAT PROVIDES EVIDENCE OF THE DATE THAT A PIECE OF FIRST-CLASS MAIL WAS ACCEPTED FOR MAILING BY THE UNITED STATES POSTAL SERVICE.

(2) “FIRST-CLASS MAIL TRACKING METHOD” INCLUDES:

(I) A CERTIFICATE OF MAIL; AND

(II) AN ELECTRONIC MAIL TRACKING SYSTEM USED BY THE UNITED STATES POSTAL SERVICE.

(3) “FIRST-CLASS MAIL TRACKING METHOD” DOES NOT INCLUDE A CERTIFICATE OF BULK MAILING.”.

On page 4, after line 32, insert:

“19-202.

(b) If an application or renewal is made by telephone, the insurer is deemed to be in compliance with subsection (a) of this section if, within 7 calendar days after the date of application or renewal, the insurer sends [by certificate of mailing] the offer to the applicant or insured BY A FIRST-CLASS MAIL TRACKING METHOD.

19-206.

(a) (2) If an application is made by telephone, the insurer is deemed to be in compliance with this section if, within 7 calendar days after the date of application, the insurer sends [by certificate of mailing] the notice to the applicant or insured BY A FIRST-CLASS MAIL TRACKING METHOD.

(c) A notice required to be sent by [certificate of mailing] A FIRST-CLASS MAIL TRACKING METHOD under this section may be sent with the statement required under § 19-207 of this subtitle.

19-207.

(a) (2) If an application is made by telephone, the insurer is deemed to be in compliance with this section if, within 7 calendar days after the date of application, the insurer sends [by certificate of mailing] the statement to the applicant or insured BY A FIRST-CLASS MAIL TRACKING METHOD.

(c) A statement required to be sent by [certificate of mailing] A FIRST-CLASS MAIL TRACKING METHOD under this section may be sent with the notice required under § 19-206 of this subtitle.

19-903.

(h) (2) (i) Unless notice by electronic means is authorized under paragraph (3) or (4) of this subsection, notice under this section shall be provided by [mail] A FIRST-CLASS MAIL TRACKING METHOD in accordance with subparagraphs (ii) and (iii) of this paragraph.

(ii) Notice shall be mailed to the vendor at the vendor's last known mailing address on file with the insurer.

(iii) Notice shall be mailed to a covered customer at the covered customer's last known mailing address on file with the insurer or vendor.

(iv) The insurer or vendor responsible for mailing the notice under this section shall maintain proof of mailing.

27-601.2.

(c) Delivery of a notice in accordance with subsection (b) of this section shall be considered equivalent to any delivery method required under this subtitle, including delivery by first-class mail, certified mail, [certificate of mail, or certificate of mailing] OR A FIRST-CLASS MAIL TRACKING METHOD.”.

AMENDMENT NO. 3

On pages 2 and 3, strike in their entirety the lines beginning with line 29 on page 2 through line 24 on page 3, inclusive.

On page 5, strike in their entirety lines 2 through 24, inclusive; in line 25, strike “(d)” and substitute “(c)”; in line 31, strike the brackets; and in the same line, strike “**(E)**”.

On page 6, strike in their entirety lines 4 through 26, inclusive; and in line 27, strike “(d)” and substitute “(c)”.

On page 7, in line 1, strike the brackets; in the same line, strike “**(E)**”; in line 5, strike “(f)” and substitute “(e)”; strike in their entirety lines 12 through 25, inclusive; and in line 26, strike “(c)” and substitute “(b)”.

On page 8, in line 8, strike “(d)” and substitute “(c)”; in line 15, strike the brackets; in the same line, strike “**(E)**”; and strike in their entirety lines 19 through 24, inclusive.

On pages 8 and 9, strike in their entirety the lines beginning with line 26 on page 8 through line 16 on page 9, inclusive.

On page 9, in line 22, strike “3.” and substitute “2.”.

The preceding 3 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 – 47    Negative – 0    (See Roll Call No. 1020)

**AMENDED IN THE HOUSE**

**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**

Senator Middleton moved that the Senate concur in the House amendments.

**SB1104/864969/1**

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 1104

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 21, strike “represented by a certain entity” and substitute “who have elected to be exclusively represented”.

AMENDMENT NO. 2

On page 6, strike beginning with “elected” in line 28 down through “Corporation” in line 29 and substitute “have elected to be exclusively represented”.

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 – 39    Negative – 8    (See Roll Call No. 1021)

**CONFERENCE COMMITTEE REPORT**

**Senate Bill 170 – The President (By Request - Administration)**

**Budget Bill  
(Fiscal Year 2015)**

Introductory Remarks by the Honorable Edward J. Kasemeyer, Chairman Senate Budget and Taxation Committee regarding the Budget Bill Conference Committee Report.

REPORT OF THE CONFERENCE COMMITTEE ON SENATE BILL 170 –  
THE BUDGET BILL

(See Exhibit P of Appendix III)

CONFERENCE COMMITTEE  
SUMMARY DOCUMENT ON SENATE BILL 170 – THE BUDGET BILL AND  
SENATE BILL 172 – THE BUDGET RECONCILIATION AND FINANCING ACT



(See Exhibit Q of Appendix III)

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 40    Negative – 7    (See Roll Call No. 1022)

The Bill was then sent to the House of Delegates.

**CONFERENCE COMMITTEE REPORT**

**BILL NO.: SB 172            SPONSOR: The President**

**SUBJECT: Budget Reconciliation and Financing Act of 2014**

**THIRD READING CALENDAR            HOUSE NO. 6            SENATE NO. 52**

Hon. Thomas V. Mike Miller, Jr., President of the Senate  
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

- (1) That the Appropriation Committee Amendments (SB0172/384062/1) be rejected.
- (2) That the Amendments by Delegate Frick (SB0172/233926/2) be rejected.
- (3) That the attached Conference Committee Amendments (SB0172/623328/1) be adopted.

**SB0172/623328/1**

BY: Conference 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; eliminating a certain requirement that the Secretary of Human Resources notify the Joint Committee on Welfare Reform under certain circumstances;”; in line 15, after “year;” insert “altering the Joint Information Technology and Biotechnology Committee to be the Joint Committee on Cybersecurity, Information Technology, and Biotechnology;”

consolidating the Joint Advisory Committee on Legislative Data Systems and the Joint Committee on Transparency and Open Government to be the Joint Committee on Legislative Information Technology and Open Government; providing for the duties of the committees; altering a certain reporting requirement; altering certain duties of the Office of Policy Analysis that relate to the formal revision of statutory law;”; in line 17, after “Lottery” insert “and Gaming Control”; in the same line, strike “bonuses and”; and in line 18, after “incentives;” insert “altering the allocation of certain local impact grants from video lottery terminal proceeds for certain fiscal years; requiring certain reports on the distribution of certain funds; requiring Baltimore City to establish a certain schedule for the distribution and expenditure of certain local impact grants from video lottery terminal proceeds; altering a certain reporting requirement for Baltimore City;”.

On page 2, in line 2, strike “repealing” and substitute “extending”; 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 14, after “assessment;” insert “repealing certain provisions of law establishing the Joint Committee on Health Care Delivery and Financing, the Joint Committee on Welfare Reform, and the Joint Committee on Access to Mental Health Services; authorizing the Health Services Cost Review Commission, for certain purposes, to include a certain additional amount in hospital revenue when determining hospital rates for a certain fiscal year; requiring the Health Services Cost Review Commission to establish certain criteria; requiring that certain proposals for funding be developed in accordance with certain guidelines and submitted to certain entities for approval; requiring a certain committee to be established to review certain proposals and to make certain funding recommendations; authorizing the Health Services Cost Review Commission to act on certain proposals; authorizing the Department of State Police to donate a certain helicopter to a certain entity;”; in line 27, after “year;” insert “authorizing the transfer of certain funds to the Department of Business and Economic Development to be used in a certain fiscal year as grants to supplement certain tax credits awarded under a certain film production activity tax credit program;”; in line 33, after “law;” insert “declaring the intent of the General Assembly; requiring the Comptroller to set a certain interest rate for certain taxable years for income tax refunds resulting from a certain judicial decision; requiring, under certain circumstances, a county to pay certain costs beyond a certain amount restricted in the State budget to implement a certain Court of Appeals decision; providing that a certain budgetary authorization represents a one-time allocation and provides no authority for certain actions without certain statutory or budgetary authority; authorizing the Department of the Environment to enter into a certain memorandum”.

of understanding with certain counties to establish a certain alternative source of funding to be deposited in a certain fund; requiring certain counties to enter into the memorandum of understanding on or before a certain date;”; and in line 36, after “the” insert “application and”.

On page 3, in line 20, strike “5-202(d)(1).”; in the same line, after “16-305(c)(1)(i)” insert “and (d)”; and after line 37, insert:

“BY repealing and reenacting, with amendments,

Article – Human Services

Section 5-316(b)

Annotated Code of Maryland

(2007 Volume and 2013 Supplement)”.

On page 4, in line 11, after “Section” insert “2-10A-13, 2-10A-14, 2-1238(7).”; in the same line, strike “, 9-1A-29(d)(1).” and substitute “, 9-1A-31(a).”; and after line 38, insert:

“BY repealing and reenacting, with amendments,

Article – Education

Section 5-202(d)(1)

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

(As enacted by Chapter 6 of the Acts of the General Assembly of 2012)”.

On page 5, in line 2, after “(k)” insert “and 16-305(c)(7)”; in line 12, after “Section” insert “2-10A-02, 2-10A-04, 2-10A-05, and”; and strike in their entirety lines 20 through 24, inclusive.

## 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 15, after line 4, insert:

"Article – Human Services

5-316.

(b) If the Secretary determines during the fiscal year that the funds available for the FIP are insufficient to make payments in accordance with the amount of assistance otherwise established by law, the Secretary shall:

(1) provide for a uniform method of adjusting individual payments;

AND

(2) [notify the Joint Committee on Welfare Reform; and

(3) submit emergency regulations, in accordance with Title 10, Subtitle 1 of the State Government Article, to implement the adjustment.”.

On page 16, after line 32, insert:

“2-10A-13.

(a) There is a Joint **COMMITTEE ON CYBERSECURITY**, Information Technology, and Biotechnology [Committee].

(b) The Committee consists of the following 12 members:

(1) six members of the Senate of Maryland, appointed by the President of the Senate; and

(2) six members of the House of Delegates, appointed by the Speaker of the House.

(c) The members of the Committee serve at the pleasure of the presiding officer who appointed them.

(d) The President and the Speaker shall appoint jointly a Senator and a Delegate to serve as cochairs who shall alternate in serving as the presiding chair of the Committee each year.

(e) [(1)] The Committee shall:

(1) work to broaden the support, knowledge, and awareness of **ADVANCES IN CYBERSECURITY**, information technology, and biotechnology to benefit the people of Maryland;

(2) EVALUATE STATE CYBERSECURITY SYSTEMS AND THE ADEQUACY OF ECONOMIC DEVELOPMENT AND JOB SKILLS TRAINING PROGRAMS TO ADVANCE CYBERSECURITY IN THE STATE;

(3) MAKE RECOMMENDATIONS REGARDING ACTIONS TO PROMOTE CYBERSECURITY, INFORMATION TECHNOLOGY, AND BIOTECHNOLOGY INDUSTRIES IN THE STATE; AND

[(2)] (4) [The Committee may] examine and evaluate additional CYBERSECURITY-, information technology-, or biotechnology-related issues as designated by the cochairs of the Committee.

(f) The Committee shall report its findings and recommendations to the Governor and, in accordance with § 2-1246 of this title, the Legislative Policy Committee, the Senate Finance Committee, and the House Economic Matters Committee on or before December 1 of each year.

2-10A-14.

(a) There is a Joint Committee on [Transparency] LEGISLATIVE INFORMATION TECHNOLOGY and Open Government.

(b) (1) The Committee consists of 12 members.

(2) Of the 12 members:

(i) 6 shall be members of the Senate of Maryland, appointed by the President of the Senate; and

(ii) 6 shall be members of the House of Delegates, appointed by the Speaker of the House.

(c) From among the membership of the Committee, the President of the Senate shall appoint a Senator to serve as the Senate Chair of the Committee, and the Speaker of the House shall appoint a Delegate to serve as the House Chair of the Committee.

(d) The Department of Legislative Services shall provide staff assistance to the Committee.

[(e) The purposes of the Committee are to:

(1) provide continuing legislative oversight regarding transparency and open government; and

(2) make recommendations regarding initiatives that will increase citizen access to government resources, publications, and actions.

(f) The Committee shall hold:

(1) an organizational meeting promptly after the appointment of its members; and

(2) any other meetings that the Committee considers necessary to carry out its duties efficiently.

(g) The Committee may:

(1) hold a hearing on any matter relating to the functions of the Committee; and

(2) consider a vote on a bill or resolution referred to it by the President or the Speaker.]

[(h) (E) The Committee shall:

(1) REVIEW AND EVALUATE LEGISLATIVE INFORMATION TECHNOLOGY SYSTEMS AND GOALS FOR THE GENERAL ASSEMBLY AND ITS STAFF AGENCIES;

[(1) (2) identify areas in which the State can improve its technology, [and] Web sites, PROGRAMS, AND SERVICES to increase transparency, [and] citizen engagement, AND PUBLIC AWARENESS OF AND ACCESS TO GOVERNMENT RESOURCES, PUBLICATIONS, AND ACTIONS;

[(2) make recommendations regarding State transparency goals and policies;

(3) consult with State entities that foster transparency, including the Governor's StateStat office;

(i) when developing State transparency goals and policies; and

(ii) to identify methods of coordinating transparency policies across State government;

(4) review State laws, programs, services, and policies and make recommendations to align them with State transparency policies and goals;

(5) determine whether there are interdepartmental gaps, inconsistencies, and inefficiencies in the implementation or attainment of State transparency policies and goals;]

**[(6) (3) EVALUATE THE EFFECTS OF TRANSPARENCY AND OPEN GOVERNMENT POLICIES AND ACTIONS ON THE SECURITY OF STATE INFORMATION TECHNOLOGY SYSTEMS AND INFORMATION HELD BY STATE UNITS;**

**(4) MAKE RECOMMENDATIONS REGARDING:**

**(I) LEGISLATIVE INFORMATION TECHNOLOGY SYSTEMS AND GOALS FOR THE GENERAL ASSEMBLY AND ITS STAFF AGENCIES;**

**(II) POLICIES OR ACTIONS TO ENHANCE THE SECURITY OF STATE INFORMATION TECHNOLOGY SYSTEMS AND INFORMATION HELD BY STATE UNITS; AND**

**(III) [identify] laws, programs, services, or budgetary priorities [that need to be adopted] NECESSARY to ensure and promote transparency and open government in the State; AND**



[(7) survey transparency initiatives in other states that have proven effective at saving public funds and resources and assess whether those policies should be modified and adopted for use by the State;

(8) serve as an informational resource and liaison for advocates and citizens with ideas and suggestions for tools and practical implementation of initiatives that will increase transparency;

(9) review and make recommendations regarding actions suggested by advocates and citizens to increase citizen access to government resources, publications, and actions;

(10) recommend methods of increasing public awareness of government resources, publications, and Web sites; and]

[(11)] (5) perform any other activity [that is required to fulfill the purposes] **RELATED TO LEGISLATIVE INFORMATION TECHNOLOGY SYSTEMS OR OPEN GOVERNMENT AS DESIGNATED BY THE COCHAIRS** of the Committee.

[(i)] (F) (1) Subject to § 2–1246 of this title, the Committee shall submit a report to the [General Assembly] **LEGISLATIVE POLICY COMMITTEE** on or before December 1 each year.

(2) The report shall include:

(i) a description of the work of the Committee; and

(ii) any recommendations of the Committee.

2–1238.

In addition to any duties set forth elsewhere, the Office shall:

(7) [carry on continuous full time] **COMPLETE THE** formal revision of statutory law for the General Assembly by preparing and submitting to the General Assembly recommendations for the repeal or modification of statutes that are obsolete, inconsistent with another statute, unconstitutional, or otherwise in need of formal revision;”.

On page 29, after line 3, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That Section(s) 2–10A–02, 2–10A–04, and 2–10A–05 of Article – State Government of the Annotated Code of Maryland be repealed.”.

On page 33, in line 28, after “properties.” insert:

“SECTION 15. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that any provision enacted by this Act or any other Act of the General Assembly of 2014 that relates to:

(a) The Joint Advisory Committee on Legislative Data Systems or the Joint Committee on Transparency and Open Government shall be considered to apply to the Joint Committee on Legislative Information Technology and Open Government established under Section 1 of this Act; and

(b) The Joint Information Technology and Biotechnology Committee shall be considered to apply to the Joint Committee on Cybersecurity, Information Technology, and Biotechnology established under Section 1 of this Act.”.

#### AMENDMENT NO. 6

On page 16, in line 28, before “60%” insert “AT LEAST”; and in line 29, before “80%” insert “AT LEAST”.

#### AMENDMENT NO. 7

On page 17, in line 14, strike the bracket; in lines 14 and 15 and 17 and 18, in each instance, strike “or incentives”; in line 16, strike “and incentives”; in lines 18 and 19, in each instance, strike the bracket.

#### AMENDMENT NO. 8

On page 20, in line 1, strike “\$6,249,199” and substitute “\$9,249,199”.

#### AMENDMENT NO. 9

On page 17, after line 20, insert:

“9–1A–31.

(a) (1) Except as provided in paragraph (4) of this subsection, the local impact grants provided under § 9-1A-27 of this subtitle shall be distributed in the following manner:

(i) 82% to the local jurisdictions with video lottery facilities, based on each jurisdiction's percentage of overall gross revenues from video lottery terminals; and

(ii) except as provided in paragraph (2) of this subsection, for operations at a video lottery facility starting in fiscal year 2012 and ending in fiscal year 2032, 18% to Baltimore City with the Pimlico Community Development Authority acting as the local development council in accordance with subsection (d) of this section, to be distributed primarily for capital projects benefiting economic and community development in the following manner:

1. at least 75% in a manner that is consistent with the Park Heights Master Plan; and

2. the remainder dedicated to the needs of:

A. any census blockgroup that Baltimore City identifies as being located partly or entirely within 1 mile of Pimlico Race Course but not within the boundaries of the Park Heights Master Plan in a manner that is consistent with adopted neighborhood priorities;

B. any neighborhood included in the Northwest Community Planning Forum Strategic Neighborhood Action Plan in a manner that is consistent with the adopted Northwest Community Planning Forum Strategic Neighborhood Action Plan priorities; and

C. beginning after a video lottery operation license is issued to a video lottery facility in Baltimore City, any neighborhood within an area bounded by Liberty Heights Avenue, Northern Parkway, Druid Park Drive, and Wabash Avenue in a manner that is consistent with adopted neighborhood priorities.

(2) (i) Of the amount specified under paragraph (1)(ii) of this subsection[.]:

1. \$1,000,000 shall be provided annually to Prince George's County to be used for public safety projects in the community within 5 miles surrounding Rosecroft Raceway; AND

2. FOR FISCAL YEARS 2015 THROUGH 2019, \$500,000 SHALL BE PROVIDED ANNUALLY FOR IMPACT AID TO BE DISTRIBUTED AS PROVIDED UNDER § 11-404(D) OF THE BUSINESS REGULATION ARTICLE TO HELP PAY FOR FACILITIES AND SERVICES IN COMMUNITIES WITHIN 3 MILES OF THE LAUREL RACE COURSE.

(ii) The Legislative Policy Committee shall report its findings and recommendations concerning the advisability of the continuation of the distribution of funds after fiscal year 2032 to the Comptroller and, in accordance with § 2-1246 of this article, the General Assembly, on or before November 1, 2030.

(3) [Baltimore City and] ANNE ARUNDEL COUNTY, HOWARD COUNTY, Prince George's County, AND THE CITY OF LAUREL shall report to the Legislative Policy Committee by December 31 of each year as to the distribution of the funds provided under this section.

(4) BALTIMORE CITY SHALL:

(I) ESTABLISH A SCHEDULE FOR THE DISTRIBUTION AND EXPENDITURE OF FUNDS PROVIDED UNDER THIS SECTION; AND

(II) PROVIDE A QUARTERLY REPORT TO THE LEGISLATIVE POLICY COMMITTEE ON THE DISTRIBUTION OF THE FUNDS PROVIDED UNDER THIS SECTION.

[(4)] (5) Beginning after a video lottery operation license is issued to a video lottery facility in Baltimore City, 100% of the local impact grants provided under § 9-1A-27 of this subtitle from the proceeds of the video lottery facilities located in Allegany, Cecil, and Worcester counties shall be distributed to the local jurisdictions in which those video lottery facilities are located.”.

On page 24, strike in their entirety lines 15 through 25, inclusive.

On page 27, in line 3, in each instance, strike the bracket; in the same line, strike “2014” and substitute “2016”; and in the same line, strike “THE”.

AMENDMENT NO. 11

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. 12

On page 29, in line 1, strike “0.5%” and substitute “0.3%”.

On page 30, strike in their entirety lines 24 through 29, inclusive, and substitute:

“SECTION 5. AND BE IT FURTHER ENACTED, That:

(a) In fiscal year 2015 only, subject to the approval of the federal Center for Medicare and Medicaid Innovation, the Health Services Cost Review Commission may include an additional \$15,000,000 in hospital revenue when determining hospital rates that are effective in fiscal year 2015 for the purpose of:

(1) Assisting hospitals in covering costs associated with the implementation of Maryland’s all-payer model contract; or

(2) Funding of statewide or regional proposals that support the implementation of Maryland’s all-payer model contract.

(b) The Commission shall establish criteria that hospitals must meet to receive funding through hospital rates for the purpose specified in subsection (a)(1) of this section.

(c) (1) Statewide or regional proposals for funding shall be:

(i) Developed in accordance with guidelines established by the Health Care Delivery Reform Subcommittee of the Health Care Reform Coordinating Council; and

(ii) Submitted to the Commission and the Department of Health and Mental Hygiene for approval.

(2) (i) The Department and the Commission shall establish a committee to review statewide or regional proposals and make recommendations to the Department and the Commission for funding.

(ii) The committee shall include:

1. Representatives from the Department and the Commission; and

2. 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.

(3) The Commission may take action on a statewide or regional proposal that has been:

(i) Reviewed by the committee established under paragraph (2) of this subsection; and

(ii) Approved by the Commission and the Department.”.

On page 34, in line 5, strike “Section 2” and substitute “Sections 2 and 5”.

#### AMENDMENT NO. 13

On page 30, in line 31, after “law” insert “:

(1) Subject to item (2) of this section”;

and in line 32, after “Fund” insert “: and

(2) The Department of State Police may donate one Dauphin 365N helicopter to the Smithsonian Institution at no cost".

AMENDMENT NO. 14

On page 32, in line 8, strike "\$800,000" and substitute "\$1,800,000"; after line 9, insert:

"\$2,000,000 of the funds in the accounts of Morgan State University;"

and after line 18, insert:

"SECTION 10. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2015, the Governor may transfer to the General Fund \$1,000,000 of the funds in the Maryland Correctional Enterprises Revolving Fund established under § 3-507 of the Correctional Services Article."

AMENDMENT NO. 15

On page 32, in line 17, strike "\$30,814,997" and substitute "\$31,000,000".

AMENDMENT NO. 16

On page 32, strike in their entirety lines 19 through 24, inclusive.

AMENDMENT NO. 17

On page 32, after line 32, insert:

"SECTION 12. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2015, the Governor may transfer from the Special Fund for Preservation of Cultural Arts in Maryland established under § 4-801 of the Economic Development Article:

- (1) \$100,000 as a grant to the Arena Players, Inc.;
- (2) \$150,000 as a grant to the Great Blacks in Wax Museum, Inc.;
- (3) \$200,000 as a grant to the Prince George's African-American Museum and Cultural Center at North Brentwood, Inc.; and
- (4) \$800,000 as a grant to the Maryland School for the Blind."

AMENDMENT NO. 18

On page 32, before line 33, insert:

“SECTION 13. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law and for fiscal years 2014 and 2015 only, the Governor may transfer up to a cumulative total of \$5,000,000 from the Economic Development Opportunities Program Account established under § 7–314 of the State Finance and Procurement Article and up to a cumulative total of \$2,500,000 from the Special Fund for Preservation of Cultural Arts in Maryland to the Department of Business and Economic Development to use as grants to supplement tax credits awarded under the film production activity tax credit program under § 10–730 of the Tax – General Article.”.

AMENDMENT NO. 19

On page 33, after line 28, insert:

“SECTION 16. 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 20. AND BE IT FURTHER ENACTED, That Section 16 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. 20

On page 33, before line 29, insert:

“SECTION 17. AND BE IT FURTHER ENACTED, That, in implementing the holding of the Court of Appeals in DeWolfe v. Richmond, 434 Md. 403 (2012) and 434 Md. 444 (2013), if attorneys are appointed in a county to provide legal representation at an initial appearance before a District Court commissioner, in fiscal year 2015, the costs of compensating the attorneys beyond the amount restricted for that purpose in the State budget shall be billed by the appointing authority to the county in which the



representation is provided and shall be paid by that county. Authorization of State funds in the fiscal year 2015 State budget for this purpose represents a one-time allocation and provides no authority for additional State expenditures or commitment of funds without separate statutory authority or separate authorization in the State budget as passed by the General Assembly.”.

#### AMENDMENT NO. 21

On page 33, in line 29, strike “SECTION” and substitute:

“SECTION 18. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, the Maryland Department of the Environment may enter into a memorandum of understanding with Carroll County or Frederick County to establish an alternative source of funding to be deposited into a local watershed protection and restoration fund, including an amount or percent of funds, passed by local ordinance for the purpose of meeting their National Pollutant Discharge Elimination System Phase 1 Municipal Separate Storm Sewer System permit. Carroll County or Frederick County must enter into the memorandum of understanding with the Maryland Department of the Environment on or before December 1, 2014.

SECTION”.

#### AMENDMENT NO. 22

On page 18, in line 20, before “(I)” insert “(4)”.

On page 30, in line 30, strike “5.” and substitute “6.”.

On page 31, in lines 4, 29, and 34, strike “6.”, “7.”, and “8.”, respectively, and substitute “7.”, “8.”, and “9.”, respectively.

On page 32, in lines 25 and 33, strike “10.” and “11.”, respectively, and substitute “11.” and “14.”, respectively.

On page 33, in lines 29 and 35, strike “12.” and “13.”, respectively, and substitute “19.” and “21.”, respectively; and in line 35, strike “10” and substitute “11”.

On page 34, in line 2, strike “10” and substitute “11”; in lines 4, 6, and 8, strike “14.”, “15.”, and “16.”, respectively, and substitute “22.”, “23.”, and “24.”, respectively; in line 9, strike “13, 14, and 15” and substitute “21, 22, and 23”; and in the same line, after the first “Act” insert “and subject to Section 20 of this Act”.

Senate Members:

House Members:

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 Chair, **Edward J. Kasemeyer**


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 Chair, **Norman H. Conway**


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**Nathaniel J. McFadden**


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**John L. Bohanan, Jr.**


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**Richard S. Madaleno, Jr.**


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**Melony G. Griffith**


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**James E. DeGrange, Sr.**


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**Wendell R. Beitzel**


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**George C. Edwards**


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**Peter A. Hammen**


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 Read in the Senate:

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 Read in the House of Delegates:

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 Amendment Office Delivers Report to:

 Chief Clerk

 Secretary, Senate

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 41    Negative – 6    (See Roll Call No. 1023)

The Bill was then sent to the House of Delegates.

### CONCURRENCE CALENDAR #24

#### AMENDED IN THE HOUSE

**Senate Bill 86 – Chair, Judicial Proceedings Committee (By Request –  
Departmental – Transportation)**

#### EMERGENCY BILL

AN ACT concerning

#### Vehicle Laws – Size, Weight, and Axle Load Limits

Senator Frosh moved that the Senate concur in the House amendment.

**SB0086/250817/1**

BY: Environmental Matters Committee

AMENDMENT TO SENATE BILL 86

(Third Reading File Bill)

On page 2, in line 6, after “BY” insert “OR UNDER CONTRACT WITH”.

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 – 47    Negative – 0    (See Roll Call No. 1024)

**AMENDED IN THE HOUSE**

**Senate Bill 205 – Senator DeGrange (Chair, Special Joint Commission on Public Safety and Security in State and Local Correctional Facilities)**

AN ACT concerning

**Correctional Services – Correctional Facilities – Officers and Inspection Standards**

Senator Frosh moved that the Senate concur in the House amendments.

**SB0205/234862/1**

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 205

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 7 down through “circumstances;” in line 11 and substitute “providing that a correctional officer who receives an emergency suspension without pay after being charged with a certain misdemeanor and who is not convicted of the misdemeanor violation shall have the emergency suspension rescinded and any lost time, compensation, status, and benefits”

restored, subject to a certain exception;” and in line 12, after “Correctional Services” insert “, in collaboration with a certain person.”

On page 2, in line 2, after “Section” insert “9-415.”; and in the same line, after “9-416” insert a comma.

#### AMENDMENT NO. 2

On page 2, in line 27, strike “OR”; and in line 29, after “OF” insert “**§ 9-415.**”; in the same line, after “**§ 9-416**” insert a comma; and in line 30, after “ARTICLE” insert “**;** **OR**”

**(III) A CORRECTIONAL OFFICER IS CHARGED WITH A VIOLATION OF § 9-412 OF THE CRIMINAL LAW ARTICLE INVOLVING CONTRABAND THAT IS:**

- 1. MONEY OR A MONEY EQUIVALENT; OR**
- 2. AN ITEM OR SUBSTANCE INTENDED TO CAUSE PHYSICAL INJURY**”.

On page 3, strike beginning with the first “**THE**” in line 3 down through “**ARTICLE**” in line 4 and substitute “**MISDEMEANOR**”.

On page 4, before line 8, insert:

“9-415.”

(a) This section does not apply to an alcoholic beverage delivered or possessed in a manner authorized by the managing official.

(b) A person may not:

(1) deliver an alcoholic beverage to a person detained or confined in a place of confinement; or

(2) possess an alcoholic beverage with the intent to deliver it to a person detained or confined in a place of confinement.

(c) A person detained or confined in a place of confinement may not knowingly possess or receive an alcoholic beverage.

(d) A person who violates this section is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding 3 years or a fine not exceeding \$1,000 or both.”.

AMENDMENT NO. 3

On page 5, in line 6, after “Department” insert “, in collaboration with the exclusive representative for correctional officers at State facilities.”.

The preceding 3 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 – 47    Negative – 0    (See Roll Call No. 1025)

**AMENDED IN THE HOUSE**

**Senate Bill 378 – Senator Conway**

AN ACT concerning

**Vehicle Laws – Electric Bicycle – Definition**

Senator Frosh moved that the Senate concur in the House amendments.

**SB0378/940513/1**

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL 378

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “defined terms” and substitute “definitions of”.

AMENDMENT NO. 2

On page 2, in line 5, strike “(A)”; in the same line, strike “a” and substitute “:

**(1) A**;

in lines 6, 7, and 9, strike “(1)”, “(2)”, and “(3)”, respectively, and substitute “**(I)**”, “**(II)**”, and “**(III)**”, respectively; in line 10, after “wheel” insert “**;OR**”

**(2) AN ELECTRIC BICYCLE**;

strike line 11 in its entirety; strike beginning with “**HAS**” in line 14 down through “**PROPULSION**” in line 18 and substitute “**IS DESIGNED TO BE OPERATED BY HUMAN POWER WITH THE ASSISTANCE OF AN ELECTRIC MOTOR**;

**(2) IS EQUIPPED WITH FULLY OPERABLE PEDALS**;

**(3) HAS TWO OR THREE WHEELS**;

**(4) HAS A MOTOR WITH A RATING OF 500 WATTS OR LESS**;

in line 19, strike “(4)” and substitute “**(5)**”; and in the same line, strike “**EQUIPPED WITH AN ELECTRIC MOTOR AND IS**”.

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 – 46    Negative – 0    (See Roll Call No. 1026)

**AMENDED IN THE HOUSE**

**Senate Bill 686 – Senator Zirkin**

AN ACT concerning

**Law Enforcement Officers’ Bill of Rights – Prosecutorial Disclosures –  
Punitive Action**

Senator Frosh moved that the Senate concur in the House amendment.

**SB0686/604269/1**

BY: Appropriations Committee

AMENDMENT TO SENATE BILL 686  
(Third Reading File Bill)

On page 1, in line 2, strike “Prosecutorial”; and in line 19, strike “prosecutorial”.

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 – 47    Negative – 0    (See Roll Call No. 1027)

**SPECIAL ORDERS**

The presiding officer submitted the Special Orders of the day, as follows:

**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**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Dyson moved, duly seconded, to make the Bill a Special Order for April 7, 2014.

The motion was adopted.

**House Bill 125 – Delegates Rosenberg, Parrott, Barve, Cardin, Ivey, and Summers**

AN ACT concerning

**Election Law – Petitions – Prohibited Actions**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1028)

The Bill was then sent to the House of Delegates.

**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**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Favorable report adopted.

FLOOR AMENDMENT

**HB0957/673520/1**

BY: Senator Simonaire

AMENDMENTS TO HOUSE BILL 957

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “drugs;” insert “altering the application of certain mandatory sanctions and minimum penalties for repeat offenders to apply to a broader range of drug– and alcohol–related driving offenses;”; and in line 16, after “27–101(f)” insert “, (j).”

AMENDMENT NO. 2

On page 3, after line 25, insert:

“(j) (1) In this subsection, “imprisonment” includes confinement in:

(i) An inpatient rehabilitation or treatment center; or

(ii) Home detention that includes electronic monitoring for the purpose of participating in an alcohol treatment program that is:



1. Certified by the Department of Health and Mental Hygiene;

2. Certified by an agency in an adjacent state that has powers and duties similar to the Department of Health and Mental Hygiene; or

3. Approved by the court.

(2) (i) A person who is convicted of a violation of [§ 21-902(a)] § 21-902 of this article within 5 years after a prior conviction under that [subsection] SECTION is subject to a mandatory minimum penalty of imprisonment for not less than 5 days.

(ii) A person who is convicted of a third or subsequent offense under [§ 21-902(a)] § 21-902 of this article within 5 years is subject to a mandatory minimum penalty of imprisonment for not less than 10 days.

(3) [(i) A person who is convicted of a violation of § 21-902(d) of this article within 5 years after a prior conviction under that subsection is subject to a mandatory minimum penalty of imprisonment for not less than 5 days.

(ii) A person who is convicted of a third or subsequent offense under § 21-902(d) of this article within 5 years is subject to a mandatory minimum penalty of imprisonment for not less than 10 days.

(4) A person who is convicted of an offense under [§ 21-902(a)] § 21-902 of this article within 5 years of a prior conviction of any offense under that [subsection] SECTION shall be required by the court to:

(i) Undergo a comprehensive alcohol OR DRUG abuse assessment; and

(ii) If recommended at the conclusion of the assessment, participate in an alcohol OR DRUG program as ordered by the court that is:

1. Certified by the Department of Health and Mental Hygiene;

2. Certified by an agency in an adjacent state that has powers and duties similar to the Department of Health and Mental Hygiene; or

3. Approved by the court.

[(5) A person who is convicted of an offense under § 21–902(d) of this article within 5 years of a prior conviction of any offense under that subsection shall be required by the court to:

(i) Undergo a comprehensive drug abuse assessment; and

(ii) If recommended at the conclusion of the assessment, participate in a drug program as ordered by the court that is:

1. Certified by the Department of Health and Mental Hygiene;

2. Certified by an agency in an adjacent state that has powers and duties similar to the Department of Health and Mental Hygiene; or

3. Approved by the court.

(6) (4) The penalties provided by this subsection are mandatory and are not subject to suspension or probation.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 8 Negative – 37 (See Roll Call No. 1029)

Read the second time and ordered prepared for Third Reading.

### **Senate Bill 710 – Senator Forehand**

AN ACT concerning

#### **Impaired Driving – Repeat Offenders – Penalties**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1030)

The Bill was then sent to the House of Delegates.

### QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1031)

### THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

#### THIRD READING CALENDAR (HOUSE BILLS) #36

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

AN ACT concerning

#### **Courts – Juveniles – Expungement of Records**

Senator Kittleman moved, duly seconded, to make the Bill a Special Order for April 7, 2014.

The motion was adopted.

**House Bill 399 – Delegates Murphy, Bromwell, Costa, Cullison, Donoghue, Hubbard, A. Kelly, Oaks, Pena-Melnyk, Reznik, ~~and V. Turner~~  
V. Turner, Hammen, Nathan-Pulliam, and Pendergrass**

AN ACT concerning

#### **Public Health – Medical Records Charges – Medicaid Enrollees**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1032)

The Bill was then sent to the House of Delegates.

**House Bill 636 – Delegates Arora, Anderson, ~~and McIntosh~~ McIntosh, and Howard**

AN ACT concerning

**Maryland Transit Administration – ~~Pretax~~ Commuter Benefits Program**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 1033)

The Bill was then sent to the House of Delegates.

**House Bill 661 – Delegates Myers and Krebs**

AN ACT concerning

**Health – Statistics and Records – Electronic Filing of Death Certificates**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1034)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1035)

The Bill was then sent to the House of Delegates.

**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**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1036)

The Bill was then sent to the House of Delegates.

**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**

FLOOR AMENDMENT

**HB0963/893229/1**

BY: Senator Muse

AMENDMENT TO HOUSE BILL 963  
(Third Reading File Bill)

On page 4, in line 21, strike “June” and substitute “October”; and in line 22, strike “June 30” and substitute “October 31”.

The preceding amendment was read and rejected.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1037)

The Bill was then sent to the House of Delegates.

**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 – 47 Negative – 0 (See Roll Call No. 1038)

The Bill was then sent to the House of Delegates.

**House Bill 1235 – Delegates Bromwell and Hammen**

AN ACT concerning

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

FLOOR AMENDMENT

**HB1235/593928/1**

BY: Senator Pugh

AMENDMENT TO HOUSE BILL 1235, AS AMENDED

In the Finance Committee Amendments (HB1235/547179/1), in line 3 of Amendment No. 2, after “ORGANIZATIONS,” insert “CONSUMER ADVOCACY ORGANIZATIONS, HEALTH PROFESSIONAL ASSOCIATIONS,”.

The preceding amendment was read and adopted.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1039)

The Bill was then sent to the House of Delegates.

**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 – 47 Negative – 0 (See Roll Call No. 1040)

The Bill was then sent to the House of Delegates.

**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-Melnyk, 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 – 47    Negative – 0    (See Roll Call No. 1041)

The Bill was then sent to the House of Delegates.

**THIRD READING CALENDAR (HOUSE BILLS) #37**

**CONSENT CALENDAR #19**

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 389	Del. Rudolph	Maryland Transportation Authority – All-Electronic Tolling – Study	FIN
HB 404 (AMENDED)	Del. Rosenberg	Department of Health and Mental Hygiene – State Facilities – Cemeteries	FIN
HB 437	Del. Pena-Melnyk	HMOs – Payments to Nonparticipating Providers – Repeal of Termin Date	FIN
HB 710	Del. Cullison	Lbr and Emplmt – Nursing Homes and Hlth Care Facs – Workplace Saf Assessment and Saf Program	FIN
HB 793	Del. Kach	Pharmacy Benefits Managers – Pharmacy Contracts – Maximum Allowable Cost Pricing	FIN
HB 802	Del. Lee	Maryland Medical Assistance Program – Telemedicine	FIN

HB 805	Del. Haddaway–Riccio	Talbot County – Child Support Enforcement – Transfer of Personnel	FIN
HB 988	Ch., Ways and Means	Maryland Horse Racing Act – Sunset Extension and Program Evaluation	FIN
HB 1040	Del. M. Washington	State Pers – Disciplinary Appeal and Grievance Procedure Documents – Electronic Transmission	FIN
HB 1127	Del. Tarrant	Health Insurance – Incentives for Health Care Practitioners	FIN
HB 1233	Del. Bromwell	Health Insurance – Step Therapy or Fail–First Protocol	FIN

All of the above listed bills on the Third Reading Consent Calendar No. 19 were read the third time and passed by yeas and nays as follows:

Affirmative – 46    Negative – 0    (See Roll Call No. 1042)

The Bills were then sent to the House of Delegates.

### **THIRD READING CALENDAR (HOUSE BILLS) #38**

#### **House Bill 135 – Montgomery County Delegation**

AN ACT concerning

#### **Montgomery County – Town of Kensington – Alcoholic Beverages – Special B–K Licenses MC 15–14**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1043)

The Bill was then sent to the House of Delegates.

#### **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 – 47    Negative – 0    (See Roll Call No. 1044)

The Bill was then sent to the House of Delegates.

**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 – 46    Negative – 0    (See Roll Call No. 1045)

The Bill was then sent to the House of Delegates.

**House Bill 461 – Chair, Ways and Means Committee (By Request – Departmental – Education)**

AN ACT concerning

**State Early Childhood Advisory Council**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1046)

The Bill was then sent to the House of Delegates.

**House Bill 591 – ~~Delegates Vitale, Barnes, Beidle, Frush, George, Love, McConkey, McMillan, Pena-Melnyk, Schuh, and Sophocleus~~ Anne Arundel County Delegation**

AN ACT concerning

**Anne Arundel County – Alcoholic Beverages – Tasting Licenses**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1047)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1048)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1049)

The Bill was then sent to the House of Delegates.

**House Bill 831 – Delegates Branch, Anderson, Carter, Conaway, Glenn, Hammen, Harper, McHale, McIntosh, Mitchell, Oaks, B. Robinson, Stukes, Tarrant, and M. Washington****EMERGENCY BILL**

AN ACT concerning

**Baltimore City – Alcoholic Beverages Act of 2014**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1050)

The Bill was then sent to the House of Delegates.

**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 – 45    Negative – 1    (See Roll Call No. 1051)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1052)

The Bill was then sent to the House of Delegates.

**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 – 47 Negative – 0 (See Roll Call No. 1053)

The Bill was then sent to the House of Delegates.

**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 – 47 Negative – 0 (See Roll Call No. 1054)

The Bill was then sent to the House of Delegates.

**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 – 31 Negative – 16 (See Roll Call No. 1055)

The Bill was then sent to the House of Delegates.

**THIRD READING CALENDAR (HOUSE BILLS) #39**

**CONSENT CALENDAR #20**

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 208 (AMENDED)	Del. Barkley	Alcoholic Beverages – Refillable Containers – Permits and Labels	EHE
HB 318	Garrett County Del.	Garrett County – Salary Study Commission – Member Replacement	EHE
HB 1043	Prince George’s Del.	Prince George’s County – Deferred Water and Sewer Charges Homeowner Disclosure Act of 2014 PG 413–14	EHE

HB 1048	Prince George's Del.	PG Co – Sch Facs Surcharge Exemp – Capitol College Stdt Hous and Resid Rvtlztm Projs PG 408–14	EHE
HB 1312	Del. Beidle	Program Open Space Sites – Public Access	EHE
HB 1390	St. Mary's County Del.	St. Mary's County – Public Officials – Salaries	EHE
HB 1393	St. Mary's County Del.	St. Mary's County – John Hanson Briscoe Circuit Courthouse for St. Mary's County	EHE
HB 1506	Del. Conway	Wicomico County – Northeast Maryland Waste Disposal Authority	EHE
HB 1530 (Emergency Bill)	St. Mary's County Del.	St. Mary's County Metropolitan Commission – Unpaid Charges	EHE
HB 1531 (Emergency Bill)	St. Mary's County Del.	St. Mary's Co Metropolitan Comm – Wtr and Sewer Serv Charges – Vol Fire Depts and Resc Sqs – Exemp	EHE

All of the above listed bills on the Third Reading Consent Calendar No. 20 were read the third time and passed by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 1056)

The Bills were then sent to the House of Delegates.

### **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

Senator Ferguson moved, duly seconded, to make the Bill a Special Order for April 7, 2014.

The motion was adopted.

**House Bill 359 – Delegate Barkley**

AN ACT concerning

**Alcoholic Beverages – Maximum Alcohol Content**

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

Affirmative – 39    Negative – 8    (See Roll Call No. 1057)

The Bill was then sent to the House of Delegates.

**THIRD READING CALENDAR (HOUSE BILLS) #40**

**House Bill 127 – Chair, Ways and Means Committee (By Request –  
Departmental – Budget and Management)**

AN ACT concerning

**Central Collection Unit – Debt Certification – Withholding of Income Tax  
Refunds**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 1058)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1059)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1060)

The Bill was then sent to the House of Delegates.

**House Bill 446 – Delegate Stukes**

AN ACT concerning

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

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1061)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1062)

The Bill was then sent to the House of Delegates.

**House Bill 553 – Chair, Environmental Matters Committee (By Request –  
Departmental – Housing and Community Development)**

AN ACT concerning

**Housing – Energy-Efficient Homes Construction Loan Program**

Senator Muse moved, duly seconded, to make the Bill a Special Order for April 7, 2014.

The motion was adopted.

**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 – 47    Negative – 0    (See Roll Call No. 1063)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1064)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1065)



The Bill was then sent to the House of Delegates.

**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 – 46    Negative – 0    (See Roll Call No. 1066)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1067)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1068)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1069)

The Bill was then sent to the House of Delegates.

**CONFERENCE COMMITTEE REPORT**

REPORT OF THE CONFERENCE COMMITTEE ON SENATE BILL 171 –  
THE CAPITAL BUDGET

(See Exhibit R of Appendix III)

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 44    Negative – 3    (See Roll Call No. 1070)

The Bill was then sent to the House of Delegates.

**MESSAGE TO THE SENATE**

**BILL:    HB 1164**

**SPONSOR:**    Del Luedtke, et al

**SUBJECT:**    Md College and Career–Ready Stds and Partnshp for Asmt of Rd for  
Colege and Cars (PARCC) Impl Rev Wk

By the Majority Leader:

Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate A. Washington, Chairman  
Delegate Serafini, and  
Delegate Kaiser.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

**BILL: HB 1164**

**SPONSOR:** Del Luedtke, et al

**SUBJECT:** Md College and Career-Ready Stds and Partnshp for Asmt of Rd for  
Colege and Cars (PARCC) Impl Rev Wk

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:

Delegate A. Washington, Chair

Delegate Serafini

Delegate Kaiser

The Senate appoints:

Senator Pinsky, Chairman

Senator Benson

Senator Jennings.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

**YEAS AND NAYS**

**SENATE BILLS PASSED IN THE HOUSE**

NUMBER	SPONSOR	CONTENT
SB 6	Ch., Jud. Proceed.	Vehicle Laws – Preventive Maintenance Program – Preventive Maintenance Technician
SB 7 (Emergency Bill)	Sen. Colburn	Maryland Consolidated Capital Bond Loan of 2013 – Talbot County – Oxford Community Center
SB 72	Ch., Jud. Proceed.	Motor Vehicles – Weight and Axle Load Limits
SB 76	Sen. Colburn	Dorchester County Sanitary Commission – Enforcement of Liens – Tax Sale Authorization
SB 77	Ch., Jud. Proceed.	Vehicle Laws – Commercial and Farm Vehicles – Safety Inspections and Utility Emergencies
SB 88	Ch., Budget & Tax	Department of Transportation – Special Bonds and Borrowing – Revenue-Backed Bonds
SB 168	Calvert Co. Senators	Calvert County – Public Facilities Bonds
SB 256 (Emergency Bill)	Sen. Colburn	Maryland Consolidated Capital Bond Loan of 2013 – Talbot County – Easton Head Start Center
SB 282	Sen. Hershey	Juvenile Law – Truancy Reduction Pilot Program – Kent County
SB 446	Sen. Conway	Dept of Dsblts – Study of Accessblty Cncpts in Cmptr Science, Info Systms, & Info Tech Pgms in Hghr Ed
SB 455	Sen. Reilly	Higher Education – Unaccompanied Homeless Youth – Tuition Exemption
SB 471	Sen. Edwards	Washington County – Off-Road Vehicle Trails – Prohibition of Establishment on Sideling Hill
SB 520	Sen. Robey	Vehicle Laws – Bicycles and Motor Scooters – Operation on Roadways
SB 555	Carroll Co. Senators	Carroll County – Public

SB 576	Sen. Jones–Rodwell	Facilities Bonds Teachers' Ret and Pension Syss – Reemployment of Retirees – Penalty for Failure to Submit Certfn
SB 610	Sen. Jennings	National Guard – Tuition Assistance – Members of Disbanded Units
SB 665	Sen. Edwards	Correctional Officers' Retirement System – Membership
SB 678	Sen. Conway	Md Oil Disaster Containment, Clean–Up and Contgncy Fnd and Oil Contaminated Site Envmtl Cleanup Fnd
SB 763	Sen. Colburn	Talbot County – Child Support Enforcement – Transfer of Personnel
SB 781	Sen. Montgomery	Environment – Recycling – Special Events
SB 790 (Emergency Bill)	Sen. Kelley	Hlth Ins – Communs Btwn Carriers and Enrollees – Cnfrmtly Wth the Hlth Ins Prtblty and Acntblty Act
SB 803	Sen. Raskin	Cts and Jud Predngs – Communs Between Patient or Client and Hlth Care Prof – Exceptions to Prvlg
SB 813	Sen. Raskin	Motor Vehicle Administration – Drivers' Licenses and Identification Cards – Organ Donor Designation
SB 818	Sen. Forehand	State Government – Human Trafficking Address Confidentiality Program
SB 830	Sen. Forehand	Criminal Procedure – Criminal Injuries Compensation Board – Child Abuse Victims
SB 874	Sen. Klausmeier	Health Insurance – Specialty Drugs
SB 879	Sen. Kelley	State Pers – Disciplinary Appeal and Grievance Procedure Documents – Electronic Transmission
SB 884	Sen. Pugh	Health Insurance – Incentives for Health Care Practitioners
SB 891	Sen. Middleton	Md Hlth Care Comm – Auth of

SB 901	Sen. Hershey	Acute Care Hsptls to Prvd Cardc Srgry Servs – Volntry Rlinqshmnt – Regs Kent County and Queen Anne’s County – School Buses – Length of Operation
SB 922	Sen. Stone	Crime Victim and Crime Victim’s Representative – Electronic Notification
SB 936	Cecil Co. Senators	Cecil County – Sheriff and Orphans’ Court Judges – Salary
SB 939	Sen. Shank	State Ret and Pension System – Service Credit for Leave of Absence – Extension of Purchase Period
SB 952	Sen. Astle	Pharmacy Benefits Managers – Pharmacy Contracts – Maximum Allowable Cost Pricing
SB 999	Sen. Pugh	Insurance – Reinsurance – Certification of Reinsurers
SB 1040	Sen. Middleton	Maryland Community Health Resources Commission – Sunset Extension
SB 1082	Sen. Madaleno	State Reformed Contributory Employees’ and Teachers’ Pension Syss – Prior Eligibility Service
SB 1091	Sen. Klausmeier	Financial Institutions – Registered Mortgage Loan Originators – Expedited Licenses

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

### YEAS AND NAYS

#### SENATE BILLS PASSED IN THE HOUSE

NUMBER	SPONSOR	CONTENT
SB 299	Montgomery Co. Sens	Montgomery County – Maryland Tort Claims Act – Human Services Torts
SB 617	Sen. Brinkley	Frederick County – Sheriff – Salary

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

**MESSAGE FROM THE HOUSE OF DELEGATES**

**FIRST READING OF HOUSE BILLS**

**House Bill 607 – Delegates Kaiser, ~~Afzali~~, Barkley, Barnes, Bates, Carr, Clagett, ~~Elliott~~, Fraser-Hidalgo, ~~George~~, Glenn, Guzzone, Healey, ~~Hogan~~, ~~Krebs~~, Lafferty, Luedtke, ~~McDermott~~, ~~McDonough~~, McIntosh, Pendergrass, ~~Schulz~~, ~~Serafini~~, ~~Smigiel~~, ~~Stocksdale~~, Valentino-Smith, ~~Vitale~~, and ~~Zucker~~ Zucker, Ivey, Stukes, F. Turner, Walker, and A. Washington**

AN ACT concerning

**Education – Student Data Privacy and Cloud Computing Act of 2014**

FOR the purpose of ~~authorizing certain educational institutions to use certain cloud computing services to provide certain individuals access to certain documents; requiring a certain educational institution and a certain cloud computing service provider to enter into a certain agreement; providing for the content of a certain agreement; prohibiting a certain cloud computing service provider from using or processing certain student data in a certain manner; requiring the State Department of Education, on or before a certain date, to consult with certain experts on certain issues relating to student data privacy, establish certain parameters for using a certain software service, and develop certain sample contracts; requiring certain local education agencies to use a certain sample contract for certain contracts entered into on or after a certain date; requiring the State Superintendent of Schools Department to adopt certain regulations; defining certain terms; and generally relating to the Student Data Privacy and Cloud Computing Act of 2014.~~ requiring the State Department of Education, on or before a certain date, to consult with certain experts on certain issues relating to student data privacy, establish certain parameters for using a certain software service, and develop certain sample contracts; requiring certain local education agencies to use a certain sample contract for certain contracts entered into on or after a certain date; requiring the State Superintendent of Schools Department to adopt certain regulations; defining certain terms; and generally relating to the Student Data Privacy and Cloud Computing Act of 2014.

~~BY adding to~~

~~Article – Education~~

~~Section 4 – 131~~

~~Annotated Code of Maryland~~

~~(2008 Replacement Volume and 2013 Supplement)~~

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

**House Bill 708 – Delegates Serafini, Beitzel, Clagett, Donoghue, K. Kelly, Myers, and Parrott**

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.

**House Bill 1036 – Delegates M. Washington, Rudolph, Arora, Dumais, Eckardt, Glenn, Griffith, Kaiser, Mitchell, Nathan–Pulliam, Summers, Vaughn, Wilson, and Zucker**

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.

**House Bill 1309 – Delegates Smigiel, Jacobs, and Otto**

AN ACT concerning

**State Personnel – Applicants for Employment – Criminal History Records  
Check – Exemptions**

FOR the purpose of exempting certain positions in the Department of Health and Mental Hygiene from a certain provision of law that prohibits certain appointing authorities in State government from inquiring into the criminal record or criminal history of an applicant for employment until the applicant has been provided an opportunity for an interview; and generally relating to the authority of an appointing authority to inquire into the criminal record or criminal history of an applicant for employment with the Department of Health and Mental Hygiene.

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 2–203  
Annotated Code of Maryland  
(2009 Replacement Volume and 2013 Supplement)

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

**House Bill 1323 – Delegates Kaiser, Olszewski, Ivey, Arora, Aumann, Barkley, Barnes, Barve, Boteler, Braveboy, Bromwell, Burns, Cardin, Carr, Cluster, Cullison, Davis, DeBoy, Frank, Fraser–Hidalgo, Frick, Frush,**

Gilchrist, Gutierrez, Healey, Hixson, Holmes, Howard, Hubbard, Hucker, Impallaria, Kach, A. Kelly, Kramer, Lee, Luedtke, McDonough, A. Miller, Minnick, Mizeur, Morhaim, Nathan–Pulliam, Niemann, Pena–Melnyk, Proctor, Reznik, S. Robinson, Simmons, Stein, Summers, Swain, Szeliga, V. Turner, Valderrama, Valentino–Smith, Vallario, Vaughn, Waldstreicher, Walker, A. Washington, Weir, ~~and Zucker~~ Zucker, Jones, Griffith, Eckardt, Sophocleus, Conway, Gaines, Haynes, James, and Guzzone

AN ACT concerning

**Supplemental Public School Construction Matching Fund Program –  
Creative Financing Study**

~~FOR the purpose of establishing the Supplemental Public School Construction Matching Fund Program; providing for the purpose of the Program and requiring the Department of Budget and Management to implement and administer the Program; establishing certain requirements a county must meet to be eligible for the Program; requiring the Department to provide to each county that is eligible for the Program up to a certain amount of State funding each fiscal year to be used for certain purposes related to the cost of public school construction projects and public school capital improvements in the county; requiring that certain funding provided under the Program shall be pledged or used for certain purposes; requiring that certain funding provided under the Program shall end at certain times; specifying that certain bonds issued in accordance with this Act are not a debt, liability, moral obligation, or pledge of the faith and credit or taxing power of the State; requiring certain projects to be approved by the Department and the Interagency Committee on School Construction before certain funding may be released; requiring a qualifying county, the Department, and the Interagency Committee on School Construction to enter into a certain memorandum of understanding regarding certain projects before certain funding may be released; specifying the requirements of the memorandum of understanding; specifying that funding provided under the Program is supplemental to public school construction funding from other sources; establishing the Supplemental Public School Construction Fund as a continuing, nonlapsing fund; specifying the contents of the Fund and the uses of the Fund; exempting the Fund from a certain provision of law requiring interest on State money in special funds to accrue to the General Fund of the State; altering the distribution of certain State lottery revenues and requiring the Comptroller to distribute certain State lottery revenues into the Fund; defining certain terms; and generally relating to the Supplemental Public School Construction Matching Fund Program.~~

BY adding to

~~Article – Education~~

~~Section 5-3A-01 through 5-3A-04 to be under the new subtitle “Subtitle 3A-  
Supplemental Public School Construction Matching Fund Program”~~

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

~~BY repealing and reenacting, without amendments,  
Article – State Finance and Procurement  
Section 6-226(a)(2)(i)  
Annotated Code of Maryland  
(2009 Replacement Volume and 2013 Supplement)~~

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

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

~~BY repealing and reenacting, with amendments,  
Article – State Government  
Section 9-120  
Annotated Code of Maryland  
(2009 Replacement Volume and 2013 Supplement)~~

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

**House Bill 1483 – Delegates Hucker and Costa**

AN ACT concerning

**State Reformed Contributory Employees’ and Teachers’ Pension Systems –  
Prior Eligibility Service**

FOR the purpose of authorizing a member of the State Reformed Contributory Employees’ Pension System or the State Reformed Contributory Teachers’ Pension System who meets certain requirements to combine certain prior eligibility service in the Employees’ Pension System or the Teachers’ Pension System with the member’s current service; making certain clarifying changes; and generally relating to prior eligibility service for members of the State Reformed Contributory Employees’ Pension System and the State Reformed Contributory Teachers’ Pension System.

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

Section 23–303.1  
Annotated Code of Maryland  
(2009 Replacement Volume and 2013 Supplement)

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

### THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

#### THIRD READING CALENDAR (SENATE BILLS) #73

##### Senate Bill 240 – Senator Stone

AN ACT concerning

##### Maryland Trust Act

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1071)

The Bill was then sent to the House of Delegates.

##### Senate Bill 252 – Senators Muse, Brochin, Jacobs, Raskin, and Shank

AN ACT concerning

##### ~~Task Force~~ Joint Committee on Fair Practices and State Personnel Oversight – Public Hearings on Workplace Bullying in State Agencies

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

Affirmative – 45    Negative – 1    (See Roll Call No. 1072)

The Bill was then sent to the House of Delegates.

##### Senate Bill 639 – ~~Senator Simonaire~~ Anne Arundel County Senators

AN ACT concerning

##### ~~Anne Arundel County – State’s Attorney and Deputy, Assistant, and Temporary Assistant State’s Attorneys~~ 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 – 44 Negative – 3 (See Roll Call No. 1073)

The Bill was then sent to the House of Delegates.

**Senate Bill 727 – Senators Madaleno, Currie, Frosh, Jones–Rodwell, Kasemeyer, King, Klausmeier, Montgomery, Raskin, Rosapepe, ~~and Shank~~ Shank, McFadden, Colburn, DeGrange, Edwards, Getty, Manno, Peters, and Robey**

AN ACT concerning

**Income Tax – Earned Income Credit – Refundable Amount**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1074)

The Bill was then sent to the House of Delegates.

**Senate Bill 742 – Senators Forehand, Shank, and Stone**

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 – 47 Negative – 0 (See Roll Call No. 1075)

The Bill was then sent to the House of Delegates.

**Senate Bill 810 – Senator Raskin**

AN ACT concerning

**Criminal Law – Identity Fraud – Prohibitions**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1076)

The Bill was then sent to the House of Delegates.

**Senate Bill 940 – Senator Stone**

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 – 47    Negative – 0    (See Roll Call No. 1077)

The Bill was then sent to the House of Delegates.

**Senate Bill 967 – Senator Jones–Rodwell**

AN ACT concerning

**Baltimore City – Orphans’ Court Judges – Salary and Pension**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1078)

The Bill was then sent to the House of Delegates.

**Senate Bill 1055 – Senator DeGrange**

AN ACT concerning

**Family Law – Child Abuse and Neglect – Expungement of Reports and  
Records – Time Period**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1079)

The Bill was then sent to the House of Delegates.

**Senate Bill 1112 – Senator Robey**

AN ACT concerning

**Howard County – Alcoholic Beverages – Population Restrictions on Class A  
Licenses**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1080)

The Bill was then sent to the House of Delegates.

### THIRD READING CALENDAR (HOUSE BILLS) #41

House Bill 295 – The Speaker (By Request – Administration) and Delegates Anderson, Barkley, Barve, Branch, Burns, Carter, Clippinger, Cullison, Frick, Gilchrist, Glenn, Hammen, Healey, Hixson, Holmes, Hubbard, Hucker, Jones, Kaiser, A. Kelly, Kramer, Lafferty, Lee, Luedtke, McIntosh, A. Miller, Mitchell, Nathan–Pulliam, Niemann, Olszewski, Proctor, Reznik, B. Robinson, S. Robinson, Rosenberg, Simmons, Stukes, Swain, F. Turner, Valderrama, Vaughn, Walker, A. Washington, M. Washington, ~~and—Zucker~~ Zucker, ~~and—Haynes~~ Haynes, Fraser–Hidalgo, Arora, Carr, Dumais, Gutierrez, Mizeur, and Waldstreicher

AN ACT concerning

#### Maryland Minimum Wage Act of 2014

FLOOR AMENDMENT

**HB0295/903229/1**

BY: Senator Jennings

#### AMENDMENTS TO HOUSE BILL 295

(Third Reading File Bill)

##### AMENDMENT NO. 1

On page 1, in line 11, before “repealing” insert “authorizing certain employers to pay certain employees the minimum wage under a certain federal law under certain circumstances”.

On page 2, in lines 12 and 13, strike “a certain provision” and substitute “certain provisions”.

##### AMENDMENT NO. 2

On page 6, after line 23, insert:

**“(3) (1) THIS PARAGRAPH APPLIES ONLY TO AN EMPLOYER THAT HAS ESTABLISHED AN EMPLOYEE PROFESSIONAL DEVELOPMENT BENEFIT PROGRAM THAT PROVIDES HIGHER EDUCATION TUITION ASSISTANCE OR**

VOCATIONAL EDUCATION TRAINING REIMBURSEMENT TO THE EMPLOYER'S EMPLOYEES.

(II) SUBJECT TO SUBPARAGRAPH (III) OF THIS PARAGRAPH, IF AN EMPLOYEE NOTIFIES THE EMPLOYEE'S EMPLOYER THAT THE EMPLOYEE INTENDS TO PARTICIPATE IN THE EMPLOYEE PROFESSIONAL DEVELOPMENT BENEFIT PROGRAM, THE EMPLOYER MAY PAY THE EMPLOYEE THE MINIMUM WAGE UNDER THE FEDERAL ACT.

(III) AN EMPLOYER MAY PAY TO AN EMPLOYEE THE WAGE PROVIDED UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH ONLY:

1. IF THE AMOUNT OF THE TUITION ASSISTANCE OR VOCATIONAL EDUCATION REIMBURSEMENT TO BE PROVIDED TO THE EMPLOYEE IS:

A. ON JANUARY 1, 2015, AT LEAST \$1,600 PER YEAR;

B. ON JULY 1, 2015, AT LEAST \$2,100 PER YEAR;

C. ON JULY 1, 2016, AT LEAST \$3,200 PER YEAR;

D. ON JULY 1, 2017, AT LEAST \$4,200 PER YEAR; AND

E. ON JULY 1, 2018, AND ON EACH JULY 1 OF EACH YEAR THEREAFTER, AT LEAST \$4,500 PER YEAR; AND

2. FOR THE PERIOD BEGINNING WHEN THE EMPLOYEE NOTIFIES THE EMPLOYER OF THE EMPLOYEE'S INTENT TO PARTICIPATE IN THE EMPLOYEE PROFESSIONAL DEVELOPMENT BENEFIT PROGRAM AND ENDING WHEN THE EMPLOYEE CEASES TO PARTICIPATE IN THE PROGRAM."

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 17    Negative – 29    (See Roll Call No. 1081)



FLOOR AMENDMENT

**HB0295/573828/2**

BY: Senator Madaleno

AMENDMENT TO HOUSE BILL 295  
(Third Reading File Bill)

On page 6, in line 19, strike "A RATE" and substitute "THE GREATER"; strike beginning with "IF" in line 20 down through "HOURLY" in line 21 and substitute "85% OF THE STATE MINIMUM WAGE ESTABLISHED UNDER THIS SECTION"; and strike beginning with "IF" in line 22 down through "ACT" in line 23 and substitute "\$7.25".

The preceding amendment was read and adopted by a roll call vote as follows:

Affirmative – 44    Negative – 3    (See Roll Call No. 1082)

FLOOR AMENDMENT

**HB0295/703521/1**

BY: Senator Getty

AMENDMENT TO HOUSE BILL 295, AS AMENDED

On page 1 of the Finance Committee Amendments (HB0295/717170/1), in line 1 of Amendment No. 2, strike "\$400,000" and substitute "\$600,000".

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 23    Negative – 24    (See Roll Call No. 1083)

FLOOR AMENDMENT

**HB0295/653225/2**

BY: Senator Simonaire

AMENDMENTS TO HOUSE BILL 295, AS AMENDED  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 10, after “establishments” insert “, under certain circumstances, and fast food establishments”; and in lines 10 and 11, strike “under certain circumstances”.

AMENDMENT NO. 2

On page 6 of the bill, in line 10, after “THAT” insert “:

1.”;

and in line 17, after “MONTHS” insert “; OR

2. IS A FAST FOOD ESTABLISHMENT, INCLUDING AN ESTABLISHMENT THAT HAS A LOGO WITH GOLDEN ARCHES”.

On page 2 of the Finance Committee Amendments (HB0295/717170/1), in Amendment No. 2, in line 1 from the bottom of the page, strike “1.” and “2.”, respectively, and substitute “A.” and “B.”, respectively.

The preceding 2 amendments were withdrawn.

FLOOR AMENDMENT

**HB0295/653225/4**

BY: Senator Simonaire

AMENDMENTS TO HOUSE BILL 295, AS AMENDED

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 10, after “establishments” insert “, under certain circumstances, and fast food establishments”; and in lines 10 and 11, strike “under certain circumstances”.

AMENDMENT NO. 2

On page 6 of the bill, in line 10, after “THAT” insert “:

1.”;

and in line 17, after “MONTHS” insert “; OR

**2. IS A DEPARTMENT STORE, INCLUDING A STORE THAT HAS A LOGO WITH RED AND WHITE CIRCLES DEPICTING A TARGET**".

On page 2 of the Finance Committee Amendments (HB0295/717170/1), in Amendment No. 2, in line 1 from the bottom of the page, strike "**1.**" and "**2.**", respectively, and substitute "**A.**" and "**B.**", respectively.

The preceding 2 amendments were read and rejected.

FLOOR AMENDMENT

**HB0295/563223/2**

BY: Senator Simonaire

**AMENDMENT TO HOUSE BILL 295, AS AMENDED**  
(Third Reading File Bill)

On page 6 of the bill, in line 12, strike the comma and substitute ":

**1.**";

and in line 17, after "**MONTHS**" insert "**;** **AND**

**2. IF THE EMPLOYER HAS A PARENT CORPORATION, THE REVENUES OF THE PARENT CORPORATION DID NOT EXCEED \$1,000,000,000 FOR THE PREVIOUS CALENDAR YEAR**".

On page 2 of the Finance Committee Amendments (HB0295/717170/1), in Amendment No. 2, in line 1 from the bottom of the page, strike "**1.**" and "**2.**", respectively, and substitute "**A.**" and "**B.**", respectively.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 13    Negative – 33    (See Roll Call No. 1084)

FLOOR AMENDMENT

**HB0295/563223/3**

BY: Senator Simonaire

AMENDMENT TO HOUSE BILL 295, AS AMENDED

(Third Reading File Bill)

On page 6 of the bill, in line 12, strike the comma and substitute “:

1.”;

and in line 17, after “MONTHS” insert “;AND

2. IF THE EMPLOYER HAS A PARENT CORPORATION, THE NET INCOME OF THE PARENT CORPORATION DID NOT EXCEED \$100,000,000 FOR THE PREVIOUS CALENDAR YEAR”.

On page 2 of the Finance Committee Amendments (HB0295/717170/1), in Amendment No. 2, in line 1 from the bottom of the page, strike “1.” and “2.”, respectively, and substitute “A.” and “B.”, respectively.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 13    Negative – 32    (See Roll Call No. 1085)

FLOOR AMENDMENT

**HB0295/963521/1**

BY: Senator Simonaire

AMENDMENTS TO HOUSE BILL 295

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after “authorizing” insert “, during a certain time period.”.

AMENDMENT NO. 2

On page 6, in line 18, strike “AN” and substitute “DURING THE PERIOD BEGINNING JANUARY 1, 2015, THROUGH JUNE 30, 2018, AN”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 11 Negative – 34 (See Roll Call No. 1086)

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

Affirmative – 34 Negative – 13 (See Roll Call No. 1087)

The Bill was then sent to the House of Delegates.

**THE COMMITTEE ON EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS REPORT #70**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

**Senate Bill 593 – Senator Rosapepe**

AN ACT concerning

**State Government – Commemorative Months – American Indian Heritage Month**

**SB0593/104536/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 593

(First Reading File Bill)

On page 1, strike in their entirety lines 8 through 12, inclusive, and substitute:

“BY adding to

Article – General Provisions

Section 7–506

Annotated Code of Maryland

(As enacted by Chapter \_\_\_\_\_ (H.B. 270) of the Acts of the General Assembly of 2014)”;

and strike in their entirety lines 15 and 16, inclusive, and substitute:

“Article – General Provisions

**7–506.”.**

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**Senate Bill 1117 – Senator Jones–Rodwell**

AN ACT concerning

**Baltimore City – Alcoholic Beverages – Class BWLT Tasting Licenses**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON FINANCE REPORT #42**

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

**Senate Bill 774 – Senators Montgomery, Benson, Currie, Feldman, Forehand, Jones–Rodwell, Madaleno, Manno, Peters, Ramirez, Raskin, Stone, and Young**

AN ACT concerning

**Procurement – Occupational Safety and Health Prequalification**

**SB0774/527575/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 774

(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;
- (6) the Public Citizen;
- (7) the American Society of Safety Engineers; and
- (8) the Alliance for Construction Excellence.

(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.

Senator Middleton, Chair, for the Committee on Finance and Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

**Senate Bill 868 – Senators Benson, Currie, and Gladden**

AN ACT concerning

**Public Safety Diversity Act of 2014**

**SB0868/707470/1**

BY: Finance Committee



AMENDMENTS TO SENATE BILL 868

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, 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; 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;”; and strike in their entirety lines 21 through 25, inclusive.

AMENDMENT NO. 2

On page 2, in line 20, 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 22, 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 23 on page 2 through line 21 on page 7, inclusive.

On page 8, in line 5, 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 6 down through “PRACTICES” in line 7 and substitute “SECRETARY OF STATE POLICE”.

AMENDMENT NO. 4

On page 8, after line 28, 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.”.

On page 9, in line 1, strike “2.” and substitute “3.”; and in line 2, 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 47 Members present.

(See Roll Call No. 1088)

### **ADJOURNMENT**

At 12:56 P.M. on motion of Senator Robey, seconded, the Senate adjourned until 11:00 A.M. on Legislative Day March 28, 2014, Calendar Day, Monday, April 7, 2014.

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**Annapolis, Maryland**  
**Legislative Day: March 28, 2014**  
**Calendar Day: Monday, April 7, 2014**  
**11:00 A.M. Session**

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The Senate met at 11:18 A.M.

Prayer by Elder Dan Jackson, President, North American Division General Conference of Seventh-day Adventists.

(See Exhibit A of Appendix III)

The Journal of March 27, 2014 was read and approved.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1090)

**CONFERENCE COMMITTEE REPORT**

**BILL NO.: SB 737      SPONSOR: Senator Pugh**

**SUBJECT: Labor and Employment – Unpaid Parental  
Leave – Birth or Adoption of a Child**

**THIRD READING CALENDAR      HOUSE NO. 16      SENATE NO. 61**

Hon. Thomas V. Mike Miller, Jr., President of the Senate  
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That Amendment No. 3 of the attached Economic Matters Committee Amendments (SB0737/283397/1) be adopted.

(2) That Amendment Nos. 1 and 2 of the attached Economic Matters Committee Amendments (SB0737/283397/1) be rejected.

**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.

Senate Members:

House Members:

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Chair, **Catherine E. Pugh**

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Chair, **Michael L. Vaughn**

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**Brian J. Feldman**

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**John A. Olszewski, Jr.**

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**Barry Glassman**

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**Susan L. M. Aumann**

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Read in the Senate:

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Read in the House of Delegates:

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Amendment Office Delivers Report to:

( ) Chief Clerk  
(X) Secretary, Senate

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 1091)

The Bill was then sent to the House of Delegates.

**MESSAGE TO THE SENATE**

**BILL: SB 0348**

**SPONSOR:** Sen Manno

**SUBJECT:** Texting While Driving – Accidents Resulting in Death or Serious Injury  
– Penalties

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 Raskin, Chair

Senator Shank

Senator Muse

The House appoints:

Delegate Anderson, Chairman

Delegate Clippinger, and

Delegate Cluster.

Said Bill is returned herewith.

By Order,

Sylvia Siegert

Chief Clerk

Read and ordered journalized.

**MESSAGE TO THE SENATE**

**BILL: SB 0460**

**SPONSOR:** Sen Raskin, et al

**SUBJECT:** Criminal Law – Person in a Position of Authority – Sexual Offenses With  
a Minor

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 Zirkin, Chair  
Senator Brochin  
Senator Shank

The House appoints:  
Delegate Dumais, Chairman  
Delegate Arora, and  
Delegate Hough.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

#### MESSAGE TO THE SENATE

**BILL: SB 0512**  
**SPONSOR:** Sens Gladden and Muse  
**SUBJECT:** Criminal Injuries Compensation Board – Membership – Family Member of Homicide Victim

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 Gladden, Chair  
Senator Stone  
Senator Forehand

The House appoints:  
Delegate Waldstreicher, Chairman  
Delegate Lee, and  
Delegate Glass.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

**MESSAGE TO THE SENATE**

**BILL: SB 0401**  
SPONSOR: Sen Young  
SUBJECT: Public Safety – Building Codes – Balcony Inspections (Jonathan’s Law)

By the Majority Leader:  
Ladies and Gentlemen of the Senate:

The House of Delegates does not recede in the House Amendments and respectfully requests the Senate to reconsider and concur.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate Stein, Chairman  
Delegate Holmes, and  
Delegate Fraser–Hidalgo.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:  
Ladies and Gentlemen of the House of Delegates:

**BILL: SB 0401**  
SPONSOR: Sen Young  
SUBJECT: Public Safety – Building Codes – Balcony Inspections (Jonathan’s Law)

The Senate still does not concur in the House amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:

Delegate Stein, Chair

Delegate Holmes

Delegate Fraser–Hidalgo

The Senate appoints:

Senator Young, Chairman

Senator Benson

Senator Ferguson.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,

Secretary

Read and adopted.

## YEAS AND NAYS

### SENATE BILLS PASSED IN THE HOUSE

NUMBER	SPONSOR	CONTENT
SB 73	Sen. Colburn	Talbot County – Chesapeake Bay Critical Area – Prosecution or Civil Suit for Certain Violations
SB 83	Sen. Colburn	Caroline County and Talbot County – Annual Financial Reports – Filing Date
SB 272	Sen. Jacobs	Sentencing Procedures – Statement by Victim or Victim’s Representative (Alex’s Law)
SB 309	Montgomery Co. Sens	Montgomery County – Archery Hunting – Safety Zone
SB 345	Sen. Muse	Real Property – Residential Leases – Interest on Security Deposits
SB 354	Sen. Muse	Maryland Renters Tax Credit Program – Marketing Campaign



SB 383	Sen. Edwards	Allegany County and Garrett County – Boards of Education – Removal of Ex Officio Member
SB 419	Sen. Manno	Libraries – Maryland Library for the Blind and Physically Handicapped – Funding
SB 430	Sen. King	Libraries – Regional Resource Centers and County Public Libraries – Funding
SB 486	Sen. Manno	Income Tax Credit – Endow Maryland
SB 605	Sen. Edwards	Property Tax Credit – Commercial Structures – Rehabilitation
SB 685	Sen. Zirkin	Family Law – Child Abuse and Neglect – Provision of Information to Health Care Practitioners
SB 687	Sen. Raskin	Veh Laws – Manufacturers, Distributors, Factory Branches, and Affiliates – Rltshp With Dealers
SB 785	Sen. Currie	Higher Education – 2+2 Transfer Scholarship
SB 908	Sen. Manno	Electric Vehicles and Recharging Equipment – Rebates and Tax Credits
SB 909	Sen. Madaleno	Income Tax Checkoff – Developmental Disabilities Services and Support Fund – Designation
SB 988	Sen. Pugh	State Department of Education – Assessment Report for Broadband Capabilities in Public Schools
SB 993	Sen. Brinkley	Frederick Co – Transition to Chrtr Govt – Corrections to Refs in the Annotated Code of Md

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

SENATE BILLS PASSED IN THE HOUSE

NUMBER                      SPONSOR    CONTENT

SB 110	Chair, EHE Com.	Institutions of Higher Education – Fully Online Distance Education – Registration and Fees
SB 218	The President	Creation of a State Debt – Qualified Zone Academy Bonds
SB 254	Sen. Glassman	Public Safety – Fire, Rescue, and Ambulance Funds – Distribution
SB 259	Sen. Middleton	Agriculture – Easements – Renewable Energy Generation Facilities
SB 795	Sen. Madaleno	Joint Committee on Ending Homelessness
SB 998	Ch., Budget & Tax	Academic Facilities Bonding Authority

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

## MESSAGE FROM THE HOUSE OF DELEGATES

### FIRST READING OF HOUSE BILLS

**House Bill 741 – Delegates Bohanan, Barnes, Barve, Beidle, Branch, Braveboy, Bromwell, Busch, Cane, Carter, Clagett, 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, Murphy, Oaks, Olszewski, Pena-Melnyk, Pendergrass, Proctor, B. Robinson, Rudolph, Sophocleus, Stein, Tarrant, F. Turner, V. Turner, Vallario, Waldstreicher, Walker, A. Washington, M. Washington, Weir, Wilson, Wood, and Zucker**

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; requiring the Governor to include in the annual budget bill certain appropriations to the Fund for certain fiscal years;

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 within a certain time period; 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; altering the distribution of certain revenue from a certain tax in a certain manner; defining certain terms; and generally relating to ~~tax credits, higher education,~~ higher education and the Maryland E–Nnovation Initiative Program.

BY adding to  
Article – Economic Development

Section 6–601 through ~~6–631~~ 6–623 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)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 2–202(a)(1)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2013 Supplement)

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

**House Bill 742 – Delegates Walker, Barnes, Barve, Beidle, Bohanan, Branch, Braveboy, Bromwell, Busch, Cane, Cardin, Carter, Clagett, Conway, Cullison, Davis, DeBoy, Donoghue, Dumais, Frick, Frush, Gaines, Griffith, Guzzone, Hammen, Haynes, Healey, Hixson, Holmes, Howard, Hubbard, Ivey, James, Jameson, Jones, Kaiser, A. Kelly, Lafferty, Luedtke, Malone, McHale, McIntosh, A. Miller, Morhaim, Niemann, Oaks, Olszewski, Pena–Melnyk, Pendergrass, Proctor, B. Robinson, Rudolph, Stein, F. Turner, V. Turner, Valderrama, Valentino–Smith, Vallario, Vaughn, Waldstreicher, A. Washington, Weir, Wilson, and Zucker**

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 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 Regional Institution Strategic Enterprise (RISE) zone; prohibiting certain counties and municipalities from authorizing certain property tax credits; 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~~ certain applications; authorizing certain entities to provide certain advice to the Secretary; providing that the Secretary may not approve more than a certain number of RISE zones in a county or municipal corporation; 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; providing that the designation of a RISE zone is for a certain number of years; providing that a RISE zone may be renewed for a certain number of years under certain circumstances; prohibiting the Secretary from designating a RISE zone in certain areas; 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 or municipal corporation to alter the amount of the 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; requiring the Department of Business and Economic Development to convene a certain group to provide certain advice; altering, subject to certain approval, the taxable year in which certain property initially becomes qualified property for certain enterprise zone property tax credits; authorizing and requiring the Secretary to adopt certain regulations; providing for the application of certain provisions of this Act; declaring the intent of the General Assembly; 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 repealing and reenacting, with amendments,  
Article – Tax – Property  
Section 9–103(e)(1)  
Annotated Code of Maryland  
(2012 Replacement 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(e)~~  
~~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 Rules.

**House Bill 1063 – Delegates Hixson, Barkley, Barve, Carr, Cullison, Dumais,  
Fraser–Hidalgo, Gutierrez, Hucker, Kaiser, A. Kelly, Lee, Reznik,  
S. Robinson, and Simmons**

AN ACT concerning

**Libraries – Regional Resource Centers and County Public Libraries –  
Funding**

FOR the purpose of altering the per capita dollar amount in certain fiscal years that is required to be provided to each regional resource center and county public library system participating in the State's library program; and generally relating to the funding of libraries in Maryland.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 23–205(c) and 23–503(b)(1)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2013 Supplement)

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

**House Bill 1076 – Delegates Conway, Arentz, Cane, Eckardt,  
Haddaway–Riccio, Otto, Proctor, Rudolph, and Smigiel**

AN ACT concerning

~~Agriculture – Poultry Litter – Energy-Generating Cooperative Program~~

Energy-Generating Cooperative Advisory Committee

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 to consult with the Energy-Generating Cooperative Advisory Committee on the administration of the Program; providing for the credit structure for the energy generated from an energy-generating cooperative; 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; authorizing a cooperative organization to contract with a third party for certain purposes; prohibiting the Department, the Public Service Commission, and an electric company from changing the terms of a contract entered into under this Act; 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; specifying the duties of the Committee; 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;~~



~~defining certain terms; stating certain findings of the General Assembly on or before a certain date; providing for the construction of this Act; providing for the termination of this Act; and generally relating to 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.

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

AN ACT concerning

**Criminal Procedure – Pretrial Release – ~~Setting of Bond – Personal Recognizance~~ Charge by Summons**

FOR the purpose of providing that a court or clerk’s office that is in session or open on a weekend or holiday for a certain purpose is not in session or open for any other purpose or function; repealing a provision of law authorizing a District Court commissioner to set bond or commit persons to jail in default of bond or release them on personal recognizance if circumstances warrant; repealing a provision of law authorizing a District Court commissioner to generally perform all the functions of committing magistrates as exercised by the justices of the peace prior to a certain date; ~~requiring a defendant to be released on personal recognizance under certain circumstances; providing that a person who is arrested shall be presented before a District Court commissioner for an initial appearance within a certain amount of time after arrest, and if detained by the commissioner shall be taken before a certain judicial officer without unnecessary delay and in no event later than a certain amount of time after~~

arrest; requiring a police officer to submit a statement of charges to a District Court commissioner, serve on the defendant a statement of charges and summons, and release the defendant under certain circumstances; prohibiting a District Court commissioner from issuing a summons for a defendant under certain circumstances; providing that a defendant may not be charged by summons if a law enforcement officer makes a certain certification; requiring a certain law enforcement officer to file a certain affidavit with the court; requiring the clerk of the court to send a copy of a certain affidavit along with a certain statement of charges to the Maryland Statistical Analysis Center; requiring the Maryland Statistical Analysis Center to analyze certain documents and provide a certain annual report to the Governor and General Assembly on or before a certain date; providing that a certain defendant may be charged by citation under certain circumstances; requiring a District Court commissioner to give certain advisements to a certain defendant at a certain time; requiring a District Court commissioner to require a certain defendant to sign a certain written acknowledgment; repealing certain provisions of law requiring a District Court commissioner to consider including certain victim protections as a condition of pretrial release for a certain defendant; providing that certain forms shall provide that an applicant for a statement of charges may request no contact with the alleged victim or the alleged victim's residence or place of employment; requiring a commissioner to include certain conditions of no contact as part of a certain statement of charges and summons under certain circumstances; providing that if a certain defendant objects to certain no contact conditions, the court must schedule a hearing to make a certain determination; repealing certain provisions of law prohibiting a District Court commissioner from authorizing the pretrial release of certain defendants under certain circumstances and authorizing a judge to release certain defendants under certain circumstances; providing that a person who is arrested and not released pursuant to a citation or summons shall be detained, with a certain exception, and taken before a judge of the District Court or the circuit court without unnecessary delay, and in no event later than a certain amount of time after arrest; requiring the District Court to operate in session a certain number of days a week for the purpose of making release determinations for arrested persons; providing for the termination of this Act; and generally relating to pretrial release and charge by summons.

BY adding to

Article – Courts and Judicial Proceedings

Section 1–206

Annotated Code of Maryland

(2013 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 2–607

Annotated Code of Maryland

(2013 Replacement Volume and 2013 Supplement)

BY adding to

Article – Criminal Procedure  
Section 4–101.2, 4–101.3, and 5–202  
Annotated Code of Maryland  
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Procedure  
Section ~~5–101~~ 5–201  
Annotated Code of Maryland  
(2008 Replacement Volume and 2013 Supplement)

BY repealing ~~and reenacting, without amendments,~~

Article – Criminal Procedure  
Section 5–202  
Annotated Code of Maryland  
(2008 Replacement Volume and 2013 Supplement)

~~BY adding to~~

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

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

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

AN ACT concerning

**Education – ~~Due Process Hearings for Children With Disabilities – Burden of Proof~~ Due Process Hearings**

FOR the purpose of ~~requiring certain public agencies to bear a certain burden of proof in due process hearings that are held to resolve a dispute relating to the provision of a free appropriate public education to children with disabilities; establishing that a certain provision of law is not intended to change certain record keeping requirements or what constitutes a free appropriate public education under federal law; and generally relating to the burden of proof in certain due process hearings~~ stating the ~~intent~~ goal of the General Assembly that a certain parent of a child with a disability and certain public agencies mediate certain issues before filing a certain due process complaint with the Office of Administrative Hearings; requiring certain public agencies to provide a parent of a child with a disability with certain information relating to

requesting certain documents under certain circumstances; altering the duties of the Commission on Special Education Access and Equity; requiring the Commission to report certain findings and recommendations to the Governor and the General Assembly on or before a certain date; extending the termination date of the Commission; requiring the State Department of Education to make a certain report to the General Assembly on or before a certain date; and generally relating to due process hearings for children with disabilities.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 8–413  
Annotated Code of Maryland  
(2008 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,  
Chapter 671 of the Acts of the General Assembly of 2013  
Section 1(f) and (g) and 2

BY adding to  
Chapter 671 of the Acts of the General Assembly of 2013  
Section 1(g)

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

**House Bill 1479 – Delegates Frank, Aumann, Boteler, Cluster, Impallaria, Kach, McDonough, and Szeliga**

AN ACT concerning

**Election Law – Baltimore City Republican Party Central Committee – Filling of Vacancies**

FOR the purpose of providing that an individual appointed to fill a vacancy of a member of the Baltimore City Republican Party Central Committee may reside anywhere in Baltimore City; and generally relating to the Baltimore City Republican Party Central Committee.

BY repealing and reenacting, with amendments,  
Article – Election Law  
Section 4–203(b)(2)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2013 Supplement)

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

**House Bill 289 – Delegates Carr, Rosenberg, Smigiel, and Waldstreicher**

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.

## **House Bill 1052 – Delegates Waldstreicher, Dumais, and Luedtke**

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.

**House Bill 1135 – Delegates Jacobs, Arentz, and Smigiel**

AN ACT concerning

**Kent County – Gaming – Permits**

FOR the purpose of increasing the number of gaming permits that the Board of County Commissioners of Kent County may issue in a single year to an organization that meets certain qualifications; and generally relating to gaming in Kent County.

BY repealing and reenacting, without amendments,

Article – Criminal Law

Section 13–1702 and 13–1703(a) through (c)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 13–1703(e)(3)

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

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

AN ACT concerning

**Criminal Procedure – ~~Pretrial Confinement and Release~~ Task Force on  
Pretrial Risk Assessment – Detainee Electronic Information Sharing System**

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



expenses; establishing the duties of the Task Force; authorizing the Task Force to seek and obtain funding from certain sources and to hire or consult certain experts or other individuals or organizations as necessary to carry out its duties; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before certain dates; requiring the Office of Legislative Audits to conduct a certain performance audit on or before a certain date; providing that the scope and objectives of a certain performance audit may be modified with the approval of a certain committee; requiring the Secretary of Public Safety and Correctional Services, in conjunction with the Task Force, to establish a certain Pretrial Risk Assessment Tool Pilot Program in certain jurisdictions; providing for the termination of certain provisions of this Act; providing for the effective dates of this Act; and generally relating to ~~pretrial confinement and release~~ the Task Force on Pretrial Risk Assessment and detainee electronic information sharing system.

~~BY repealing and reenacting, with amendments,  
Article — Correctional Services  
Section 5-102  
Annotated Code of Maryland  
(2008 Replacement Volume and 2013 Supplement)~~

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

~~BY repealing and reenacting, with amendments,  
Article — Courts and Judicial Proceedings  
Section 2-607 and 9-203(a) through (d)  
Annotated Code of Maryland  
(2013 Replacement Volume and 2013 Supplement)~~

~~BY repealing  
Article — Courts and Judicial Proceedings  
Section 10-922  
Annotated Code of Maryland  
(2013 Replacement Volume and 2013 Supplement)~~

~~BY repealing and reenacting, with amendments,  
Article — Criminal Law  
Section 9-304(d)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2013 Supplement)~~

~~BY repealing and reenacting, with amendments,~~

~~Article – Criminal Procedure~~

~~Section 2-106, 4-201(f), 5-202, 5-205, 5-215, 9-114, 9-115, 9-117, and 16-204~~

~~Annotated Code of Maryland~~

~~(2008 Replacement Volume and 2013 Supplement)~~

~~BY repealing and reenacting, with amendments,~~

~~Article – Natural Resources~~

~~Section 8-2003(a)~~

~~Annotated Code of Maryland~~

~~(2012 Replacement Volume and 2013 Supplement)~~

~~BY repealing and reenacting, with amendments,~~

~~Article – Transportation~~

~~Section 26-202(c), 26-401, 26-402, and 26-403~~

~~Annotated Code of Maryland~~

~~(2012 Replacement Volume and 2013 Supplement)~~

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

**House Bill 1328 – Delegates Swain ~~and Vaughn~~, Vaughn, and Tarrant**

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 the governing body of a cooperative housing

~~corporation to keep books and records in a certain manner; requiring the governing body of a cooperative housing corporation to cause an audit of the books and records under certain circumstances; 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 in court 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~~ 5–6B–32 and 5–6B–33, 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~~ 5–6B–31  
Annotated Code of Maryland  
(2007 Replacement Volume and 2013 Supplement)

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

### **House Joint Resolution 2 – Delegates Anderson, Carter, and Vallario**

A House Joint Resolution concerning

#### **Rescission of Maryland’s Ratification of the Corwin Amendment to the United States Constitution**

FOR the purpose of rescinding Maryland’s ratification of the Corwin Amendment to  
the United States Constitution.

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

### **CONCURRENCE CALENDAR #25**

#### **AMENDED IN THE HOUSE**

### **Senate Bill 74 – Senators Klausmeier and Ferguson**

AN ACT concerning

#### **Institutions of Higher Education – Student Notification – Financial Information**

Senator Conway moved that the Senate concur in the House amendment.

**SB0074/344169/1**

BY: Appropriations Committee

#### AMENDMENT TO SENATE BILL 74

(Third Reading File Bill)

On page 2, in line 8, after “SHEET” insert “OR THE INFORMATION CONTAINED ON THE FINANCIAL AID SHOPPING SHEET”.

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 – 47    Negative – 0    (See Roll Call No. 1092)

**AMENDED IN THE HOUSE**

**Senate Bill 314 – Senators Pugh, Gladden, Kelley, Madaleno, Middleton, Montgomery, and Young**

AN ACT concerning

**Health Occupations – State Board of Physicians – ~~Naturopathic Medicine~~  
Doctors**

Senator Conway moved that the Senate concur in the House amendment.

**SB0314/356482/1**

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 314  
(Third Reading File Bill)

On page 28, in line 27, strike “A” and substitute “THE”.

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 – 47    Negative – 0    (See Roll Call No. 1093)

**AMENDED IN THE HOUSE**

**Senate Bill 586 – Senator Conway**

AN ACT concerning

**State Board of Morticians and Funeral Directors – Funeral Establishments –  
Unannounced Inspections**

Senator Conway moved that the Senate concur in the House amendments.

**SB0586/496783/1**

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 586

(Third 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;”; in line 11, after “hours;” insert “providing for the application of certain provisions of this Act;”; and in line 12, after “licensees” insert “or supervising morticians”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 12 through 18, 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, strike beginning with “A” in line 27 down through “TITLE” in line 29 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 concurred in.

**SB0586/536988/1**

BY: Health and Government Operations Committee

**AMENDMENT TO SENATE BILL 586, AS AMENDED**

On page 1 of the Health and Government Operations Committee Amendments (SB0586/496783/1), in line 6 of Amendment No. 2, after **“ESTABLISHMENT”** insert **“ONLY IF THE BOARD HAS PROVIDED A COPY OF THE COMPLAINT TO THE LICENSED FUNERAL ESTABLISHMENT”.**

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 – 36    Negative – 11    (See Roll Call No. 1094)

**AMENDED IN THE HOUSE**

**Senate Bill 694 – Senators Klausmeier, Colburn, Currie, Feldman, King, Kittleman, Mathias, Middleton, Robey, and Young**

AN ACT concerning

**Health Occupations – Maryland Behavior Analysts Act**

Senator Conway moved that the Senate concur in the House amendments.

**SB0694/466287/1**

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 694

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, strike beginning with “requiring” in line 18 down through “Fund;” in line 20; and in line 24, strike “Board” and substitute “Committee”.

AMENDMENT NO. 2

On page 5, in line 18, strike “**SEPTEMBER 30**” and substitute “**DECEMBER 31**”; and in line 24, strike “**OCTOBER 1, 2014**” and substitute “**JANUARY 1, 2015**”.

AMENDMENT NO. 3

On page 21, in line 12, strike “**(1)**”; and strike in their entirety lines 16 through 18, inclusive.

The preceding 3 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 – 47    Negative – 0    (See Roll Call No. 1095)

**AMENDED IN THE HOUSE**

**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**

Senator Conway moved that the Senate concur in the House amendments.

**SB1108/866788/1**

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 1108

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Compounding” insert “. Study, and Recommendations”; in line 8, strike the semicolon and substitute “and guidance; requiring the Secretary of Health and Mental Hygiene to convene a workgroup, including representatives of certain health occupations boards, organizations, and other parties, to study certain standards for certain acts performed by, or under the supervision of, certain health care professionals in the treatment of certain conditions and to report, on or before a certain date, to the Governor and certain legislative committees on the results of the study and the Secretary’s recommendations.”.

AMENDMENT NO. 2

On page 2, in line 17, after “OTHER” insert “SIMILAR”; in the same line, after “ACTS” insert “ROUTINELY”; in line 18, after “ONCOLOGIST” insert “, A RHEUMATOLOGIST,”; in line 20, after “MEDICATION,” insert “RHEUMATOLOGY THERAPY,”; in line 21, after “CANCER” insert “, A RHEUMATOLOGY CONDITION,”; in line 24, strike “AND”; and in line 26, after “LABELING” insert “; AND”

**3. OTHER DIRECTION OR GUIDANCE FROM THE U.S. FOOD AND DRUG ADMINISTRATION RELATING TO THE ACTS DESCRIBED IN THIS PARAGRAPH**”.

AMENDMENT NO. 3

On page 7, in line 1, after “That” insert “the Secretary of Health and Mental Hygiene shall:”

(1) convene a workgroup, including representatives of the Maryland Board of Physicians, the State Board of Pharmacy, the Maryland Society of Clinical Oncology, MedChi, and other interested parties, to study appropriate national safety standards for mixing, reconstituting, and other similar acts routinely performed by, or under the supervision of, an oncologist, a rheumatologist, or a hematologist who administers chemotherapy, biologic therapy, supportive care medication, rheumatology therapy, or any other therapy in the treatment of cancer, a rheumatology condition, or a blood condition; and

(2) on or before December 15, 2014, report to the Governor and, in accordance with § 2-1246 of the State Government Article, the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee on:

(i) the results of the study; and

(ii) the Secretary’s recommendations for appropriate oversight of the acts described in item (1) of this section.

SECTION 3. AND BE IT FURTHER ENACTED, That”;

and in line 2, strike “October” and substitute “July”.

The preceding 3 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 – 47    Negative – 0    (See Roll Call No. 1096)

### CONCURRENCE CALENDAR #26

#### AMENDED IN THE HOUSE

**Senate Bill 374 – Senators Currie, Kasemeyer, King, Peters, ~~and Robey~~  
Robey, and DeGrange**

AN ACT concerning

**State Lottery – Online Ticket Sales – Moratorium ~~and Study~~**

Senator Kasemeyer moved that the Senate concur in the House amendments.

**SB0374/905165/2**

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 374  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Online Ticket Sales – Moratorium” and substitute “Task Force to Study Lottery Revenue”; and strike beginning with “prohibiting” in line 3 down through “Internet” in line 13 and substitute “establishing the Task Force to Study Lottery Revenue; 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 study of State lottery revenue”.

AMENDMENT NO. 2

On page 1, strike in their entirety lines 16 through 18, inclusive, and substitute:

“(a) There is a Task Force to Study Lottery Revenue.

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

(1) one member of the Senate of Maryland, appointed by the President of the Senate;

(2) one member of the House of Delegates, appointed by the Speaker of the House;

(3) the Director of the State Lottery and Gaming Control Agency, or the Director’s designee;

(4) the Secretary of Budget and Management, or the Secretary’s designee;

- and
- (5) a representative of the Center of Excellence on Problem Gambling;
  - (6) the following members, appointed by the Governor:
    - (i) one representative of the retail industry that is a licensed agent;
    - (ii) one representative of the e-commerce industry; and
    - (iii) two consumer members.
  - (c) Each consumer member:
    - (1) shall be a member of the general public familiar with games offered by the State lottery;
    - (2) may not be a licensee of or otherwise subject to regulation by the State Lottery and Gaming Control Agency; and
    - (3) for a period of at least 1 year before appointment to the Task Force, may not have had a financial interest in or have received compensation from a person regulated by the State Lottery and Gaming Control Agency.
  - (d) The Governor shall designate the chair of the Task Force.
  - (e) The State Lottery and Gaming Control Agency shall provide staff for the Task Force.
  - (f) 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.
  - (g) The Task Force shall study:
    - (1) data on the causes of the decline in lottery revenue;

(2) potential innovations that may improve the lottery experience and restore revenues, including:

(i) Maryland participation in multistate raffles;  
(ii) expansion of lottery ticket tie-ins to sports teams in the State;

(iii) development of means to capitalize on the consumer shift to digital and multiplatform use;

(iv) the use of online platforms for lottery sales; and

(v) implementation of lottery games earmarked for specific purposes or causes;

(3) lottery agent commissions and bonus incentive programs; and

(4) e-commerce, banking, privacy, and security issues related to lottery sales through multiple sales channels and platforms.

(h) 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.

SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that the State Lottery and Gaming Control Agency not implement any new e-commerce related to lottery sales before April 6, 2015.”.

### AMENDMENT NO. 3

On page 3, in line 13, strike “2.” and substitute “3.”.

The preceding 3 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 – 47    Negative – 0    (See Roll Call No. 1097)

## CONCURRENCE CALENDAR #28

## AMENDED IN THE HOUSE

**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**

Senator Kasemeyer moved that the Senate concur in the House amendments.

**SB0600/405666/1**

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 600

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “public schools or”; strike beginning with “authorizing” in line 11 down through “zone;” in line 13; in line 16, strike “RISE” and substitute “Regional Institution Strategic Enterprise (RISE)”; in line 16, after “zone;” insert “prohibiting certain counties and municipalities from authorizing certain property tax credits;”; in line 20, strike “an application” and substitute “certain applications”; and in line 21, after “providing” insert “that”.

On page 2, in line 1, after “county” insert “or municipal corporation”; strike beginning with “for” in line 1 down through “application” in line 2; strike beginning with “authorizing” in line 4 down through “credit;” in line 6 and substitute “providing that the designation of a RISE zone is for a certain number of years; providing that a RISE zone may be renewed for a certain number of years under certain circumstances; prohibiting the Secretary from designating a RISE zone in certain areas;”; in lines 26 and 27, strike “, under certain circumstances,” and substitute “or municipal corporation”; in line 27, strike “calculation of a certain” and substitute “amount of the”; strike beginning with “providing” in line 27 down through “credit;” in line 31; strike beginning with “allowing” in line 35 down through “service;” in line 38; in line 43, after “report;” insert “requiring the Department of Business and Economic Development to

convene a certain group to provide certain advice; altering, subject to certain approval, the taxable year in which certain property initially becomes qualified property for certain enterprise zone property tax credits;” and in line 44, after “regulations;” insert “providing for the application of certain provisions of this Act; declaring the intent of the General Assembly;”.

On page 3, after line 17, insert:

“BY repealing and reenacting, with amendments,  
Article – Tax – Property  
Section 9–103(e)(1)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2013 Supplement)”;

and strike in their entirety lines 23 through 32, inclusive.

#### AMENDMENT NO. 2

On page 4, strike in their entirety lines 26 and 27; and in line 28, strike “**(E)**” and substitute “**(D)**”.

On page 5, strike beginning with “A” in line 2 down through “SCHOOL” in line 3 and substitute “A REGIONAL HIGHER EDUCATION CENTER AS DEFINED UNDER § 10–101 OF THE EDUCATION ARTICLE”; in line 8, strike “**(F)**” and substitute “**(E)**”; in the same line, strike “AN” and substitute “A GEOGRAPHIC”; in the same line, after “AREA” insert “IN IMMEDIATE PROXIMITY TO A QUALIFIED INSTITUTION THAT IS TARGETED FOR INCREASED ECONOMIC AND COMMUNITY DEVELOPMENT”.

On page 6, in line 9, after “ORGANIZATION” insert “THAT IS NOT AN INSTITUTION OF HIGHER EDUCATION”; in line 10, strike “AND ESTABLISH”; in the same line, strike the colon; in line 11, strike “**(1)**”; strike beginning with the semicolon in line 11 down through “SCHOOL” in line 13.

#### AMENDMENT NO. 3

On page 6, in line 25, after “**(F)**” insert “**(1)**”; and after line 27, insert:

“(2) AT LEAST 30 DAYS BEFORE APPROVAL OR REJECTION OF AN APPLICATION UNDER THIS SECTION, THE SECRETARY SHALL NOTIFY THE LEGISLATIVE POLICY COMMITTEE.

**(3) THE LEGISLATIVE POLICY COMMITTEE MAY PROVIDE ADVICE TO THE SECRETARY REGARDING THE APPROVAL OR REJECTION OF AN INSTITUTION AS A QUALIFIED INSTITUTION.**;

and in line 29, strike “MAY” and substitute “SHALL”.

AMENDMENT NO. 4

On page 6, in line 29, strike “(1)”; and in line 30, after “APPLY” insert “JOINTLY WITH A COUNTY, A MUNICIPAL CORPORATION, OR THE ECONOMIC DEVELOPMENT AGENCY OF A COUNTY OR MUNICIPAL CORPORATION”.

On page 7, strike in their entirety lines 1 through 3, inclusive.

AMENDMENT NO. 5

On page 7, in line 8, strike “AND”; after line 8, insert:

**“(3) DESCRIBE THE NEXUS OF THE RISE ZONE WITH THE QUALIFIED INSTITUTION; AND**;

in line 9, strike “(3)” and substitute “(4)”; in line 10, strike “FOR” and substitute “AND ANTICIPATED ECONOMIC IMPACTS OF”; after line 13, insert:

**“(D) (1) UNLESS A COUNTY IN WHICH A MUNICIPAL CORPORATION IS LOCATED AGREES TO DESIGNATION OF A RISE ZONE IN THE MUNICIPAL CORPORATION, QUALIFIED PROPERTY IN THE MUNICIPAL CORPORATION MAY NOT RECEIVE A TAX CREDIT AGAINST COUNTY PROPERTY TAX.**

**(2) UNLESS A MUNICIPAL CORPORATION LOCATED WITHIN A COUNTY AGREES TO DESIGNATION OF A RISE ZONE WITHIN ITS BOUNDARIES, QUALIFIED PROPERTY IN THE COUNTY MAY NOT RECEIVE A TAX CREDIT AGAINST THE MUNICIPAL PROPERTY TAX.**;

in line 14, strike “(D)” and substitute “(E)”; in line 17, after “ZONE” insert “, INCLUDING APPROVAL OR MODIFICATION OF THE PROPOSED BOUNDARIES OF THE RISE ZONE”; in line 29, strike “PROPOSED”; and in the same line, after “ZONE” insert “PROPOSED BY THE SECRETARY”.



AMENDMENT NO. 6

On page 7, in line 14, strike “90” and substitute “120”; in line 20, strike “60” and substitute “45”; in line 21, strike the colon; in line 22, strike “(I)”; strike beginning with the semicolon in line 22 down through “LOCATED” in line 24; and strike beginning with “OR” in line 25 down through “LOCATED” in line 27.

AMENDMENT NO. 7

On page 8, strike in their entirety lines 1 through 3, inclusive, and substitute:

**“(F) (1) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE DESIGNATION OF AN AREA AS A RISE ZONE IS EFFECTIVE FOR 5 YEARS.**

**(II) UPON A JOINT APPLICATION OF A QUALIFIED INSTITUTION, A COUNTY AND, IF APPLICABLE, A MUNICIPAL CORPORATION, OR THE ECONOMIC DEVELOPMENT AGENCY OF A COUNTY OR MUNICIPAL CORPORATION, THE SECRETARY MAY RENEW A RISE ZONE FOR AN ADDITIONAL 5 YEARS.**

**(2) THE SECRETARY MAY NOT APPROVE MORE THAN THREE RISE ZONES IN A SINGLE COUNTY OR MUNICIPAL CORPORATION.”;**

in line 4, strike “(E)” and substitute **“(G) (1) A RISE ZONE MAY NOT BE REQUIRED TO BE IN THE IMMEDIATE GEOGRAPHIC PROXIMITY OF A QUALIFIED INSTITUTION IF AN APPROPRIATE NEXUS FOR THE INCREASED ECONOMIC AND COMMUNITY DEVELOPMENT IS ESTABLISHED WITH THE QUALIFIED ORGANIZATION.**

**(2)”;**

and strike in their entirety lines 7 through 14, inclusive.

AMENDMENT NO. 8

On page 8, after line 14, insert:

**“(H) THE SECRETARY MAY NOT DESIGNATE A RISE ZONE IN:**

(1) A DEVELOPMENT DISTRICT ESTABLISHED UNDER TITLE 12, SUBTITLE 2 OF THIS ARTICLE; OR

(2) A SPECIAL TAXING DISTRICT ESTABLISHED UNDER TITLE 21 OF THE LOCAL GOVERNMENT ARTICLE OR SECTION 62A OF THE BALTIMORE CITY CHARTER.

(I) THE DESIGNATION OF AN AREA AS A RISE ZONE MAY NOT BE CONSTRUED TO LIMIT OR SUPERSEDE A PROVISION OF A COMPREHENSIVE PLAN, ZONING ORDINANCE, OR OTHER LAND USE POLICY ADOPTED BY A COUNTY, MUNICIPAL CORPORATION, OR BICOUNTY AGENCY WITH LAND USE AUTHORITY OVER THE AREA DESIGNATED AS A RISE ZONE.”;

and in line 25, after “REGULATION,” insert “THE MARYLAND TECHNOLOGY DEVELOPMENT CORPORATION,”.

#### AMENDMENT NO. 9

On page 9, in line 2, after “ARTICLE;” insert “AND”; strike in their entirety lines 3 and 4; and in line 5, strike “(IV)” and substitute “(III) PRIORITY”.

#### AMENDMENT NO. 10

On page 9, in line 30, after “ZONES” insert “, INCLUDING”.

On page 10, in line 6, strike “GENERAL ASSEMBLY” and substitute “SENATE BUDGET AND TAXATION COMMITTEE, THE HOUSE COMMITTEE ON WAYS AND MEANS, AND THE TAX CREDIT EVALUATION COMMITTEE”.

#### AMENDMENT NO. 11

On page 10, in line 12, strike the second “RISE” and substitute “REGIONAL INSTITUTION STRATEGIC ENTERPRISE”.

#### AMENDMENT NO. 12

On page 16, in line 14, after “AS” insert “OTHERWISE”; strike “PARAGRAPHS (4) AND (5) OF”; in line 19, strike “80% IN” and substitute “AT LEAST 50%”; in the same line, strike “EACH OF” and substitute “IN”; in the same line, strike “5”; in the same line, strike “YEARS” and substitute “YEAR”; in line 21, after “PROPERTY;” insert “AND”; in line 22, strike “70% IN THE SIXTH TAXABLE YEAR;” and substitute “AT”.

LEAST 10% IN THE SECOND THROUGH FIFTH TAXABLE YEARS.”; and strike in their entirety lines 23 through 26, inclusive.

On page 17 in lines 10 and 18, and on page 18 in line 19, strike “10” and substitute “5”.

AMENDMENT NO. 13

On pages 17 and 18, strike beginning with line 29 on page 17 through line 2 on page 18, inclusive.

On page 18, in line 3, strike “(III)” and substitute “(5)”; in the same line, after “COUNTY” insert “OR MUNICIPAL CORPORATION”; in line 4, strike “SUBPARAGRAPH (II)” and substitute “PARAGRAPH (1)”; in line 5, strike “PARAGRAPH” and substitute “SUBSECTION”; after line 5, insert:

**“(6) (I) IF A RISE ZONE IS RENEWED AS PROVIDED UNDER § 5-1404 OF THE ECONOMIC DEVELOPMENT ARTICLE, THE GOVERNING BODY OF A COUNTY OR MUNICIPAL CORPORATION SHALL CALCULATE THE AMOUNT OF THE TAX CREDIT UNDER THIS SECTION EQUAL TO AT LEAST 10% OF THE AMOUNT OF PROPERTY TAX IMPOSED ON THE ELIGIBLE ASSESSMENT OF THE QUALIFIED PROPERTY FOR THE SIXTH THROUGH TENTH TAXABLE YEARS.**

**(II) THE GOVERNING BODY OF A COUNTY OR MUNICIPAL CORPORATION MAY INCREASE, BY LOCAL LAW, THE PERCENTAGE UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.**”;

strike in their entirety lines 6 through 17, inclusive; and in line 18, strike “A” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (C)(6) OF THIS SECTION, A”.

AMENDMENT NO. 14

On page 19, strike in their entirety lines 10 through 27, inclusive.

AMENDMENT NO. 15

On page 25, after line 17, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Tax – Property9–103.

(e) (1) A tax credit under this section is available to a qualified property for no more than 10 consecutive years beginning with:

(I) the taxable year following the calendar year in which the real property initially becomes a qualified property; OR

(II) THE TAXABLE YEAR IN WHICH THE REAL PROPERTY INITIALLY BECOMES A QUALIFIED PROPERTY, SUBJECT TO THE APPROVAL OF THE APPROPRIATE LOCAL GOVERNING BODY AND THE SECRETARY OF BUSINESS AND ECONOMIC DEVELOPMENT.”.

AMENDMENT NO. 16

On page 25, in line 21, after “regulations” insert “, standards, and guidelines needed to implement Section 1 of this Act”; in line 22, strike “3.” and substitute “4.”; strike beginning with the second “the” in line 24 down through “Article” in line 25 and substitute “:”

(1) the estimated cost and impact of the income tax credit provided to businesses in RISE zones under § 10–702 of the Tax – General Article; and

(2) the potential cost and impact of providing an income tax depreciation incentive for businesses within RISE zones.

SECTION 5. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that in the RISE zone application and designation processes, a county and municipal corporation shall confer in order to reach agreement on the desired RISE zone location and boundaries and the amount of property tax credits offered.

SECTION 6. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall be applicable to all taxable years beginning after June 30, 2013”.

AMENDMENT NO. 17

On page 25, in line 18, strike “2.” and substitute “3.”; and in line 19, after the first “of” insert “Section 1 of”.

AMENDMENT NO. 18

On page 25, in line 26, strike “4.” and substitute “7.”; in the same line, after “That” insert “, subject to Section 6 of this Act.”; and in line 27, strike “October” and substitute “June”.

The preceding 18 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 – 47    Negative – 0    (See Roll Call No. 1098)

**AMENDED IN THE HOUSE**

**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**

Senator Kasemeyer moved that the Senate concur in the House amendments.

**SB0601/675263/1**

BY:    Committee on Ways and Means

AMENDMENTS TO SENATE BILL 601

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “purposes;” insert “requiring the Governor to include in the annual budget bill certain appropriations to the Fund for certain fiscal years;”; and strike beginning with “allowing” in line 10 down through “education;” in line 12.

On pages 1 and 2, strike beginning with “requiring” in line 13 on page 1 down through “circumstances;” in line 4 on page 2.

On page 2, in line 18, strike “by a certain date” and substitute “within a certain time period”; strike beginning with “requiring” in line 19 down through “Act;” in line 23; in line 28, after “information;” insert “altering the distribution of certain revenue from a certain tax in a certain manner;”; in line 29, strike “tax credits, higher education,” and substitute “higher education”; in line 33, strike “6–631” and substitute “6–623”; and strike in their entirety lines 37 through 41, inclusive.

On page 3, after line 12, insert:

“BY repealing and reenacting, with amendments,

Article – Tax – General

Section 2–202(a)(1)

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)”.

#### AMENDMENT NO. 2

On page 4, in lines 9, 13, 17, 19, and 21, strike “**(D)**”, “**(F)**”, “**(G)**”, “**(H)**”, and “**(I)**”, respectively, and substitute “**(B)**”, “**(C)**”, “**(D)**”, “**(E)**”, and “**(F)**”, respectively.

On page 5, in lines 16, 24, and 26, strike “**(L)**”, “**(M)**”, and “**(N)**”, respectively, and substitute “**(G)**”, “**(H)**”, and “**(I)**”, respectively; and in line 18, after “**BUDGET**” insert “**AND**”.

On page 6, in lines 14, 17, and 19, strike “**(P)**”, “**(Q)**”, and “**(R)**”, respectively, and substitute “**(J)**”, “**(K)**”, and “**(L)**”, respectively.

#### AMENDMENT NO. 3

On page 4, strike in their entirety lines 5 through 8, inclusive; and strike in their entirety lines 11 and 12.

On pages 4 and 5, strike in their entirety the lines beginning with line 27 on page 4 through line 15 on page 5, inclusive.

On pages 5 and 6, strike in their entirety the lines beginning with line 28 on page 5 through line 13 on page 6, inclusive.

On page 6, strike in their entirety lines 22 through 24, inclusive.

AMENDMENT NO. 4

On page 4 in line 16, and on page 6 in line 21, in each instance, strike “§ 6-618” and substitute “§ 6-612”.

On page 6, in line 16, strike “§ 6-619” and substitute “§ 6-613”.

On page 14, in line 21, strike “IV.” and substitute “III.”; in line 22, strike “6-618.” and substitute “6-612.”; and in line 27, strike “§ 6-624” and substitute “§ 6-618”.

On page 15, in line 7, strike “§ 6-620” and substitute “§ 6-614”; in line 18, strike “6-619.” and substitute “6-613.”; and in lines 22 and 23, strike “§ 6-620” and substitute “§ 6-614”.

On page 16, in line 20, strike “6-620.” and substitute “6-614.”.

On page 18, in lines 5, 15, 16, 17, and 19, strike “6-621.”, “6-622.”, “6-623.”, “V.”, and “6-624.”, respectively, and substitute “6-615.”, “6-616.”, “6-617.”, “IV.”, and “6-618.”, respectively; and in line 20, strike “§ 6-625” and substitute “§ 6-619”.

On page 19, in line 7, strike “§ 6-620” and substitute “§ 6-614”; in line 22, strike “6-625.” and substitute “6-619.”; and in line 29, strike “§ 6-624” and substitute “§ 6-618”.

On page 20, in lines 11, 12, and 13, strike “6-626.”, “6-627.”, and “VI.”, respectively, and substitute “6-620.”, “6-621.”, and “V.”, respectively.

On page 21, in lines 15 and 18, strike “6-630.” and “6-631.”, respectively, and substitute “6-622.” and “6-623.”, respectively.

AMENDMENT NO. 5

On page 7, in line 9, strike “DESIGNATED CAPITAL” and substitute “REVENUE”; strike line 10 in its entirety and substitute “2-202(A)(1) OF THE TAX – GENERAL ARTICLE”; after line 14, insert:

**“(E) FOR EACH OF FISCAL YEARS 2016 THROUGH 2021, THE GOVERNOR SHALL INCLUDE IN THE BUDGET BILL AN APPROPRIATION TO THE FUND IN AN**

AMOUNT THAT WHEN COMBINED WITH THE AMOUNT ESTIMATED TO BE DISTRIBUTED TO THE FUND UNDER SUBSECTION (D)(1) OF THIS SECTION EQUALS AT LEAST \$8,500,000.”;

and in lines 15, 21, and 25, strike “(E)”, “(F)”, and “(G)”, respectively, and substitute “(F)”, “(G)”, and “(H)”, respectively.

AMENDMENT NO. 6

On page 8, strike in their entirety lines 2 through 4, inclusive, and substitute:

“THE AUTHORITY CONSISTS OF:

(1) THE EXECUTIVE DIRECTOR OF THE MARYLAND TECHNOLOGY DEVELOPMENT CORPORATION, OR THE EXECUTIVE DIRECTOR’S DESIGNEE;

(2) THE EXECUTIVE VICE PRESIDENT OF THE MARYLAND TECHNOLOGY DEVELOPMENT CORPORATION, OR THE EXECUTIVE VICE PRESIDENT’S DESIGNEE;

(3) THE SECRETARY OF BUSINESS AND ECONOMIC DEVELOPMENT, OR THE SECRETARY’S DESIGNEE;

(4) THE MANAGING DIRECTOR OF THE MARYLAND VENTURE FUND, OR THE MANAGING DIRECTOR’S DESIGNEE;

(5) THE CHANCELLOR OF THE UNIVERSITY SYSTEM OF MARYLAND, OR THE CHANCELLOR’S DESIGNEE; AND

(6) TWO INDIVIDUALS FROM THE PRIVATE SECTOR NOT AFFILIATED WITH HIGHER EDUCATION APPOINTED BY THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE TO THE MARYLAND INNOVATION INITIATIVE UNDER § 10-455 OF THIS ARTICLE.”;

in line 6, strike “MARYLAND VENTURE FUND”; in line 7, strike “SERVE AS THE CHAIR” and substitute “BE CHOSEN BY THE MEMBERS”; and in line 11, strike “FIVE” and substitute “FOUR”.



AMENDMENT NO. 7

On pages 8 through 14, strike in their entirety the lines beginning with line 27 on page 8 through line 20 on page 14, inclusive.

On pages 20 and 21, strike in their entirety the lines beginning with line 14 on page 20 through line 14 on page 21, inclusive.

On pages 21 and 22, strike beginning with the colon in line 28 on page 21 down through “**(2)**” in line 8 on page 22 and substitute a comma.

On page 22, in lines 10, 11, 14, 16, and 17, strike “**(I)**”, “**(II)**”, “**(III)**”, “**(IV)**”, and “**(V)**”, respectively, and substitute “**(1)**”, “**(2)**”, “**(3)**”, “**(4)**”, and “**(5)**”, respectively; and strike in their entirety lines 19 through 22, inclusive.

AMENDMENT NO. 8

On pages 16 and 17, strike in their entirety the lines beginning with line 27 on page 16 down through line 10 on page 17, inclusive, and substitute:

- “**(1)**    PHYSICAL SCIENCES;
- “**(2)**    LIFE AND NEURO SCIENCES;
- “**(3)**    ENGINEERING;
- “**(4)**    MATHEMATICAL AND COMPUTATIONAL SCIENCES;
- “**(5)**    REGULATORY SCIENCE;
- “**(6)**    AUTONOMOUS SYSTEMS;
- “**(7)**    AERONAUTICAL AND SPACE SCIENCE;
- “**(8)**    ENVIRONMENTAL SCIENCES;
- “**(9)**    BEHAVIORAL AND LANGUAGE SCIENCE;
- “**(10)**    HEALTH SCIENCES;

**(11) AGRICULTURE; OR**

**(12) CYBERSECURITY.”**

AMENDMENT NO. 9

On page 17, in line 28, strike “OR”; and in line 30, after “STATE” insert “; **OR**”

**(3) WORK AT LEAST ONE DAY EACH WEEK IN SUPPORT OF ENTREPRENEURIAL ACTIVITIES WITH A COMPANY ENGAGED IN ONE OR MORE OF THE RESEARCH AREAS IDENTIFIED IN SUBSECTION (A) OF THIS SECTION”**

AMENDMENT NO. 10

On page 18, in line 21, after “OF” insert “**CUMULATIVE PROGRAM**”; and in the same line, strike “IN” and substitute “**FROM**”.

On page 20, in line 5, strike “DERIVED FROM THE PURCHASES OF TAX CREDITS ALLOCATED”; and in line 8, strike “THE FUNDS IN THE FUND” and substitute “**CUMULATIVE PROGRAM FUNDS FROM THE FUND**”.

AMENDMENT NO. 11

On page 19, in line 23, strike “EACH” and substitute “**WITHIN 90 DAYS AFTER APPROVAL BY THE AUTHORITY OF A REQUEST FOR MATCHING FUNDS UNDER § 6-618 OF THIS SUBTITLE, EACH**”; in line 24, strike “BY JULY 1, 2018,”; in line 32, strike “BY”; in line 34, strike “THE”; and in line 35, strike “DATE” and substitute “**AS**”.

AMENDMENT NO. 12

On page 23, after line 7, insert:

“Article – Tax – General

2-202.

(a) After making the distribution required under § 2-201 of this subtitle, within 20 days after the end of each quarter, the Comptroller shall distribute:

(1) except as provided in subsection (b) of this section, from the revenue from the State admissions and amusement tax on electronic bingo and electronic tip jars under § 4-102(e) of this article:

(i) 1. FOR FISCAL YEARS 2016 THROUGH 2021, the revenue attributable to a tax rate of 20% to the [General Fund of the State] MARYLAND E-NOVATION INITIATIVE FUND UNDER § 6-604 OF THE ECONOMIC DEVELOPMENT ARTICLE;

2. IN FISCAL YEAR 2022 AND IN EACH FISCAL YEAR THEREAFTER, THE REVENUE ATTRIBUTABLE TO A TAX RATE OF 20% TO THE GENERAL FUND OF THE STATE; and

(ii) the revenue attributable to a tax rate of 5% to the Special Fund for Preservation of Cultural Arts in Maryland, as provided in § 4-801 of the Economic Development Article; and”.

The preceding 12 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 – 47    Negative – 0    (See Roll Call No. 1099)

**CONCURRENCE CALENDAR #27**

**AMENDED IN THE HOUSE**

**Senate Bill 472 – Senators Edwards, Shank, and Young**

AN ACT concerning

**Allegany County, Garrett County, and Washington County – Sunday Hunting**

Senator Conway moved that the Senate concur in the House amendments.

**SB0472/100011/1**

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL 472

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “wild waterfowl” and substitute “migratory game birds and wetland game birds”.

AMENDMENT NO. 2

On page 3, in line 31, strike “WILD WATERFOWL” and substitute “MIGRATORY GAME BIRDS AND WETLAND GAME BIRDS”.

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 – 44    Negative – 2    (See Roll Call No. 1100)

**AMENDED IN THE HOUSE**

**Senate Bill 473 – Senators Edwards, Shank, and Young**

AN ACT concerning

**Allegany County, Frederick County, Garrett County, and Washington County  
– Deer Hunting – Sundays**

Senator Conway moved that the Senate concur in the House amendments.

**SB0473/160915/1**

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL 473

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 5, in each instance, strike “Allegany County,”; in line 2, strike “, Garrett County, and Washington County”; and in line 6, strike “Garrett County, and Washington County”.

AMENDMENT NO. 2

On page 3, in lines 28 and 29, strike “**ALLEGANY COUNTY,**”; and in lines 29 and 30, strike “, **GARRETT COUNTY, AND WASHINGTON COUNTY**”.

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 – 45    Negative – 1    (See Roll Call No. 1101)

**AMENDED IN THE HOUSE**

**Senate Bill 495 – Calvert County Senators**

AN ACT concerning

**Calvert County – Alcoholic Beverages – Premises Inspections and Penalties**

Senator Conway moved that the Senate concur in the House amendments.

**SB0495/973597/1**

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 495

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “county,” insert “at certain intervals.”

AMENDMENT NO. 2

On page 2, in line 8, strike the second opening bracket; in line 9, strike “three” and substitute “SIX”; in the same line, strike the bracket; in lines 16 and 28, in each instance, strike “\$2,500” and substitute “\$1,000”; and in line 26, strike “5” and substitute “3”.

On page 3, strike beginning with the second “THE” in line 2 down through “LICENSEE” in line 4 and substitute “:”

**(I) THE CLASS OF LICENSE; AND**

**(II) THE ECONOMIC IMPACT THE SUSPENSION WILL HAVE**

ON:

- 1. THE BUSINESS OF THE LICENSEE; AND**
- 2. EMPLOYEES OF THE LICENSEE”.**

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 – 47    Negative – 0    (See Roll Call No. 1102)

### AMENDED IN THE HOUSE

**Senate Bill 666 – Senators Pinsky, Benson, Conway, Ferguson, Frosh, Madaleno, Montgomery, and Rosapepe**

AN ACT concerning

#### **Teaching Fellows for Maryland Scholarship Program**

Senator Conway moved that the Senate concur in the House amendments.

**SB0666/735066/1**

BY:    Committee on Ways and Means

#### AMENDMENTS TO SENATE BILL 666 (Third Reading File Bill)

##### AMENDMENT NO. 1

On page 1, in line 15, strike “in certain years” and substitute “under this Act”.

##### AMENDMENT NO. 2

On page 8, in line 6, after “AWARD” insert “SCHOLARSHIPS”; and strike beginning with the colon in line 6 down through “APPLICANTS” in line 15.

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 – 47 Negative – 0 (See Roll Call No. 1103)

**AMENDED IN THE HOUSE**

**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**

Senator Conway moved that the Senate concur in the House amendment.

**SB0718/266286/1**

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 718

(Third Reading File Bill)

On page 3, strike in its entirety line 2; and in lines 3, 4, 5, 6, 8, 10, 11, 12, and 13, strike “(viii)”, “(ix)”, “(x)”, “(xi)”, “(xii)”, “(xiii)”, “(xiv)”, “(xv)”, and “(xvi)”, respectively, and substitute “(vii)”, “(viii)”, “(ix)”, “(x)”, “(xi)”, “(xii)”, “(xiii)”, “(xiv)”, and “(xv)”, respectively.

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 – 47 Negative – 0 (See Roll Call No. 1105)

**AMENDED IN THE HOUSE**

**Senate Bill 716 – ~~Senators Ferguson, King, Montgomery, and Pinsky~~ Senators Pinsky, Conway, Benson, Jennings, and Rosapepe**

AN ACT concerning

**Child Care Centers – Healthy Eating and Physical Activity Act**

Senator Conway moved that the Senate concur in the House amendment.

**SB0716/106688/1**

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 716

(Third Reading File Bill)

On page 2, in line 23, after “**(II)**” insert “**1.**”; in line 25, after “**CHILDREN,**” insert “**EXCEPT THAT MILK THAT IS NOT NONFAT OR LOW FAT MAY BE ORDERED BY A HEALTH CARE PRACTITIONER OR REQUESTED BY A PARENT OR GUARDIAN; AND**”

**2.**”;

and in the same line, strike “**INCLUDING**”.

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 – 47    Negative – 0    (See Roll Call No. 1106)

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (SENATE BILLS) #74****Senate Bill 593 – Senator Rosapepe**

AN ACT concerning

**State Government – Commemorative Months – American Indian Heritage Month**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1107)

The Bill was then sent to the House of Delegates.



**Senate Bill 774 – Senators Montgomery, Benson, Currie, Feldman, Forehand, Jones–Rodwell, Madaleno, Manno, Peters, Ramirez, Raskin, Stone, and Young**

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 – 47    Negative – 0    (See Roll Call No. 1108)

The Bill was then sent to the House of Delegates.

**Senate Bill 868 – Senators Benson, Currie, and Gladden**

AN ACT concerning

**Public Safety Diversity Act of 2014**

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

Affirmative – 43    Negative – 4    (See Roll Call No. 1109)

The Bill was then sent to the House of Delegates.

**Senate Bill 1117 – Senator Jones–Rodwell**

AN ACT concerning

**Baltimore City – Alcoholic Beverages – Class BWLT Tasting Licenses**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1110)

The Bill was then sent to the House of Delegates.

**MESSAGE FROM THE HOUSE OF DELEGATES**

**FIRST READING OF HOUSE BILLS**

**House Bill 412 – ~~Delegates McMillan and Gilchrist~~ Delegate McMillan**

AN ACT concerning

**Real Property – Condominiums and Homeowners Associations – Disclosures  
to Purchasers on Resale of Unit or Lot – Limitation on Fees**

FOR the purpose of limiting the amount of the fee that a condominium council of unit owners may charge a unit owner to furnish a certain certificate; ~~limiting the amount of the fee that~~ requiring a homeowners association or certain other persons may charge a lot owner for providing to provide certain information within a certain number of days after a certain request by a lot owner and receipt of a certain fee; and generally relating to the resale of a condominium unit or a lot located in a certain development.

BY repealing and reenacting, without amendments,  
Article – Real Property  
Section 11–135(a) and (b)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,  
Article – Real Property  
Section 11–135(c) and 11B–106  
Annotated Code of Maryland  
(2010 Replacement Volume and 2013 Supplement)

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

**House Bill 554 – Delegates Dumais, Serafini, Barkley, Beitzel, Carr, Cullison, Fraser-Hidalgo, Frick, Gutierrez, Hixson, Kaiser, A. Kelly, Kramer, Luedtke, McComas, A. Miller, Myers, O'Donnell, Reznik, S. Robinson, Simmons, F. Turner, Valentino-Smith, Waldstreicher, ~~and Zucker~~ Zucker, and A. Washington**

AN ACT concerning

**Commission on Tax Policy, Reform, and Fairness**

FOR the purpose of establishing the Commission on Tax Policy, Reform, and Fairness; specifying the membership of the Commission; providing for the appointment of a Senate cochair and House cochair of the Commission; providing for the staffing of the Commission; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission to study, consider, and make recommendations regarding certain matters; requiring the Commission to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Commission on Tax Policy, Reform, and Fairness.

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

**House Bill 814 – Delegates Beitzel, Arentz, Jacobs, and Smigiel**

AN ACT concerning

**Education – State Grant to Counties With Small and Declining Student Enrollment**

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 county boards in certain fiscal years; 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 Rules.

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

AN ACT concerning

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

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

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

(2010 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–208(i–1)

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)

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

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

AN ACT concerning

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

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

BY repealing and reenacting, with amendments,

Article – Education

Section 23–205

Annotated Code of Maryland

(2008 Replacement Volume and 2013 Supplement)

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

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

AN ACT concerning

**Child Care Centers – Healthy Eating and Physical Activity Act**

FOR the purpose of requiring certain rules and regulations for licensing and operating child care centers to ~~require child care centers providing care to children under a certain age to have in attendance a certain individual who has had certain breast-feeding education and training; requiring the regulations to contain certain provisions as to beverages served by a child care center to children in the child care center's care; requiring the regulations to require a child care center to adopt limits on certain screen time; requiring the limits on screen time to contain certain provisions~~ promote proper nutrition and developmentally appropriate practices by establishing certain training and policies promoting breast-feeding, requiring compliance with certain standards for beverages served to children, and setting limits on screen time; and generally relating to rules and regulations for licensing and operating child care centers.

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

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

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

AN ACT concerning

**Family Law – Child Abuse and Neglect – Provision of Information to Health Care ~~Provider~~ 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.

### **House Bill 1432 – Delegate A. Washington**

AN ACT concerning

#### **Teaching Fellows for Maryland Scholarship Program**

FOR the purpose of renaming the Maryland Teacher Scholarship to be the Teaching Fellows for Maryland scholarship and altering certain elements of the scholarship program; requiring certain institutions of higher education to provide certain matching funds to participate in a certain program; altering the eligibility criteria and the service obligation for the scholarship; authorizing certain recipients to work in certain public schools and certain public prekindergarten programs to satisfy a certain service obligation under certain circumstances; altering the amount of a certain award; requiring certain institutions of higher education to develop and implement a certain honors program in response to certain dedication and accomplishment under certain circumstances; requiring the Governor annually to include certain funds in the State budget for the Maryland Higher Education Commission to make certain awards under this Act; ~~requiring certain awards to be made in certain years~~; requiring the Office of Student Financial Assistance to award certain scholarships in a manner that reflects ethnic, gender, racial, and geographic diversity; altering certain definitions; making a stylistic change; and generally relating to scholarships for individuals who pledge to work as public school and public prekindergarten teachers.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 18–2201 through 18–2207 and 18–2210  
Annotated Code of Maryland  
(2008 Replacement Volume and 2013 Supplement)

BY adding to  
Article – Education  
Section 18–2208 and 18–2209  
Annotated Code of Maryland  
(2008 Replacement Volume and 2013 Supplement)

BY repealing  
Article – Education  
Section 18–2209  
Annotated Code of Maryland  
(2008 Replacement Volume and 2013 Supplement)

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

**SPECIAL ORDERS**

The presiding officer submitted the Special Orders of the day, as follows:

**House Bill 1137 – Delegate Dumais**

AN ACT concerning

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

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Senator Brochin moved, duly seconded, to make the Bill and Report a Special Order for the end of today’s business.

The motion was adopted.

**House Bill 1015 – Delegates Arora and Clippinger**

AN ACT concerning

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

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Senator Ramirez moved, duly seconded, to make the Bill and Report a Special Order for the end of today’s business.

The motion was adopted.

**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: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (3) AND THE FAVORABLE REPORT.

**HB0867/308872/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 867  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 3, in line 29, strike “OF” and substitute “THAT”; and in the same line, after “INFORMATION” insert “IS FALSE”.

AMENDMENT NO. 2

On page 6, in line 5, strike “KNOWINGLY”; and in line 7, after “PROPERTY” insert “WITH KNOWLEDGE THAT THE AMOUNT DELIVERED IS LESS THAN WHAT IS DUE”.

AMENDMENT NO. 3

On page 19, in line 21, after “CIRCUMSTANCES” insert “, BUT IN NO EVENT MORE THAN 10 YEARS AFTER THE DATE ON WHICH THE UNDERLYING VIOLATION OF § 8-102 OF THIS TITLE IS COMMITTED”.

The preceding 3 amendments were read only.

Senator Brinkley moved, duly seconded, to make the Bill and Amendments a Special Order for the end of today’s business.

The motion was adopted.

**THE COMMITTEE ON EDUCATION, HEALTH, AND ENVIRONMENTAL  
AFFAIRS REPORT #71**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

**Senate Bill 523 – Senators Feldman and Glassman**

AN ACT concerning

**Task Force to Study a Program for Interest-Free Loans to STEM College  
Students in Maryland**



**SB0523/944239/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 523

(First Reading File Bill)

On page 1, in line 18, strike “15” and substitute “13”; and in lines 19 and 21, in each instance, strike “two members” and substitute “one member”.

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 BUDGET AND TAXATION REPORT #35**

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

**Senate Bill 961 – Senator Ferguson**

AN ACT concerning

**Baltimore City Residential Retention Act**

**SB0961/309031/1**

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 961

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “allowing” in line 3 down through “credit” in line 10 and substitute “requiring the Mayor and City Council of Baltimore City to grant, by law, a certain property tax credit against the property tax imposed on a dwelling in Baltimore City that is newly purchased by a homeowner who has received the homestead property tax credit for a dwelling in Baltimore City under certain circumstances; requiring a homeowner to submit a certain application to the Director”.

of the Department of Finance of Baltimore City to receive the credit; requiring that the credit be applied in a certain manner; authorizing the Mayor and City Council of Baltimore City to increase the total amount of the credit under certain circumstances; providing that a certain homeowner residing within a certain census tract when filing a certain application shall remain eligible for the increased credit amount under certain circumstances; authorizing the Director to establish certain criteria; 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 for the cost and administration of the credit; requiring the Director to review and approve applications for the credit in a certain manner; requiring the Department of Finance of Baltimore City to evaluate the efficacy of the credit and submit a report on or before a certain date; providing for the termination of this Act; defining a certain term; and generally relating to a property tax credit in Baltimore City”; strike in their entirety lines 11 through 20, inclusive; and in line 23, strike “9–105(d)(7)” and substitute “9–304(g)”.

#### AMENDMENT NO. 2

On pages 2 through 5, strike in their entirety the lines beginning with line 2 on page 2 through line 5 on page 5, inclusive, and substitute:

“9–304.

**(G) (1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

**(II) “DIRECTOR” MEANS THE DIRECTOR OF THE DEPARTMENT OF FINANCE OF BALTIMORE CITY.**

**(III) “DWELLING” HAS THE MEANING INDICATED IN § 9–105 OF THIS TITLE.**

**(IV) “HOMEOWNER” HAS THE MEANING INDICATED IN § 9–105 OF THIS TITLE.**

(2) THE MAYOR AND CITY COUNCIL OF BALTIMORE CITY SHALL GRANT, BY LAW, A PROPERTY TAX CREDIT UNDER THIS SUBSECTION AGAINST THE COUNTY PROPERTY TAX IMPOSED ON A DWELLING LOCATED IN BALTIMORE CITY THAT IS NEWLY PURCHASED BY A HOMEOWNER WHO HAS RECEIVED A CREDIT UNDER § 9-105 OF THIS TITLE FOR THE PRECEDING 5 YEARS FOR A DWELLING LOCATED IN BALTIMORE CITY.

(3) (I) TO QUALIFY FOR THE CREDIT UNDER THIS SUBSECTION, A HOMEOWNER SHALL SUBMIT AN APPLICATION TO THE DIRECTOR AS PROVIDED IN THIS PARAGRAPH.

(II) THE APPLICATION SHALL BE:

1. MADE ON THE FORM THAT THE DIRECTOR REQUIRES; AND

2. ACCORDING TO PROCEDURES ESTABLISHED BY THE DIRECTOR.

(4) (I) THE CREDIT UNDER THIS SUBSECTION IS A FIXED AMOUNT OF \$4,000 TO BE APPLIED TO THE HOMEOWNER'S PROPERTY TAX BILL OVER A PERIOD OF 5 YEARS AS FOLLOWS:

1. \$1,000 IN THE FIRST YEAR;

2. \$900 IN THE SECOND YEAR;

3. \$800 IN THE THIRD YEAR;

4. \$700 IN THE FOURTH YEAR; AND

5. \$600 IN THE FIFTH YEAR.

(II) 1. THE MAYOR AND CITY COUNCIL OF BALTIMORE CITY MAY INCREASE THE TOTAL AMOUNT PROVIDED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH BY UP TO AN ADDITIONAL \$1,000 FOR A HOMEOWNER WHO

PURCHASES A DWELLING LOCATED WITHIN A LOW OR MODERATE INCOME CENSUS TRACT, AS DESIGNATED FROM TIME TO TIME BY THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND IN WHICH AT LEAST 51% OF THE PERSONS LIVING IN THE TRACT ARE IN HOUSEHOLDS EARNING 80% OR LESS OF THE AREA MEDIAN INCOME.

2. A HOMEOWNER RESIDING WITHIN A LOW OR MODERATE INCOME CENSUS TRACT AS DESCRIBED UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH WHEN THE HOMEOWNER SUBMITS AN APPLICATION UNDER PARAGRAPH (3) OF THIS SUBSECTION SHALL REMAIN ELIGIBLE FOR THE INCREASED CREDIT UNDER THIS SUBPARAGRAPH EVEN IF THE CENSUS TRACT CHANGES FOLLOWING THE DATE OF APPLICATION AND THE HOMEOWNER WOULD OTHERWISE BE INELIGIBLE FOR THE INCREASED CREDIT DURING THE 5-YEAR PERIOD.

3. THE DIRECTOR MAY ESTABLISH ADDITIONAL CRITERIA NECESSARY TO CARRY OUT THIS SUBPARAGRAPH.

(5) 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.

(6) IN ANY YEAR IN WHICH A HOMEOWNER RECEIVES A CREDIT UNDER THIS SUBSECTION, THE HOMEOWNER MAY NOT RECEIVE:

(I) THE LOCAL PORTION OF THE CREDIT UNDER § 9-105 OF THIS TITLE; OR

(II) ANY OTHER PROPERTY TAX CREDIT PROVIDED BY BALTIMORE CITY.

(7) 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.

(8) AFTER THE TERMINATION OF THE CREDIT UNDER THIS SUBSECTION, A HOMEOWNER IS ENTITLED TO THE LOCAL PORTION OF THE CREDIT UNDER § 9-105 OF THIS TITLE, WHICH SHALL BE CALCULATED:

(I) AS IF THE HOMEOWNER HAD RECEIVED THE CREDIT UNDER § 9-105 OF THIS TITLE 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.

(9) (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:

1. THE TOTAL COST OF THE CREDITS FOR THE APPROVED APPLICANTS DURING THE YEAR FOR THE ENTIRE PERIOD DURING WHICH THE APPLICANTS WILL RECEIVE THE CREDIT; AND

2. THE COST OF ADMINISTERING THE CREDIT BY THE DEPARTMENT OF FINANCE OF BALTIMORE CITY.

(II) THE DIRECTOR SHALL 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.**

**(10) THE DEPARTMENT OF FINANCE OF BALTIMORE CITY MAY ADOPT REGULATIONS AS NECESSARY TO CARRY OUT THIS SUBSECTION.**

SECTION 2. AND BE IT FURTHER ENACTED, That the Department of Finance of Baltimore City shall evaluate the efficacy of the credit established by this Act and submit a report of its findings and recommendations on or before December 31, 2018, and December 31, 2020, 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, the Baltimore City Senators, the Senate Budget and Taxation Committee, and the House Committee on Ways and Means.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2014. It shall remain effective for a period of 10 years and 1 month and, at the end of June 30, 2024, 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.

**MESSAGE TO THE SENATE**

**BILL: HB 0386**

**SPONSOR: Del Anderson (BCA), et al**

**SUBJECT: Criminal Law – Illegal Dumping and Litter Control Law – Driver’s License – Penalty and Points**

By the Majority Leader:

Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate Carter, Chairman

Delegate Clippinger, and  
Delegate McComas.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

### MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:  
Ladies and Gentlemen of the House of Delegates:

**BILL: HB 0386**  
**SPONSOR:** Del Anderson (BCA), et al  
**SUBJECT:** Criminal Law – Illegal Dumping and Litter Control Law – Driver’s  
License – Penalty and Points

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:  
Delegate Carter, Chair  
Delegate Clippinger  
Delegate McComas

The Senate appoints:  
Senator Gladden, Chairman  
Senator Muse  
Senator Shank.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

**MESSAGE TO THE SENATE****BILL: HB 0701**

SPONSOR: Del Lee, et al

SUBJECT: Criminal Law – Child Kidnapping for the Purpose of Committing a Sexual Crime – Penalty

By the Majority Leader:

Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate Simmons, Chairman  
Delegate Swain, and  
Delegate Parrott.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

**BILL: HB 0701**

SPONSOR: Del Lee, et al

SUBJECT: Criminal Law – Child Kidnapping for the Purpose of Committing a Sexual Crime – Penalty

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:

Delegate Simmons, Chair  
Delegate Swain  
Delegate Parrott



The Senate appoints:  
Senator Zirkin, Chairman  
Senator Brochin  
Senator Shank.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

### MESSAGE TO THE SENATE

**BILL: HB 0881**  
SPONSOR: Del Glenn, et al  
SUBJECT: Medical Marijuana – Natalie M. LaPrade Medical Marijuana  
Commission

By the Majority Leader:  
Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate Morhaim, Chairman  
Delegate Hammen, and  
Delegate Kach.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

**BILL: HB 0881**

SPONSOR: Del Glenn, et al

SUBJECT: Medical Marijuana – Natalie M. LaPrade Medical Marijuana Commission

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:

Delegate Morhaim, Chair

Delegate Hammen

Delegate Kach

The Senate appoints:

Senator Raskin, Chairman

Senator Brochin

Senator Shank.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

**MESSAGE TO THE SENATE**

**BILL: HB 0907**

SPONSOR: Del Olszewski, et al

SUBJECT: Video Lottery Facility Payouts – Intercepts for Child Support Payments

By the Majority Leader:

Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate Luedtke, Chairman  
Delegate Myers, and  
Delegate Walker.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

### MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:  
Ladies and Gentlemen of the House of Delegates:

**BILL: HB 0907**  
**SPONSOR:** Del Olszewski, et al  
**SUBJECT:** Video Lottery Facility Payouts – Intercepts for Child Support Payments

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:  
Delegate Luedtke, Chair  
Delegate Myers  
Delegate Walker

The Senate appoints:  
Senator King, Chairman  
Senator DeGrange  
Senator Madaleno.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

**THE COMMITTEE ON RULES REPORT #17**

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Budget and Taxation:

**House Bill 450 – Delegates Hixson, Harper, A. Miller, Serafini, Stukes, Summers, and A. Washington**

AN ACT concerning

**Income Tax Credit – Endow Maryland**

The bill was re-referred to the Committee on Budget and Taxation.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Budget and Taxation:

**House Bill 1323 – Delegates Kaiser, Olszewski, Ivey, Arora, Aumann, Barkley, Barnes, Barve, Boteler, Braveboy, Bromwell, Burns, Cardin, Carr, Cluster, Cullison, Davis, DeBoy, Frank, Fraser-Hidalgo, Frick, Frush, Gilchrist, Gutierrez, Healey, Hixson, Holmes, Howard, Hubbard, Hucker, Impallaria, Kach, A. Kelly, Kramer, Lee, Luedtke, McDonough, A. Miller, Minnick, Mizeur, Morhaim, Nathan-Pulliam, Niemann, Pena-Melnyk, Proctor, Reznik, S. Robinson, Simmons, Stein, Summers, Swain, Szeliga, V. Turner, Valderrama, Valentino-Smith, Vallario, Vaughn, Waldstreicher, Walker, A. Washington, Weir, ~~and Zucker~~ Zucker, Jones, Griffith, Eckardt, Sophocleus, Conway, Gaines, Haynes, James, and Guzzone**

AN ACT concerning

~~Supplemental Public School Construction Matching Fund Program –~~  
**Creative Financing Study**

The bill was re-referred to the Committee on Budget and Taxation.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Budget and Taxation:

**House Bill 1516 – Delegates Hixson ~~and Frick~~, Frick, and A. Washington**

AN ACT concerning

**Economic Development – Arts and Entertainment Districts – Qualifying  
Residing Artists**

The bill was re-referred to the Committee on Budget and Taxation.

**THE COMMITTEE ON EDUCATION, HEALTH, AND ENVIRONMENTAL  
AFFAIRS REPORT #68**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs moved the following Bill be re-referred to the Committee on Judicial Proceedings:

**House Bill 33 – Delegate Smigiel**

AN ACT concerning

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

The bill was re-referred to the Committee on Judicial Proceedings.

**THE COMMITTEE ON EDUCATION, HEALTH, AND ENVIRONMENTAL  
AFFAIRS REPORT #70**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 40 – Delegate Murphy**

AN ACT concerning

**State Government – Commemorative Months – ~~Native American~~ American  
Indian Heritage Month**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

**House Bill 1522 – Delegate Reznik**

AN ACT concerning

**Residential Child Care Programs – Statement of Need – Exception for  
Temporary Relocation**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON JUDICIAL PROCEEDINGS REPORT #35**

Senator Frosh, Chair, for the Committee on Judicial Proceedings and Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 595 – Delegates Niemann, Beidle, Bobo, Braveboy, Carr,  
Fraser-Hidalgo, Frush, Gilchrist, Griffith, Gutierrez, Healey, Holmes,  
Lafferty, McComas, McIntosh, McMillan, A. Miller, Norman,  
S. Robinson, Stein, and Walker**

**EMERGENCY BILL**

AN ACT concerning

**Real Property – Foreclosure of Residential Property – Certified Community  
Development Financial Institutions**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

**House Bill 660 – Delegates Myers, Afzali, Beitzel, Elliott, Glass, Hogan,  
Hough, Impallaria, K. Kelly, Krebs, Luedtke, W. Miller, Parrott, Ready,  
Schulz, Serafini, and Stocksedale**

AN ACT concerning

**Forests and Parks – Public Recreation on Private and State–Owned Land –  
Off–Highway Vehicles**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

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

AN ACT concerning

**Commercial Fishing and Seafood Operations – Nuisance Actions – Exemption**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON BUDGET AND TAXATION REPORT #34**

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation 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**

**HB1476/429037/1**

BY: Budget and Taxation Committee

AMENDMENT TO HOUSE BILL 1476  
(Third Reading File Bill)

On page 2, in line 3, after “of” insert “HISTORICAL”.

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 BUDGET AND TAXATION REPORT #36

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation 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~~ M. Washington, and Cardin**

AN ACT concerning

**Property Tax – Exemption – ~~Baltimore Green Space~~ Community-Managed Open Space**

**HB0863/429031/1**

BY: Budget and Taxation Committee

#### AMENDMENTS TO HOUSE BILL 863

(Third Reading File Bill)

##### AMENDMENT NO. 1

On page 1, in line 4, strike “exempting” and substitute “authorizing the Mayor and City Council of Baltimore City or the governing body of a county or a municipal corporation to exempt”; in line 5, strike “certain”; strike beginning with the comma in line 5 down through “agreement” in line 6; in line 6, after “from” insert “the county or municipal corporation”; and in line 13, strike “7-245” and substitute “7-518”.

On page 2, in line 1, strike “7-245” and substitute “7-518”.

##### AMENDMENT NO. 2

On page 2, strike in their entirety lines 21 through 30, inclusive, and substitute:

**“(B) THE MAYOR AND CITY COUNCIL OF BALTIMORE CITY OR THE GOVERNING BODY OF A COUNTY OR MUNICIPAL CORPORATION MAY EXEMPT**



PROPERTY OWNED BY A COMMUNITY OPEN SPACE MANAGEMENT ENTITY FROM THE COUNTY OR MUNICIPAL PROPERTY TAX.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation 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~~ M. Washington, and Cardin**

AN ACT concerning

**Baltimore City Residential Retention Act**

**HB0920/749334/1**

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 920

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “allowing” and substitute “requiring the Mayor and City Council of Baltimore City to grant, by law, a certain property tax credit against the property tax imposed on a dwelling in Baltimore City that is newly purchased by”; strike beginning with “to” in line 4 down through “City” in line 5; strike beginning with “providing” in line 9 down through “tax;” in line 10; in line 11, strike “an” and substitute “a certain”; in the same line, strike “State Department of Assessments and Taxation” and substitute “Director of the Department of Finance of Baltimore City”; in line 12, strike “in a certain manner and within a certain timeframe”; in line 13, strike “calculated” and substitute “applied”; in the same line, after “manner;” insert “authorizing the Mayor and City Council of Baltimore City to increase the total amount of the credit under certain circumstances; providing that a certain homeowner residing within a certain census tract when filing a certain application shall remain eligible for the increased credit amount under certain circumstances; authorizing the Director to establish certain criteria;”; in line 20, strike “the cost” and substitute “for”

the cost and administration”; and in the same line, strike “Department” and substitute “Director”.

On pages 1 and 2, strike beginning with “requiring” in line 21 on page 1 down through “date;” in line 4 on page 2.

On page 2, in line 5, after “Department” insert “of Finance of Baltimore City”; in the same line, strike “and Baltimore City to jointly” and substitute “to”; in line 7, strike “effective dates, application, and”; in line 8, strike “the homestead property tax credit” and substitute “a property tax credit in Baltimore City”; strike in their entirety lines 9 through 18, inclusive; and in line 21, strike “9-105(o)” and substitute “9-304(g)”.

#### AMENDMENT NO. 2

On pages 2 through 5, strike in their entirety the lines beginning with line 27 on page 2 through line 30 on page 5, inclusive, and substitute:

“9-304.

**(G) (1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

**(II) “DIRECTOR” MEANS THE DIRECTOR OF THE DEPARTMENT OF FINANCE OF BALTIMORE CITY.**

**(III) “DWELLING” HAS THE MEANING INDICATED IN § 9-105 OF THIS TITLE.**

**(IV) “HOMEOWNER” HAS THE MEANING INDICATED IN § 9-105 OF THIS TITLE.**

**(2) THE MAYOR AND CITY COUNCIL OF BALTIMORE CITY SHALL GRANT, BY LAW, A PROPERTY TAX CREDIT UNDER THIS SUBSECTION AGAINST THE COUNTY PROPERTY TAX IMPOSED ON A DWELLING LOCATED IN BALTIMORE CITY THAT IS NEWLY PURCHASED BY A HOMEOWNER WHO HAS RECEIVED A CREDIT UNDER § 9-105 OF THIS TITLE FOR THE PRECEDING 5 YEARS FOR A DWELLING LOCATED IN BALTIMORE CITY.”.**

On page 5, in line 31, strike “(4)” and substitute “(3)”; and in line 33, strike “DEPARTMENT” and substitute “DIRECTOR”.

On page 6, in line 2, strike “DEPARTMENT” and substitute “DIRECTOR”; strike beginning with “FILED” in line 4 down through “DWELLING” in line 5 and substitute “ACCORDING TO PROCEDURES ESTABLISHED BY THE DIRECTOR”; strike in their entirety lines 6 through 10, inclusive; in line 11, strike “(5)” and substitute “(4)”; strike beginning with the colon in line 11 down through “DWELLING” in line 20 and substitute “A FIXED AMOUNT OF \$4,000 TO BE APPLIED TO THE HOMEOWNER’S PROPERTY TAX BILL OVER A PERIOD OF 5 YEARS AS FOLLOWS”; in lines 21, 22, 23, 24, and 25, strike “100%”, “80%”, “60%”, “40%”, and “20%”, respectively, and substitute “\$1,000”, “\$900”, “\$800”, “\$700”, and “\$600”, respectively; after line 25, insert:

“(II) 1. THE MAYOR AND CITY COUNCIL OF BALTIMORE CITY MAY INCREASE THE TOTAL AMOUNT PROVIDED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH BY UP TO AN ADDITIONAL \$1,000 FOR A HOMEOWNER WHO PURCHASES A DWELLING LOCATED WITHIN A LOW OR MODERATE INCOME CENSUS TRACT, AS DESIGNATED FROM TIME TO TIME BY THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND IN WHICH AT LEAST 51% OF THE PERSONS LIVING IN THE TRACT ARE IN HOUSEHOLDS EARNING 80% OR LESS OF THE AREA MEDIAN INCOME.

2. A HOMEOWNER RESIDING WITHIN A LOW OR MODERATE INCOME CENSUS TRACT AS DESCRIBED UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH WHEN THE HOMEOWNER SUBMITS AN APPLICATION UNDER PARAGRAPH (3) OF THIS SUBSECTION SHALL REMAIN ELIGIBLE FOR THE INCREASED CREDIT UNDER THIS SUBPARAGRAPH EVEN IF THE CENSUS TRACT CHANGES FOLLOWING THE DATE OF APPLICATION AND THE HOMEOWNER WOULD OTHERWISE BE INELIGIBLE FOR THE INCREASED CREDIT DURING THE 5-YEAR PERIOD.

3. THE DIRECTOR MAY ESTABLISH ADDITIONAL CRITERIA NECESSARY TO CARRY OUT THIS SUBPARAGRAPH.”;

and in line 26, strike “(6)” and substitute “(5)”.

On page 7, strike beginning with “FROM” in line 1 down through “DERIVED” in line 2; in lines 3, 9, 15, and 24, strike “(7)”, “(8)”, “(9)”, and “(10)”, respectively, and substitute “(6)”, “(7)”, “(8)”, and “(9)”, respectively; in line 5, strike beginning with “CREDIT” through “SECTION” and substitute “LOCAL PORTION OF THE CREDIT UNDER § 9-105 OF THIS TITLE”; strike beginning with “CREDIT” in line 16 down through “SECTION” in line 17 and substitute “LOCAL PORTION OF THE CREDIT UNDER § 9-105 OF THIS TITLE”; in line 19, strike “SUBSECTION (E) OF THIS SECTION” and substitute “§ 9-105 OF THIS TITLE”; in line 23, strike beginning with the comma through “AMOUNT”; in line 26, after “PAY” insert “:

1.”;

in line 27, strike “APPLICANTS APPROVED” and substitute “APPROVED APPLICANTS”; in line 28, after “CREDIT” insert “;AND

2. THE COST OF ADMINISTERING THE CREDIT BY THE DEPARTMENT OF FINANCE OF BALTIMORE CITY”;

and strike beginning with “DEPARTMENT” in line 29 down through the comma in line 30 and substitute “DIRECTOR SHALL”.

On page 8, strike in their entirety lines 3 through 21, inclusive and substitute:

“(10) THE”;

in line 22, strike “, THE DEPARTMENT”; strike in their entirety lines 24 through 32, inclusive; strike beginning with “State” in line 33 down through “City” in line 34; in line 34, after “Finance” insert “of Baltimore City”; and in the same line, strike “jointly”.

On page 8 in line 33 and on page 9 in line 15, strike “3.” and “5.”, respectively, and substitute “2.” and “3.”, respectively.

On page 9, strike beginning with “Act” in line 1 down through “evaluation” in line 2 and substitute “Act”; in line 2, strike “their” and substitute “its”; in line 3, strike “2019” and “2021”, respectively, and substitute “2018” and “2020”, respectively; in line 5, after “Delegation,” insert “the”; in the same line, after “Senators,” insert “the”; strike in their entirety lines 12 through 14, inclusive; strike beginning with “That,” in

line 15 down through “Act,” in line 16 and substitute “That”; and in line 17, strike “11” and “2025”, respectively, and substitute “10” and “2024”, respectively.

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 FINANCE REPORT #44

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

#### Senate Bill 433 – Senator Dyson

AN ACT concerning

#### Public Health – Newborn Screening Program – Lysosomal Storage Disorders

SB0433/647073/1

BY: Finance Committee

#### AMENDMENTS TO SENATE BILL 433

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Dyson” and substitute “Senators Dyson, Astle, Brinkley, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Mathias, Middleton, Pugh, and Ramirez”; in line 2, strike “Public Health” and substitute “Department of Health and Mental Hygiene”; in the same line, after “Program” insert “Fund”; in the same line, strike “Lysosomal Storage Disorders” and substitute “Establishment”; strike beginning with “requiring” in line 3 down through “screening” in line 5 and substitute “establishing the Newborn Screening Program Fund; requiring the Secretary of Health and Mental Hygiene to administer the Fund; providing for the uses, purposes, sources of funding, investment of money, and auditing of the Fund; providing that the Fund is a continuing, nonlapsing fund not subject to certain provisions of law; requiring the Secretary to pay certain fees to the Comptroller beginning on a certain date; requiring the Comptroller to distribute certain fees to the Fund; defining a certain term; and generally relating to the Newborn Screening Program Fund in the Department of Health and Mental Hygiene”; in line 6, strike

“repealing and reenacting, with amendments,” and substitute “adding to”; and in line 8, strike “13–111” and substitute “13–111(f) and 13–113”.

AMENDMENT NO. 2

On pages 1 through 3, strike in their entirety the lines beginning with line 15 on page 1 through line 10 on page 3, inclusive, and substitute:

“(F) (1) BEGINNING JANUARY 1, 2015, THE SECRETARY SHALL PAY ALL FEES COLLECTED UNDER THE PROVISIONS OF THIS SUBTITLE TO THE COMPTROLLER.

(2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE NEWBORN SCREENING PROGRAM FUND ESTABLISHED UNDER § 13–113 OF THIS SUBTITLE.

13–113.

(A) IN THIS SECTION, “FUND” MEANS THE NEWBORN SCREENING PROGRAM FUND.

(B) THERE IS A NEWBORN SCREENING PROGRAM FUND.

(C) THE PURPOSE OF THE FUND IS TO PROVIDE FUNDING FOR THE SCREENING OF NEWBORN INFANTS IN THE STATE FOR CERTAIN HEREDITARY AND CONGENITAL DISORDERS.

(D) THE SECRETARY SHALL ADMINISTER THE FUND.

(E) (1) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT SUBJECT TO § 7–302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(2) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY, AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.

(F) THE FUND CONSISTS OF:

**(1) REVENUE DISTRIBUTED TO THE FUND UNDER § 13-111(F) OF THIS SUBTITLE;**

**(2) MONEY APPROPRIATED IN THE STATE BUDGET TO THE FUND;**  
**AND**

**(3) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR THE BENEFIT OF THE FUND.**

**(G) THE FUND MAY BE USED ONLY TO COVER THE ADMINISTRATIVE, LABORATORY, AND FOLLOW-UP COSTS ASSOCIATED WITH THE PERFORMANCE OF NEWBORN SCREENING TESTS CONDUCTED UNDER THIS SUBTITLE.**

**(H) THE STATE TREASURER SHALL INVEST THE MONEY OF THE FUND IN THE SAME MANNER AS OTHER STATE MONEY MAY BE INVESTED.**

**(I) EXPENDITURES FROM THE FUND MAY BE MADE ONLY IN ACCORDANCE WITH THE STATE BUDGET.**

**(J) THE LEGISLATIVE AUDITOR SHALL AUDIT THE ACCOUNTS AND TRANSACTIONS OF THE FUND AS PROVIDED IN § 2-1220 OF THE STATE GOVERNMENT ARTICLE.”**

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 288 – Delegate O’Donnell**

AN ACT concerning

**Transportation – Metropolitan Planning Organizations – Notice and Public Hearing**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

**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**

**HB1542/307873/1**

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1542

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after the first “Comptroller” insert “beginning on a certain date”.

AMENDMENT NO. 2

On page 2, in line 3, strike “**THE**” and substitute “**BEGINNING JANUARY 1, 2015, THE**”.

On page 3, in line 9, strike “July” and substitute “October”.

The preceding 2 amendments were read only.

Senator Dyson moved, duly seconded, to make the Bill and Amendments a Special Order for the end of today’s business.

The motion was adopted.

**THE COMMITTEE ON FINANCE REPORT #42**

Senator Middleton, Chair, for the Committee on Finance reported favorably:

**House Bill 341 – Delegate Jameson**



AN ACT concerning

**Chesapeake Employers' Insurance Company – ~~Rates and~~ Board Structure**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

**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**

**HB0951/557979/1**

BY: Finance Committee

AMENDMENT TO HOUSE BILL 951  
(Third Reading File Bill)

On page 3, in line 7, strike the second “and”; and in line 8, after “Citizen” insert “.”

- (7) the American Society of Safety Engineers; and
- (8) the Alliance for Construction Excellence”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

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~~ M. Washington, Hammen, Pendergrass, Cullison, A. Kelly, Reznik, and Tarrant

AN ACT concerning

**Public Safety Diversity Act of 2014**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON FINANCE REPORT #43**

Senator Middleton, Chair, for the Committee on Finance and Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

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**

**HB1238/637378/1**

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1238

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “stakeholders;” insert “requiring the Administration to complete the study on or before a certain date;”; in line 11, after “regulations;” insert “requiring that, beginning in a certain fiscal year, a certain survey be submitted in a certain format, meet a certain objective, and include certain information and a certain attestation; requiring a community provider to make certain information”

available to the Department of Health and Mental Hygiene under certain circumstances; prohibiting a certain percentage of certain expenses of a community provider spent on certain salaries, wages, and fringe benefits for a fiscal year from being less than a certain percentage of certain expenses of a community provider spent on certain salaries, wages, and fringe benefits for a certain fiscal year; requiring the Department of Health and Mental Hygiene to provide to a community provider certain written notice of certain determinations under certain circumstances; requiring a community provider to have a certain number of days after receiving notice of a certain determination to take certain action; requiring the Department of Health and Mental Hygiene to recoup certain funds through a certain process from a community provider under certain circumstances; authorizing the Department of Health and Mental Hygiene to contract with an independent consultant to implement certain provisions of this Act;”; in line 12, strike “a”; in the same line, strike “report” and substitute “reports”; and in line 16, after “frame;” insert “making certain provisions of this Act contingent on the passage of another Act; providing for the termination of certain provisions of this Act under certain circumstances;”.

On page 2, in line 5, after “7-306.2” insert “and 7-306.3”.

#### AMENDMENT NO. 2

On page 6, after line 23, insert:

**“(B) THE ADMINISTRATION, ON OR BEFORE SEPTEMBER 30, 2017, SHALL COMPLETE THE STUDY REQUIRED UNDER SUBSECTION (A) OF THIS SECTION.”;**

in line 24, strike “(B)” and substitute “(C)”; after line 25, insert:

**“SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:**

#### Article – Health – General

#### **7-306.3.**

**(A) (1) BEGINNING IN FISCAL 2014, THE WAGE SURVEY REQUIRED UNDER § 7-306.1 OF THIS SUBTITLE SHALL BE SUBMITTED BY A COMMUNITY PROVIDER IN A FORMAT THAT:**

(I) MEETS THE REQUIREMENTS OF THIS SUBSECTION; AND

(II) IS APPROVED BY THE DEPARTMENT.

(2) THE WAGE SURVEY SHALL:

(I) ALLOW THE DEPARTMENT TO ACCURATELY ASSESS THE LEVEL OF WAGES AND BENEFITS PAID BY A COMMUNITY PROVIDER TO DIRECT SUPPORT EMPLOYEES WHO PROVIDE SERVICES FUNDED BY THE ADMINISTRATION;

(II) AT A MINIMUM, INCLUDE:

1. THE STARTING WAGE AND THE AVERAGE WAGE PAID BY THE COMMUNITY PROVIDER TO DIRECT SUPPORT EMPLOYEES;

2. THE EXPENDITURES MADE ANNUALLY BY THE COMMUNITY PROVIDER FOR DIRECT SUPPORT EMPLOYEE WAGES;

3. THE COSTS AND EXPENDITURES FOR MANDATORY AND VOLUNTARY FRINGE BENEFITS; AND

4. THE AVERAGE TENURE AND TURNOVER OF DIRECT SUPPORT EMPLOYEES; AND

(III) INCLUDE AN ATTESTATION BY AN INDEPENDENT CERTIFIED PUBLIC ACCOUNTANT THAT THE DATA IN THE WAGE SURVEY IS ACCURATE.

(3) AT THE REQUEST OF THE DEPARTMENT, A COMMUNITY PROVIDER SHALL MAKE AVAILABLE TO THE DEPARTMENT INDIVIDUALIZED PAYROLL INFORMATION FOR EACH DIRECT SUPPORT EMPLOYEE OF THE COMMUNITY PROVIDER.

(B) (1) THIS SUBSECTION APPLIES IN FISCAL 2015 AND EACH FISCAL YEAR THEREAFTER BEFORE THE EARLIER OF:

(I) THE IMPLEMENTATION OF THE PAYMENT SYSTEM REQUIRED UNDER § 7-306.2 OF THIS SUBTITLE; OR

(II) THE END OF FISCAL YEAR 2019.

(2) THE PERCENTAGE OF A COMMUNITY PROVIDER'S TOTAL REPORTED OPERATING EXPENSES, EXCLUDING INTEREST ON CAPITAL AND OTHER CAPITAL EXPENSES, THAT IS SPENT ON DIRECT SUPPORT EMPLOYEE SALARIES, WAGES, AND FRINGE BENEFITS FOR A FISCAL YEAR, AS REPORTED TO THE DEPARTMENT BY THE PROVIDER IN ITS FISCAL YEAR COST REPORT DATA FORM, MAY NOT BE LESS THAN THE PERCENTAGE OF THE COMMUNITY PROVIDER'S TOTAL REPORTED OPERATING EXPENSES SPENT ON DIRECT SUPPORT EMPLOYEE SALARIES, WAGES, AND FRINGE BENEFITS FOR FISCAL YEAR 2014.

(3) IF THE DEPARTMENT DETERMINES THAT THE PROPORTION OF A COMMUNITY PROVIDER'S EXPENSES FOR DIRECT SUPPORT EMPLOYEE SALARIES, WAGES, AND FRINGE BENEFITS FOR A FISCAL YEAR FALLS BELOW THE LEVEL REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION, THE DEPARTMENT SHALL NOTIFY THE COMMUNITY PROVIDER OF THE DETERMINATION IN WRITING.

(4) A COMMUNITY PROVIDER SHALL HAVE 45 DAYS AFTER RECEIVING NOTICE OF THE DETERMINATION UNDER PARAGRAPH (3) OF THIS SUBSECTION TO:

(I) CONTEST THE DETERMINATION;

(II) PROVIDE INFORMATION TO THE DEPARTMENT DEMONSTRATING MITIGATING CIRCUMSTANCES JUSTIFYING THE COMMUNITY PROVIDER'S NONCOMPLIANCE WITH PARAGRAPH (2) OF THIS SUBSECTION, WHICH MAY INCLUDE PROOF THAT THE AVERAGE WAGE PAID TO DIRECT SUPPORT EMPLOYEES BY THE COMMUNITY PROVIDER INCREASED IN

PROPORTION TO THE RATE INCREASE TO THE COMMUNITY PROVIDER FOR THE FISCAL YEAR; OR

(III) SUBMIT A PLAN OF CORRECTION TO THE DEPARTMENT.

(5) THE DEPARTMENT SHALL NOTIFY A COMMUNITY PROVIDER IN WRITING OF ITS FINAL DETERMINATION AFTER AFFORDING THE COMMUNITY PROVIDER THE OPPORTUNITY TO CONTEST THE DETERMINATION, DEMONSTRATE MITIGATING CIRCUMSTANCES, OR SUBMIT A PLAN OF CORRECTION UNDER PARAGRAPH (4) OF THIS SUBSECTION.

(6) (I) THE DEPARTMENT SHALL RECOUP FUNDS FROM A COMMUNITY PROVIDER THAT HAVE NOT BEEN EXPENDED AS REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION THROUGH A RECONCILIATION PROCESS IF:

1. A COMMUNITY PROVIDER FAILS TO RESPOND TO A DETERMINATION OF THE DEPARTMENT WITHIN THE TIME PROVIDED UNDER PARAGRAPH (4) OF THIS SUBSECTION;

2. THE DEPARTMENT DOES NOT FIND MITIGATING CIRCUMSTANCES; OR

3. THE DEPARTMENT DOES NOT ACCEPT A PLAN OF CORRECTION SUBMITTED BY THE COMMUNITY PROVIDER.

(II) THE AMOUNT OF FUNDS RECOUPED BY THE DEPARTMENT UNDER THIS PARAGRAPH SHALL BE THE DIFFERENCE BETWEEN THE ACTUAL FUNDS SPENT BY THE COMMUNITY PROVIDER ON DIRECT SUPPORT EMPLOYEE SALARIES, WAGES, AND FRINGE BENEFITS DURING THE FISCAL YEAR AT ISSUE AND THE AMOUNT OF FUNDS THAT THE COMMUNITY PROVIDER WAS REQUIRED TO SPEND ON DIRECT SUPPORT EMPLOYEE SALARIES, WAGES, AND FRINGE BENEFITS UNDER PARAGRAPH (2) OF THIS SUBSECTION.

(7) THE DEPARTMENT MAY CONTRACT WITH AN INDEPENDENT CONSULTANT TO IMPLEMENT THIS SUBSECTION.

**(C) (1) ON OR BEFORE DECEMBER 1, 2015, THE DEPARTMENT SHALL SUBMIT, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE SENATE FINANCE COMMITTEE, THE SENATE BUDGET AND TAXATION COMMITTEE, THE HOUSE APPROPRIATIONS COMMITTEE, AND THE HOUSE HEALTH AND GOVERNMENT OPERATIONS COMMITTEE A REPORT SUMMARIZING THE RANGE OF TOTAL FUNDING SPENT BY COMMUNITY PROVIDERS ON DIRECT SUPPORT EMPLOYEE SALARIES, WAGES, AND FRINGE BENEFITS AS A PERCENTAGE OF TOTAL REPORTED OPERATING EXPENSES, EXCLUDING INTEREST ON CAPITAL AND OTHER EXPENSES, FOR FISCAL YEAR 2014.**

**(2) THE REPORT REQUIRED UNDER THIS SUBSECTION SHALL INCLUDE AN ANALYSIS OF DATA TO EXPLAIN ANY SIGNIFICANT OUTLIERS IN SPENDING PATTERNS AMONG COMMUNITY PROVIDERS.**”;

and in line 26, strike “3.” and substitute “4.”.

On page 7, in lines 4 and 11, strike “4.” and “5.”, respectively, and substitute “5.” and “8.”, respectively; after line 10, insert:

**“SECTION 6. AND BE IT FURTHER ENACTED, That Section 3 of this Act shall take effect October 1, 2014, contingent on the taking effect of Chapter \_\_\_\_ (H.B. 295) of the Acts of the General Assembly of 2014, and if Chapter \_\_\_\_ (H.B. 295) does not become effective, Section 3 of this Act shall be null and void without the necessity of further action by the General Assembly.**

**SECTION 7. AND BE IT FURTHER ENACTED, That, if Section 3 of this Act becomes effective, Section 3 of this Act shall be abrogated and of no further force and effect on the effective date of the regulations adopted by the Developmental Disabilities Administration as required by § 7-306.2 of the Health – General Article, as enacted by Section 2 of this Act. The Secretary of Health and Mental Hygiene, within 5 days after the effective date of the regulations, shall provide written notice of the effective date of the regulations to the Department of Legislative Services, 90 State Circle, Annapolis, Maryland 21401.**”;

in line 12, strike “4” and substitute “5”; and in the same line, after “Act,” insert “and subject to Section 6 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.

### **THE COMMITTEE ON BUDGET AND TAXATION REPORT #33**

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

#### **House Bill 510 – Chair, Ways and Means Committee (By Request – Departmental – Planning)**

AN ACT concerning

#### **Sustainable Communities Tax Credit Program – Extension and Alteration**

Senator Middleton moved, duly seconded, to make the Bill and Report a Special Order for the end of today's business.

The motion was adopted.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

#### **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**

Senator Middleton moved, duly seconded, to make the Bill and Report a Special Order for the end of today's business.

The motion was adopted.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

#### **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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON JUDICIAL PROCEEDINGS REPORT #37**

Senator Frosh, Chair, for the Committee on Judicial Proceedings reported favorably:

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

AN ACT concerning

**Correctional Services – Charges Recommending Discipline – Investigative Period**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON EDUCATION, HEALTH, AND ENVIRONMENTAL  
AFFAIRS REPORT #72**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

**House Bill 1406 – ~~Delegate Kipke~~ Delegates Kipke and Afzali**

AN ACT concerning

**Election Law – Signed Voting Authority Cards – Maintenance**

**HB1406/854537/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 1406

(Third Reading File Bill)

On page 2, in line 3, strike “48 MONTHS” and substitute “3 YEARS”.

The preceding amendment was 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 43 – ~~Delegate Simmons~~ Delegates Simmons, Cardin, Frick, Afzali, Arora, Barkley, Cullison, DeBoy, Dwyer, Frush, George, Glenn, Gutierrez, Healey, Kaiser, A. Kelly, Lafferty, McComas, McDonough, Murphy, Niemann, Olszewski, Pena-Melnyk, Reznik, Rudolph, Sophocleus, Stocksdales, Stukes, F. Turner, Weir, McDermott, Arentz, Aumann, Boteler, Cluster, Eckardt, Elliott, Frank, K. Kelly, Krebs, Otto, Parrott, Smigiel, Swain, Valentino-Smith, and Vitale**

AN ACT concerning

**Criminal Law – Harassment – Revenge Porn**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (3) AND THE FAVORABLE REPORT.

**HB0043/598674/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 43  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “circumstances” insert “; providing that a certain interactive computer service is not liable under this Act for content provided by another person”.

AMENDMENT NO. 2

On page 2, in line 15, after “**(B)**” insert “**(1)**”; in lines 16, 18, and 20, strike “**(1)**”, “**(2)**”, and “**(3)**”, respectively, and substitute “**(I)**”, “**(II)**”, and “**(III)**”, respectively; and after line 20, insert:

**“(2) AN INTERACTIVE COMPUTER SERVICE, AS DEFINED IN 47 U.S.C. § 230(F)(2), IS NOT LIABLE UNDER THIS SECTION FOR CONTENT PROVIDED BY ANOTHER PERSON.”**

AMENDMENT NO. 3

On page 2, in line 27, strike “**AN IDENTIFIABLE**” and substitute “**A**”; and in line 29, after “**PERSON**” insert “**THAT REVEALS THE IDENTITY OF THE OTHER PERSON**”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**HB0043/423220/1**

BY: Senator Jennings

AMENDMENTS TO HOUSE BILL 43, AS AMENDED  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 2 of the bill, in line 17, after “PROCEEDINGS;” insert “OR”; in line 19, strike “; OR”; and in line 20, strike “IMAGES CONCERNING MATTERS OF PUBLIC IMPORTANCE”.

AMENDMENT NO. 2

On page 1 of the Judicial Proceedings Committee Amendments (HB0043/598674/1), in line 2 of Amendment No. 2, strike “(III)”.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

**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**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Kittleman moved, duly seconded, to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

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

AN ACT concerning

**Courts – Juveniles – Expungement of Records**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Kittleman moved, duly seconded, to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

**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

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

FLOOR AMENDMENT

**HB0118/333326/1**

BY: Senator Ferguson

AMENDMENT TO HOUSE BILL 118

(Third Reading File Bill)

On page 3, after line 8, insert:

“(1) one member of the Senate of Maryland, appointed by the President of the Senate;

(2) one member of the House of Delegates, appointed by the Speaker of the House;”;

and in lines 9, 10, and 11, strike “(1)”, “(2)”, and “(3)”, respectively, and substitute “(3)”, “(4)”, and “(5)”, respectively.

The preceding amendment was read and adopted.

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1111)

The Bill was then sent to the House of Delegates.

**House Bill 553 – Chair, Environmental Matters Committee (By Request – Departmental – Housing and Community Development)**

AN ACT concerning

**Housing – Energy-Efficient Homes Construction Loan Program**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Muse moved, duly seconded, to make the Bill a Special Order for the end of today's business.

The motion was adopted.

### MESSAGE TO THE SENATE

**BILL: HB 1212**

**SPONSOR:** Del Clippinger, et al

**SUBJECT:** Use of Txt Mesaging Dvc or Hanheld Tel While Drvg – Acidnts Rsultng in Death or Serious Inj – Pnlts

By the Majority Leader:

Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate Anderson, Chairman  
Delegate Clippinger, and  
Delegate Cluster.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

### MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

**BILL: HB 1212**

**SPONSOR:** Del Clippinger, et al

**SUBJECT:** Use of Txt Mesaging Dvc or Hanheld Tel While Drvg – Acidnts Rsultng in Death or Serious Inj – Pnlts

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:  
Delegate Anderson, Chair  
Delegate Clippinger  
Delegate Cluster

The Senate appoints:  
Senator Raskin, Chairman  
Senator Shank  
Senator Muse.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

### CONCURRENCE CALENDAR #29

#### Senate Bill 364 – Senators Zirkin and Kittleman

AN ACT concerning

#### **Criminal Law – Possession of Marijuana – Civil Offense**

Senator Simonaire moved, duly seconded, to make the Bill a Special Order for the end of today's business.

The motion was adopted.

### AMENDED IN THE HOUSE

#### 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**

Senator Frosh moved that the Senate concur in the House amendment.

**SB0698/822910/1**

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 698  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 13 down through “report;” in line 14 and substitute “providing that a person may not be held civilly liable for complying with this Act by providing location information;”.

AMENDMENT NO. 2

On page 4, in line 20, strike “**OR THE INDIVIDUAL ABOUT WHOM**” and substitute “**OR THE IDENTIFYING NUMBER OF THE ELECTRONIC DEVICE ABOUT WHICH**”.

On page 5, in line 2, after “SOUGHT” insert “FOR THE DURATION OF THE ORDER”; in line 8, after “**DISCLOSE**” insert “TO THE EXECUTING LAW ENFORCEMENT OFFICER THE”; and in line 22, strike “THE APPLICANT WITHIN 10” and substitute “THE EXECUTING LAW ENFORCEMENT OFFICER WITHIN 10 CALENDAR”.

On page 6, in line 30, strike “OF THE TELEPHONE” and substitute “THE IDENTIFYING”.

On page 7, in line 1, strike “OF”; and in line 17, strike “**SEARCH**” and substitute “AFFIDAVIT”.

On page 8, in line 15, strike “**PRESENT**”.

AMENDMENT NO. 3

On page 9, strike in their entirety lines 3 through 27, inclusive, and substitute:

“(G) A PERSON MAY NOT BE HELD CIVILLY LIABLE FOR COMPLYING WITH THIS SECTION BY PROVIDING LOCATION INFORMATION.”.



The preceding 3 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 – 47    Negative – 0    (See Roll Call No. 1112)

**AMENDED IN THE HOUSE**

**Senate Bill 860 – Senators Gladden, Jones–Rodwell, ~~and Kelley~~ Kelley, and Forehand**

AN ACT concerning

**Public Safety – ~~Photo and Lineup~~ Eyewitness Identification – Procedures**

Senator Frosh moved that the Senate concur in the House amendment.

**SB0860/212316/1**

BY:    House Judiciary Committee

AMENDMENT TO SENATE BILL 860

(Third Reading File Bill)

On page 2, in lines 3 and 12, in each instance, strike “**2015**” and substitute “**2016**”.

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 – 47    Negative – 0    (See Roll Call No. 1113)

**CONCURRENCE CALENDAR #30**

**AMENDED IN THE HOUSE**

**Senate Bill 141 – Senator Conway**

AN ACT concerning

Baltimore City – Tax Sales – ~~Environmental Violations – Liens on Real~~  
Property Nonpayment of Environmental Citations

Senator Kasemeyer moved that the Senate concur in the House amendments.

**SB0141/595466/1**

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 141

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 15, after “appeal;” insert “requiring Baltimore City to submit a certain report on the implementation of this Act to certain committees of the General Assembly; prohibiting Baltimore City from offering real property at a tax sale solely for nonpayment of environmental citations until after the report is submitted;”.

AMENDMENT NO. 2

On page 7, after line 25, insert:

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

(a) Baltimore City shall submit a report to the Senate Budget and Taxation Committee and the House Committee on Ways and Means, in accordance with § 2–1246 of the State Government Article, on its plans for implementing this Act, including the types of unpaid environmental citations that would be subject to collection through a tax sale.

(b) Baltimore City may not offer real property at a tax sale solely for nonpayment of environmental citations until after the report required under subsection (a) of this section is submitted.”;

and in lines 26 and 30, strike “2.” and “3.”, respectively, and substitute “3.” and “4.”, respectively.

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 – 47    Negative – 0    (See Roll Call No. 1114)

**AMENDED IN THE HOUSE**

**Senate Bill 575 – Senator Jones–Rodwell (Chair, Joint Committee on Pensions)**

AN ACT concerning

**State Retirement and Pension System – Code Simplification and Clarification**

Senator Kasemeyer moved that the Senate concur in the House amendments.

**SB0575/653429/1**

BY: Delegate Griffith

AMENDMENTS TO SENATE BILL 575

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 2, after “limitation;” insert “providing that certain retirees of the Judges’ Retirement System are exempt from a certain reemployment earnings limitation after a certain number of years after retirement;”; and after line 24, insert:

“BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 27–406

Annotated Code of Maryland

(2009 Replacement Volume and 2013 Supplement)

(As enacted by Chapter 688 of the Acts of the General Assembly of 2010)”.

AMENDMENT NO. 2

On page 10, after line 14, insert:

“27–406.

(a) This section does not apply to a retiree who:

(1) is temporarily assigned to sit in a court of this State under the authority of Article IV, § 3A of the Maryland Constitution; or

(2) is employed as a member of the faculty of a public institution of higher education in the State.

(b) Subject to subsection (e) of this section, a retiree may accept employment in which all or part of the compensation for the employment comes from municipal, county, or State funds, if the retiree immediately notifies the Board of Trustees of:

(1) the retiree's intention to accept the employment; and

(2) the compensation that the retiree will receive.

(c) (1) [The] EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, THE Board of Trustees shall reduce the retirement allowance of a retiree who accepts employment as provided under subsection (b) of this section if the retiree's current employer is any unit of State government and the retiree's employer at the time of the retiree's last separation from employment with the State before the retiree commenced receiving a service retirement allowance was also a unit of State government.

(2) The reduction required under paragraph (1) of this subsection shall equal the amount that the sum of the retiree's annual retirement allowance and the retiree's annual compensation exceeds the amount of the compensation on which the retirement allowance is based.

**(3) THE REDUCTION REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION DOES NOT APPLY TO AN INDIVIDUAL WHO HAS BEEN RETIRED FOR 5 YEARS, BEGINNING ON JANUARY 1 AFTER THE DATE THE INDIVIDUAL RETIRES.**

(d) (1) Subject to paragraph (2) of this subsection, if a retiree accepts employment as allowed by subsection (a) of this section and is subsequently awarded retirement benefits because of that employment, the Board of Trustees shall reduce the retiree's benefits under this subtitle by the amount of the retirement benefits resulting from the subsequent employment if the retiree's current employer is any unit of State government and the retiree's employer at the time of the retiree's last separation from employment with the State before the retiree commenced receiving a service retirement allowance was also a unit of State government.

(2) (i) Any reduction taken to a retiree's allowance under this subsection may not exceed an amount that would reduce the retiree's allowance to less than what is required to be deducted for the retiree's monthly State-approved medical insurance premiums.

(ii) If a reduction for a calendar year taken under subparagraph (i) of this paragraph is less than the reduction required under paragraph (1) of this subsection, the Board of Trustees shall recover from the retiree an amount equal to the reduction required under paragraph (1) of this subsection less the reduction taken under subparagraph (i) of this paragraph.

(e) A retiree may not be employed by the State or other participating employer on a permanent, temporary, or contractual basis within 45 days of the date the individual retired.”.

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 – 47    Negative – 0    (See Roll Call No. 1115)

### QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1116)

### THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

### THIRD READING CALENDAR (HOUSE BILLS) #43

### CONSENT CALENDAR #21

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 306	The Speaker	Crimes – Committing a Crime of Violence in the Presence of a Minor – Penalties	JPR

HB 390	Dorchester Co. Del.	Office of the State's Attorney – Dorchester County – Authority to Appoint Criminal Investigators	JPR
HB 781 (AMENDED)	Del. Clippinger	Criminal Law – Person in a Position of Authority – Sexual Offenses With a Minor	JPR

All of the above listed bills on the Third Reading Consent Calendar No. 21 were read the third time and passed by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 1117)

The Bills were then sent to the House of Delegates.

### **THIRD READING CALENDAR (HOUSE BILLS) #48**

**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 – 47    Negative – 0    (See Roll Call No. 1118)

The Bill was then sent to the House of Delegates.

### **THIRD READING CALENDAR (HOUSE BILLS) #42**

**House Bill 83 – Delegate Simmons**

AN ACT concerning

#### **Maryland Trust Act**

FLOOR AMENDMENT

**HB0083/823428/1**

BY: Senator Brinkley

AMENDMENT TO HOUSE BILL 83, AS AMENDED

In the Judicial Proceedings Committee Amendments (HB0083/748477/1), strike Amendment No. 9 in its entirety.

The preceding amendment was read and adopted.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1119)

The Bill was then sent to the House of Delegates.

**House Bill 198 – Delegates Mitchell, Cardin, Clippinger, Conaway, Glenn, Gutierrez, Luedtke, Valentino-Smith, Waldstreicher, M. Washington, ~~and Zucker~~ Zucker, Barve, Branch, Frick, Harper, Hixson, Howard, A. Miller, Stukes, Summers, F. Turner, Walker, and A. Washington**

AN ACT concerning

**Income Tax – Earned Income Credit – Refundable Amount**

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

Affirmative – 47 Negative – 0 (See Roll Call No. 1120)

The Bill was then sent to the House of Delegates.

**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 – 46 Negative – 0 (See Roll Call No. 1121)

The Bill was then sent to the House of Delegates.

**House Bill 602 – Delegate Niemann**

AN ACT concerning

**Real Property – Common Ownership Communities – Foreclosure of Liens**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 1122)

The Bill was then sent to the House of Delegates.

**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 – 46    Negative – 1    (See Roll Call No. 1123)

The Bill was then sent to the House of Delegates.

**House Bill 702 – Delegates Vaughn, Haddaway–Ricchio, 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 – 47    Negative – 0    (See Roll Call No. 1124)

The Bill was then sent to the House of Delegates.

**House Bill 838 – Delegate James**

AN ACT concerning

**Task Force to Study Vocational and Technical Education Programs in Harford County**



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

Affirmative – 45    Negative – 0    (See Roll Call No. 1125)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1126)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1127)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1128)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1129)

The Bill was then sent to the House of Delegates.

**THIRD READING CALENDAR (HOUSE BILLS) #44**

**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**

FLOOR AMENDMENT

**HB0579/473421/1**

BY: Senator Kittleman

AMENDMENTS TO HOUSE BILL 579

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “law;” insert “requiring a county that has adopted a local minimum wage law to reimburse the Commissioner for certain costs;”.

AMENDMENT NO. 2

On page 2, in line 14, after “(C)” insert “**(1)**”; and after line 16, insert:

**“(2) A COUNTY THAT HAS ADOPTED A LOCAL MINIMUM WAGE LAW SHALL REIMBURSE THE COMMISSIONER FOR ALL COSTS ASSOCIATED WITH THE ENFORCEMENT OF THE LOCAL MINIMUM WAGE LAW BY THE COMMISSIONER.”**

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 13    Negative – 34    (See Roll Call No. 1130)

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

Affirmative – 35    Negative – 12    (See Roll Call No. 1131)

The Bill was then sent to the House of Delegates.

**House Bill 590 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

**Maryland Medical Assistance Program – Waivers – Consolidation and Repeal**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1132)

The Bill was then sent to the House of Delegates.

**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 – 46    Negative – 0    (See Roll Call No. 1133)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1134)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1135)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1136)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1137)

The Bill was then sent to the House of Delegates.

**House Bill 1159 – Delegates Vitale, Eckardt, Haddaway–Ricchio, 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 – 47    Negative – 0    (See Roll Call No. 1138)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1139)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1140)

The Bill was then sent to the House of Delegates.

**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 – 47 Negative – 0 (See Roll Call No. 1141)

The Bill was then sent to the House of Delegates.

### **THIRD READING CALENDAR (HOUSE BILLS) #45**

**House Bill 205 – Delegates K. Kelly, Anderson, Beitzel, Donoghue, and Frush**

AN ACT concerning

#### **Vehicle Laws – Electric Bicycle – Definition**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1142)

The Bill was then sent to the House of Delegates.

**House Bill 249 – ~~Delegate McMillan~~ Delegates McMillan and O'Donnell**

AN ACT concerning

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

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

Affirmative – 45 Negative – 1 (See Roll Call No. 1143)

The Bill was then sent to the House of Delegates.

**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~~ 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 – 44 Negative – 1 (See Roll Call No. 1144)

The Bill was then sent to the House of Delegates.

**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 – 45    Negative – 0    (See Roll Call No. 1145)

The Bill was then sent to the House of Delegates.

**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 – 46    Negative – 0    (See Roll Call No. 1146)

The Bill was then sent to the House of Delegates.

**House Bill 575 – Delegates Jacobs, Afzali, Arentz, Bates, Beitzel, Cane, Conway, Eckardt, Elliott, Fisher, Glass, Haddaway-Riccio, Hogan, Holmes, Kach, Kipke, Krebs, McDermott, McIntosh, Mitchell, O’Donnell, Otto, S. Robinson, Rudolph, Smigiel, Stifler, Vitale, and Weir**

**EMERGENCY BILL**

AN ACT concerning

**Farm Area Motor Vehicles – Registration and Authorized Use**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 1147)

The Bill was then sent to the House of Delegates.

**House Bill 641 – Delegate Simmons**

AN ACT concerning

**Courts and Judicial Proceedings – Communications Between Patient or Client and Health Care Professional – Exceptions to Privilege**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 1148)

The Bill was then sent to the House of Delegates.

**House Bill 714 – Delegates Lee, Carr, Cullison, DeBoy, Dumais, Gutierrez, Healey, Howard, Jones, A. Kelly, McComas, McDonough, B. Robinson, Rudolph, Stocksdale, 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 – 46    Negative – 0    (See Roll Call No. 1149)

The Bill was then sent to the House of Delegates.

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

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 – 46    Negative – 0    (See Roll Call No. 1150)

The Bill was then sent to the House of Delegates.

**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 – 45    Negative – 0    (See Roll Call No. 1151)

The Bill was then sent to the House of Delegates.

**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 – 46    Negative – 0    (See Roll Call No. 1152)

The Bill was then sent to the House of Delegates.

**THIRD READING CALENDAR (HOUSE BILLS) #46**

**House Bill 168 – Delegates Schulz, Afzali, Arentz, Aumann, Bates, Eckardt, Frank, George, Glass, Haddaway–Riccio, Hogan, Jacobs, Kramer, Krebs, Love, W. Miller, Minnick, Myers, Norman, O’Donnell, Olszewski, Otto, Schuh, Stifler, Szeliga, Vaughn, and Weir**

AN ACT concerning

**Department of Labor, Licensing, and Regulation – Boards, Commissions, and Councils – Member Removal**

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

Affirmative – 45    Negative – 0    (See Roll Call No. 1153)

The Bill was then sent to the House of Delegates.

**House Bill 265 – Delegates Hixson, Ivey, Kaiser, Luedtke, A. Miller, Serafini, F. Turner, Walker, and A. Washington**

AN ACT concerning

**Task Force to Study How to Improve Student Achievement in Middle School**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1154)

The Bill was then sent to the House of Delegates.

**House Bill 287 – Delegates Otto and McDermott**

AN ACT concerning

**Somerset County – Micro-Brewery License**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1155)

The Bill was then sent to the House of Delegates.

**House Bill 692 – Delegates Pena–Melnik, Costa, Cullison, Hubbard, Kach,  
A. Kelly, Krebs, Morhaim, Murphy, Oaks, Reznik, and V. Turner**

AN ACT concerning

**Maryland Perfusion Act – Revisions**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1156)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1157)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1158)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1159)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1160)

The Bill was then sent to the House of Delegates.

**House Bill 1079 – Calvert County Delegation**

AN ACT concerning

**Calvert County – Alcoholic Beverages – Refillable Container Permit**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 1161)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1162)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1163)

The Bill was then sent to the House of Delegates.

**THIRD READING CALENDAR (HOUSE BILLS) #47**

**House Bill 653 – ~~Delegate Luedtke~~ Delegates Luedtke, Howard, and Cardin**

AN ACT concerning

**Education – Deaf Culture Digital Library**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1164)

The Bill was then sent to the House of Delegates.

**CONFERENCE COMMITTEE REPORT**

BILL NO.: SB 390      SPONSOR: Baltimore City Senators

SUBJECT: Criminal Law – Illegal Dumping and Litter Control Law – Driver’s License – Points

THIRD READING CALENDAR      HOUSE NO. 21      SENATE NO. 53

Hon. Thomas V. Mike Miller, Jr., President of the Senate  
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That Amendment No. 3 of the attached House Judiciary Committee Amendments (SB0390/152816/2) be adopted.

(2) That Amendments Nos. 1 and 2 of the attached House Judiciary Committee Amendments (SB0390/152816/2) be rejected.

(3) That the attached Conference Committee Amendment (SB0390/113720/1) be adopted.

**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”.

**SB0390/113720/1**

BY: Conference Committee

AMENDMENT TO SENATE BILL 390  
(Third Reading File Bill)

On page 1, in line 9, strike “a violation” and substitute “certain violations”.

Senate Members:

House Members:

\_\_\_\_\_  
Chair, **Lisa A. Gladden**

\_\_\_\_\_  
Chair, **Jill P. Carter**

\_\_\_\_\_  
**C. Anthony Muse**

\_\_\_\_\_  
**Luke Clippinger**

\_\_\_\_\_  
**Christopher B. Shank**

\_\_\_\_\_  
**Susan K. McComas**

\_\_\_\_\_  
Read in the Senate:

\_\_\_\_\_  
Read in the House of Delegates:

\_\_\_\_\_  
Amendment Office Delivers Report to:

( ) Chief Clerk  
(X) Secretary, Senate

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 38    Negative – 9    (See Roll Call No. 1165)

The Bill was then sent to the House of Delegates.

**AMENDED IN THE HOUSE****Senate Bill 660 – ~~Senator Gladden~~ Senators Gladden and Brochin**

AN ACT concerning

**Crimes Relating to Animals – Unauthorized Surgical Devocalization of Cat or Dog – Penalties**

Senator Frosh moved that the Senate concur in the House amendment.

**SB0660/172816/1**

BY: House Judiciary Committee

**AMENDMENT TO SENATE BILL 660**

(Third Reading File Bill)

On page 2, in line 16, strike the first “AN” and substitute “**A PHYSICAL**”.

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 – 47    Negative – 0    (See Roll Call No. 1166)

**AMENDED IN THE HOUSE****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**

Senator Frosh moved that the Senate concur in the House amendments.

**SB0708/280818/3**

BY: Environmental Matters Committee

**AMENDMENTS TO SENATE BILL 708**

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Civil Actions” and substitute “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 motion for a deficiency judgment to be filed within a certain time period;”; in line 7, in each instance, strike “the” and substitute “a certain”; in line 10, after “of” insert “certain provisions of”; in the same line, after “Act;” insert “providing that any cause of action to collect the unpaid balance due on a certain deed of trust, mortgage, or promissory note that arises 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 11, after “judgments” insert “with regard to residential property”.

AMENDMENT NO. 2

On page 3, after line 2, insert:

**“(A) (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.”;**

in line 3, strike “(A)” and substitute “(C)”; in line 4, strike “7–105” and substitute “7–105.1”; in line 10, strike “(B)” and substitute “(D)”; in line 13, strike “(C)” and substitute “(E)”; in line 15, strike “(D)” and substitute “(F)”; and strike beginning with “, AS” in line 20 down through “SUBTITLE” in line 21.

AMENDMENT NO. 3

On page 2, after line 30, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:”.

On page 3, strike in their entirety lines 22 through 25, inclusive, and substitute:

“SECTION 3. AND BE IT FURTHER ENACTED, That, except as provided in Section 4 of this Act, Section 1 of this Act shall be construed to apply prospectively to any cause of action that arises on or after the effective date of this Act.

SECTION 4. AND BE IT FURTHER ENACTED, That any cause of action to collect the unpaid balance due on a deed of trust, mortgage, or promissory note that has been signed under seal and secures or is secured by residential property that was owner-occupied residential property at the time the property was transferred with the unpaid balance that arises before July 1, 2014, and would not be barred under § 5-102 of the Courts and Judicial Proceedings Article before July 1, 2014, must be filed within 12 years after the date the cause of action accrues or before July 1, 2017, whichever occurs first.

SECTION 5. AND BE IT FURTHER ENACTED, That, except as provided in Section 6 of this Act, 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, 2017, whichever occurs first.”;

and in line 26, strike “3.” and substitute “7.”.

The preceding 3 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 – 47    Negative – 0    (See Roll Call No. 1167)

**AMENDED IN THE HOUSE**

**Senate Bill 865 – Senator Benson**

AN ACT concerning

**Maryland Cooperative Housing Act – Transparency Requirements and Member Rights**

Senator Frosh moved that the Senate concur in the House amendments.

**SB0865/650514/2**

BY:    Environmental Matters Committee

AMENDMENTS TO SENATE BILL 865

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 10 down through “corporation;” in line 12; in line 24, after “body;” insert “requiring the governing body of a cooperative housing corporation to keep books and records in a certain manner; requiring the governing body of a cooperative housing corporation to cause an audit of the books and records under certain circumstances;”; and strike beginning with “requiring” in line 24 down through “date” in line 25.

On page 2, strike beginning with “or” in line 1 down through “circumstances;” in line 15; in line 31, after “action” insert “in court”; and in line 38, strike “5–6B–33 and 5–6B–34” and substitute “5–6B–32 and 5–6B–33”.

On page 3, in line 4, strike “5–6B–32” and substitute “5–6B–31”; and in line 11, strike “5–6B–33 and 5–6B–34” and substitute “5–6B–32 and 5–6B–33”.

AMENDMENT NO. 2

On page 4, strike in their entirety lines 7 through 10, inclusive; and in lines 11, 22, 28, and 30, strike “(K)”, “(L)”, “(M)”, and “(N)”, respectively, and substitute “(J)”, “(K)”, “(L)”, and “(M)”, respectively.

On page 5, in lines 1, 3, 4, 9, 17, and 27, strike “(O)”, “(P)”, “(Q)”, “(R)”, “(S)”, and “(T)”, respectively, and substitute “(N)”, “(O)”, “(P)”, “(Q)”, “(R)”, and “(S)”, respectively.

On page 6, in lines 5 and 7, strike “(U)” and “(V)”, respectively, and substitute “(T)” and “(U)”, respectively.

On page 9, after line 10, insert:

**“(A) THE GOVERNING BODY SHALL KEEP BOOKS AND RECORDS IN ACCORDANCE WITH GOOD ACCOUNTING PRACTICES.**

**“(B) (1) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, ON THE REQUEST OF THE MEMBERS OF AT LEAST 5 PERCENT OF THE UNITS, THE GOVERNING BODY SHALL CAUSE AN AUDIT OF THE BOOKS AND RECORDS TO BE MADE BY AN INDEPENDENT CERTIFIED PUBLIC ACCOUNTANT.**

**“(II) AN AUDIT MAY NOT BE MADE MORE THAN ONCE IN ANY CONSECUTIVE 12-MONTH PERIOD.**

**“(2) THE COST OF THE AUDIT SHALL BE A COMMON EXPENSE.”;**

and strike in their entirety lines 11 through 32, inclusive.

On pages 10 and 11, strike in their entirety the lines beginning with line 1 on page 10 through line 7 on page 11, inclusive, and substitute “**5-6B-29.**”.

On page 11, in line 17, strike “**5-6B-31.**” and substitute “**5-6B-30.**”.

### **AMENDMENT NO. 3**

On page 9, in line 4, strike “**THE AREA THAT THE GOVERNING BODY**” and substitute “**ANY AREA THAT IS GENERALLY OPEN TO ALL MEMBERS**”; and in line 5, strike “**USES FOR SCHEDULED MEETINGS**”.

On page 11, in line 24, after “ACTION” insert “IN COURT”.

On page 13, in line 22, strike “COUNSEL” and substitute “REASONABLE ATTORNEY’S”; and in line 28, strike “5-6B-32.” and substitute “5-6B-31.”.

On page 14, in line 1, after “ACTION” insert “IN COURT”; in line 8, strike “§ 5-6B-31” and substitute “§ 5-6B-30”; and in line 5, strike “6” and substitute “3”.

#### AMENDMENT NO. 4

On page 7, strike in their entirety lines 1 through 3, inclusive.

On page 11, in line 16, strike “15” and substitute “10”.

The preceding 4 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 – 47    Negative – 0    (See Roll Call No. 1168)

### CONCURRENCE CALENDAR #32

#### AMENDED IN THE HOUSE

#### Senate Bill 229 – Senator Frosh

AN ACT concerning

#### **Real Property – Condominiums ~~and Homeowners Associations~~ – Disclosures to Purchasers on Resale of Unit ~~or Lot~~ – Limitation on Fees**

Senator Frosh moved that the Senate not concur in the House amendments.

**SB0229/320414/1**

BY:    Environmental Matters Committee

#### AMENDMENTS TO SENATE BILL 229

(Third Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in line 2, after “Condominiums” insert “and Homeowners Associations”; in line 3, after “Unit” insert “or Lot”; in line 7, before “and” insert “requiring a homeowners association or certain other persons to provide certain information within a certain number of days after a certain request by a lot owner and receipt of a certain fee.”; in line 8, after “unit” insert “or a lot located in a certain development”; and in line 16, after “11–135(c)” insert “and 11B–106”.

#### AMENDMENT NO. 2

On page 4, in line 7, strike “**\$100**” and substitute “**\$250**”.

#### AMENDMENT NO. 3

On page 7, after line 27, insert:

“11B–106.

(a) A contract for the resale of a lot within a development, or for the initial sale of a lot within a development containing 12 or fewer lots, to a member of the public who intends to occupy or rent the lot for residential purposes, is not enforceable by the vendor unless:

(1) The purchaser is given, on or before entering into the contract for the sale of such lot, or within 20 calendar days of entering into the contract, the disclosures set forth in subsection (b) of this section;

(2) The purchaser is given any changes in mandatory fees and payments exceeding 10 percent of the amount previously stated to exist and any other substantial and material amendment to the disclosures after they become known to the vendor; and

(3) The contract of sale contains a notice in conspicuous type, which shall include bold and underscored type, in a form substantially the same as the following:

“This sale is subject to the requirements of the Maryland Homeowners Association Act (the “Act”). The Act requires that the seller disclose to you at or before the time the contract is entered into, or within 20 calendar days of entering into the contract, certain information concerning the development in which the lot you are purchasing is located. The content of the information to be disclosed is set forth in § 11B–106(b) of the Act (the “MHAA information”) as follows:



(The notice shall include at this point the text of § 11B–106(b) in its entirety).

If you have not received all of the MHAA information 5 calendar days or more before entering into the contract, you have 5 calendar days to cancel this contract after receiving all of the MHAA information. You must cancel the contract in writing, but you do not have to state a reason. The seller must also provide you with notice of any changes in mandatory fees exceeding 10% of the amount previously stated to exist and copies of any other substantial and material amendment to the information provided to you. You have 3 calendar days to cancel this contract after receiving notice of any changes in mandatory fees, or copies of any other substantial and material amendment to the MHAA information which adversely affects you. If you do cancel the contract you will be entitled to a refund of any deposit you made on account of the contract. However, unless you return the MHAA information to the seller when you cancel the contract, the seller may keep out of your deposit the cost of reproducing the MHAA information, or \$100, whichever amount is less.

By purchasing a lot within this development, you will automatically be subject to various rights, responsibilities, and obligations, including the obligation to pay certain assessments to the homeowners association within the development. The lot you are purchasing may have restrictions on:

- (1) Architectural changes, design, color, landscaping, or appearance;
- (2) Occupancy density;
- (3) Kind, number, or use of vehicles;
- (4) Renting, leasing, mortgaging, or conveying property;
- (5) Commercial activity; or
- (6) Other matters.

You should review the MHAA information carefully to ascertain your rights, responsibilities, and obligations within the development.”

(b) The vendor shall provide the purchaser the following information in writing:

- (1) A statement as to whether the lot is located within a development;
- (2)
  - (i) The current monthly fees or assessments imposed by the homeowners association upon the lot;
  - (ii) The total amount of fees, assessments, and other charges imposed by the homeowners association upon the lot during the prior fiscal year of the homeowners association; and
  - (iii) A statement of whether any of the fees, assessments, or other charges against the lot are delinquent;
- (3) The name, address, and telephone number of the management agent of the homeowners association, or other officer or agent authorized by the homeowners association to provide to members of the public, information regarding the homeowners association and the development, or a statement that no agent or officer is presently so authorized by the homeowners association;
- (4) A statement as to whether the owner has actual knowledge of:
  - (i) The existence of any unsatisfied judgments or pending lawsuits against the homeowners association; and
  - (ii) Any pending claims, covenant violations actions, or notices of default against the lot; and
- (5) A copy of:
  - (i) The articles of incorporation, the declaration, and all recorded covenants and restrictions of the primary development, and of other related developments to the extent reasonably available, to which the purchaser shall become obligated on becoming an owner of the lot, including a statement that these obligations are enforceable against an owner's tenants, if applicable; and
  - (ii) The bylaws and rules of the primary development, and of other related developments to the extent reasonably available, to which the purchaser shall become obligated on becoming an owner of the lot, including a statement that

these obligations are enforceable against an owner and the owner's tenants, if applicable.

(C) THE HOMEOWNERS ASSOCIATION, THE MANAGEMENT AGENT OF THE HOMEOWNERS ASSOCIATION, OR ANY OTHER AUTHORIZED OFFICER OR AGENT OF THE HOMEOWNERS ASSOCIATION, WITHIN 20 DAYS AFTER A WRITTEN REQUEST BY A LOT OWNER AND RECEIPT OF A REASONABLE FEE, NOT EXCEEDING THE LESSER OF \$250 OR THE ACTUAL COST OF PROVIDING THE INFORMATION, SHALL PROVIDE ANY INFORMATION NECESSARY TO ENABLE THE LOT OWNER TO COMPLY WITH SUBSECTION (B) OF THIS SECTION.

[(c)] (D) (1) Within 30 calendar days of any resale transfer of a lot within a development, the transferor shall notify the homeowners association for the primary development of the transfer.

(2) The notification shall include, to the extent reasonably available, the name and address of the transferee, the name and forwarding address of the transferor, the date of transfer, the name and address of any mortgagee, and the proportionate amount of any outstanding homeowners association fee or assessment assumed by each of the parties to the transaction.

[(d)] (E) The requirements of subsection (b) of this section shall be deemed to have been fulfilled if the information required to be disclosed is provided to the purchaser in writing in a clear and concise manner. The disclosures may be summarized or produced in any collection of documents, including plats, the declaration, or the organizational documents of the homeowners association, provided those documents effectively convey the required information to the purchaser.

[(e)] (F) In satisfying the requirements of subsection (b) of this section, the vendor shall be entitled to rely upon the disclosures contained in the depository after June 30, 1989.

[(f)] (G) The provisions of subsections (a), (b), [(d), and] (e), AND (F) of this section do not apply to the sale of a lot in an action to foreclose a mortgage or deed of trust.”.

The preceding 3 amendments were read and not concurred in.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

**BILL: SB 0229**

**SPONSOR:** Sen Frosh

**SUBJECT:** Real Property – Condominiums – Disclosures to Purchasers on Resale of Unit – Limitation on Fees

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 Frosh, Chairman  
Senator Gladden  
Senator Muse.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

**MESSAGE TO THE SENATE**

**BILL: HB 0929**

**SPONSOR:** Del Malone, et al

**SUBJECT:** Speed Monitoring Systems Reform Act of 2014

By the Majority Leader:

Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate Malone, Chairman  
Delegate McMillan, and

Delegate Stein.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

**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**

Senator Frosh moved, duly seconded, that the Senate recede on its amendments.

The motion was adopted.

**HB0929/808372/1**

BY: Judicial Proceedings Committee

**AMENDMENTS TO HOUSE BILL 929**

(Third Reading File Bill)

**AMENDMENT NO. 1**

On page 1, in line 11, after “designate” insert “, subject to the approval of a certain governing body.”.

**AMENDMENT NO. 2**

On page 7, in line 24, after “DESIGNATE” insert “, **SUBJECT TO THE APPROVAL OF THE GOVERNING BODY OF THE LOCAL JURISDICTION,**”.

Senate receded and the amendment was removed.

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1169)

The Bill was then sent to the House of Delegates.

### MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

**BILL:     HB 0929**

**SPONSOR:** Del Malone, et al

**SUBJECT:** Speed Monitoring Systems Reform Act of 2014

The Senate recesses from its position on HB 0929.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

### QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1170)

### ADJOURNMENT

At 1:50 P.M. on motion of Senator Robey, seconded, the Senate adjourned until 4:00 P.M. on Legislative Day March 29, 2014, Calendar Day, Monday, April 7, 2014.

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**Annapolis, Maryland**  
**Legislative Day: March 29, 2014**  
**Calendar Day: Monday, April 7, 2014**  
**4:00 P.M. Session**

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The Senate met at 4:18 P.M.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1171)

The Journal of March 28, 2014 was read and approved.

**CONCURRENCE CALENDAR #33**

**AMENDED IN THE HOUSE**

**Senate Bill 341 – Calvert County Senators**

AN ACT concerning

**Calvert County and St. Mary’s County – Alcoholic Beverages – Refillable  
Container Permit**

Senator Conway moved that the Senate concur in the House amendment.

**SB0341/873992/1**

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 341

(Third Reading File Bill)

On page 1, in lines 2, 4, and 16 and 17, in each instance, strike “and St. Mary’s County”; strike beginning with “boards” in line 5 down through “counties” in line 6 and substitute “Board of License Commissioners”; in lines 7 and 15, in each instance, strike “boards” and substitute “Board”; and in line 20, strike “and 8–219.1”.

On pages 3 through 5, strike in their entirety the lines beginning with line 30 on page 3 through line 24 on page 5, inclusive.

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 – 39    Negative – 0    (See Roll Call No. 1172)

### CONCURRENCE CALENDAR #34

#### AMENDED IN THE HOUSE

**Senate Bill 889 – Senators Jennings and Glassman**

AN ACT concerning

**Northeastern Maryland Additive Manufacturing Innovation Authority**

Senator Middleton moved that the Senate concur in the House amendments.

**SB0889/523891/1**

BY: Economic Matters Committee

#### AMENDMENTS TO SENATE BILL 889

(Third Reading File Bill)

##### AMENDMENT NO. 1

On page 2, in line 4, after “Authority;” insert “specifying a certain legislative intent;”.

##### AMENDMENT NO. 2

On page 12, in line 1, strike “SUBJECT TO” and substitute “IN ACCORDANCE WITH”; in line 5, after “(II)” insert “1.”; in the same line, strike “THE STATE ALLOCATION” and substitute “ANY APPROPRIATION IN A FISCAL YEAR”; in line 6, strike “IS” and substitute “SHALL BE”; in line 7, after “AUTHORITY” insert “DURING THE SAME FISCAL YEAR.”



**2. IN DETERMINING THE AMOUNT OF AN APPROPRIATION IN A FISCAL YEAR, IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT THE APPROPRIATION**;

in the same line, strike “AND”; in line 8, after “AMOUNT” insert “COMMITTED TO BE”; in the same line, strike the second “THE” and substitute “CECIL AND HARFORD”; and in line 9, after “COUNTIES” insert “IN THE SAME FISCAL YEAR”.

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 – 39    Negative – 0    (See Roll Call No. 1173)

**SPECIAL ORDERS**

The presiding officer submitted the Special Orders of the day, as follows:

**AMENDED IN THE HOUSE**

**Senate Bill 364 – Senators Zirkin and Kittleman**

AN ACT concerning

**Criminal Law – Possession of Marijuana – Civil Offense**

STATUS OF BILL: QUESTION IS: “WILL THE SENATE CONCUR IN THE HOUSE AMENDMENTS?”

Senator Frosh moved that the Senate concur in the House amendments.

**SB0364/692914/1**

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 364  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute “Task Force on Marijuana Decriminalization and Diversion”.

On pages 1 and 2, strike in their entirety the lines beginning with line 3 on page 1 through line 4 on page 2, inclusive, and substitute:

“FOR the purpose of establishing the Task Force on Marijuana Decriminalization and Diversion; 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 on Marijuana Decriminalization and Diversion.”.

On page 2, strike in their entirety lines 5 through 34, inclusive.

#### AMENDMENT NO. 2

On page 2, in line 36, strike “the Laws of Maryland read as follows”.

On pages 2 through 11, strike in their entirety the lines beginning with line 37 on page 2 through line 3 on page 11, inclusive, and substitute:

- “(a) There is a Task Force on Marijuana Decriminalization and Diversion.
- (b) The Task Force consists of the following members:
- (1) one member of the Senate of Maryland, appointed by the President of the Senate;
  - (2) one member of the House of Delegates, appointed by the Speaker of the House;
  - (3) the Secretary of Health and Mental Hygiene, or the Secretary’s designee;
  - (4) the Secretary of State Police, or the Secretary’s designee;
  - (5) the Executive Director of the Governor’s Office of Crime Control and Prevention, or the Executive Director’s designee;

(6) the Public Defender, or the Public Defender's designee; and

(7) the following representatives, appointed by the Governor:

(i) a State's Attorney;

(ii) a representative of the Maryland Chiefs of Police Association, Inc.;

(iii) a representative of the Maryland Sheriffs' Association;

(iv) a representative of the American Civil Liberties Union;

(v) a representative of the National Association for the Advancement of Colored People;

(vi) a representative of a nonprofit organization that seeks to prevent, study, or assist those affected by drug addiction;

(vii) a representative of a nonprofit organization that seeks to reduce penalties for or legalize the use of marijuana;

(viii) a representative of a nonprofit organization that opposes decriminalization or legalization of the use of marijuana;

(ix) a scientist who has experience in the science of marijuana and has studied its effects on the population; and

(x) a representative of the Insurance Institute for Highway Safety.

(c) The Governor shall designate the chair of the Task Force.

(d) The Governor's Office of Crime Control and Prevention 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 study and make recommendations regarding:

(1) whether Maryland should decriminalize the use and possession of marijuana, and if so, what the details of such a plan to decriminalize marijuana should be; and

(2) whether Maryland should implement a program or programs for diversion or treatment of people whose marijuana use has reached problematic levels, and if so, what the details of such a program or programs should be.

(g) On or before December 31, 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.”.

### AMENDMENT NO. 3

On page 11, strike line 5 in its entirety and substitute “June 1, 2014. It shall remain effective for a period of 2 years and 1 month and, at the end of June 30, 2016, 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 concurred in.

**SB0364/352611/2**

BY: House Judiciary Committee

### AMENDMENTS TO SENATE BILL 364, AS AMENDED

(Third Reading File Bill)

### AMENDMENT NO. 1

Strike the House Judiciary Committee Amendments (SB0364/692914/1) in their entirety.

### AMENDMENT NO. 2

On page 1 of the bill, in line 7, strike “authorizing” and substitute “requiring”; and in line 8, strike “a person convicted of a violation of this Act for a third or subsequent time” and substitute “certain persons”.

On page 2, in line 2, after “circumstances;” insert “providing for the construction of certain provisions of this Act;”.

AMENDMENT NO. 3

On page 6 of the bill, in line 11, strike “OR SECOND”; after line 14, insert:

“2. A SECOND VIOLATION OF THIS SECTION INVOLVING THE USE OR POSSESSION OF LESS THAN 10 GRAMS OF MARIJUANA IS A CIVIL OFFENSE PUNISHABLE BY A FINE NOT EXCEEDING \$250.

3. A THIRD OR SUBSEQUENT VIOLATION OF THIS SECTION INVOLVING THE USE OR POSSESSION OF LESS THAN 10 GRAMS OF MARIJUANA IS A CIVIL OFFENSE PUNISHABLE BY A FINE NOT EXCEEDING \$500.”;

in line 15, strike “2.” and substitute “4. A. IN ADDITION TO A FINE, A COURT SHALL ORDER A PERSON UNDER THE AGE OF 21 YEARS WHO COMMITS A VIOLATION PUNISHABLE UNDER SUBSUBPARAGRAPH 1, 2, OR 3 OF THIS SUBPARAGRAPH TO ATTEND A DRUG TREATMENT AND EDUCATION PROGRAM APPROVED BY THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE.

B.”;

in the same line, strike “MAY” and substitute “SHALL”; in line 16, strike “CONVICTED OF A THIRD OR SUBSEQUENT” and substitute “AT LEAST 21 YEARS OLD WHO COMMITS A”; in line 17, after “UNDER” insert “SUBSUBPARAGRAPH 3 OF”.

On page 8, after line 32, insert:

“(D) THE PROVISIONS OF SUBSECTION (C)(2)(II) OF THIS SECTION MAKING THE POSSESSION OF MARIJUANA A CIVIL OFFENSE MAY NOT BE CONSTRUED TO AFFECT THE LAWS RELATING TO:

(1) OPERATING A VEHICLE OR VESSEL WHILE UNDER THE INFLUENCE OF OR WHILE IMPAIRED BY A CONTROLLED DANGEROUS SUBSTANCE; OR

**(2) SEIZURE AND FORFEITURE.**

On page 9 of the bill, in line 20, after the semicolon insert “**AND**”; and strike beginning with the semicolon in line 25 down through “**ARTICLE**” in line 28.

On page 10 of the bill, in line 1, after “**(2)**” insert “**(I) IF A CITATION FOR A VIOLATION OF § 5-601 OF THIS PART INVOLVING THE USE OR POSSESSION OF LESS THAN 10 GRAMS OF MARIJUANA IS ISSUED TO A PERSON UNDER THE AGE OF 21 YEARS, THE COURT SHALL SUMMON THE PERSON FOR TRIAL.**”

**(II)**;

in the same line, after “**PERSON**” insert “**AT LEAST 21 YEARS OLD**”; and strike beginning with the second “**FOR**” in line 4 down through “**SUBTITLE**” in line 6.

The preceding 3 amendments were read and concurred in.

**SB0364/422317/1**

BY: House Judiciary Committee

**AMENDMENTS TO SENATE BILL 364, AS AMENDED**

(Third Reading File Bill)

**AMENDMENT NO. 1**

On page 1 of the bill, in line 9, after “**program**” insert “**, refer the person to a certain assessment, and refer the person to certain treatment, if necessary**”.

**AMENDMENT NO. 2**

On page 2 of the House Judiciary Committee Amendments (SB0364/352611/2), in line 1 of Amendment No. 3, strike “**TREATMENT AND**”; and in line 2, after “**HYGIENE**” insert “**, REFER THE PERSON TO AN ASSESSMENT FOR SUBSTANCE ABUSE DISORDER, AND REFER THE PERSON TO SUBSTANCE ABUSE TREATMENT, IF NECESSARY**”.

On page 6 of the bill, in line 17, strike “**TREATMENT AND**”; and in line 19, after “**HYGIENE**” insert “**, REFER THE PERSON TO AN ASSESSMENT FOR SUBSTANCE ABUSE DISORDER, AND REFER THE PERSON TO SUBSTANCE ABUSE TREATMENT, IF NECESSARY**”.

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 – 34    Negative – 8    (See Roll Call No. 1174)

**THE COMMITTEE ON FINANCE REPORT #45**

Senator Middleton, Chair, for the Committee on Finance 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**

**HB1314/427775/1**

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1314  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after the semicolon insert “prohibiting the court from awarding certain counsel fees and other costs under certain circumstances;”; and in line 12, after “Act;” insert “providing for the application of this Act;”.

AMENDMENT NO. 2

On page 3, after line 9, insert:

**“(C) NOTWITHSTANDING SUBSECTION (B)(1) OF THIS SECTION, IF, IN AN ACTION UNDER THIS SECTION, AN EMPLOYER SHOWS TO THE SATISFACTION OF THE COURT THAT THE WAGE WAS WITHHELD AS A RESULT OF A BONA FIDE DISPUTE, THE COURT MAY NOT AWARD THE EMPLOYEE REASONABLE COUNSEL FEES AND OTHER COSTS.”;**

after line 19, insert:

**“(B) THIS SECTION DOES NOT APPLY TO AN EMPLOYEE THAT IS EXEMPT UNDER SUBTITLE 4 OF THIS TITLE OR UNDER THE FEDERAL FAIR LABOR STANDARDS ACT, 29 U.S.C. 201.”;**

and in line 20, strike “(B)” and substitute “(C)”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

### YEAS AND NAYS

#### SENATE BILLS PASSED IN THE HOUSE

NUMBER	SPONSOR	CONTENT
SB 235	The President	Governor – Pension and Health Benefits
SB 236	The President	Constitutional Officers – Salaries
SB 382	Sen. Conway	Business Reg – Automated Purchasing Machines – Licensing of Buyers and Required Records
SB 612	Calvert Co. Senators	Calvert County – Salaries of County Officials and County Commissioner Retirement Plan Participation
SB 794	Sen. Reilly	Maryland Unaccompanied Homeless Youth and Young Adult Count Demonstration Project
SB 985	Sen. Frosh	Maryland Clean Energy Center – Green Banks and Clean Bank Financing – Study
SB 1079	Sen. Mathias	Worcester County – Alcoholic Beverages Licenses
SJ 1	Sen. Frosh	Rescission of Maryland’s Ratification of the Corwin Amendment to the United States Constitution



Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

**MESSAGE FROM THE HOUSE OF DELEGATES**  
**FIRST READING OF HOUSE BILLS**

**House Bill 1389 – Delegate McComas**

AN ACT concerning

**Task Force on the Prevention of Child Abuse and Neglect**

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

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

**THE COMMITTEE ON RULES REPORT #18**

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Judicial Proceedings:

**House Bill 289 – Delegates Carr, Rosenberg, Smigiel, and Waldstreicher**

AN ACT concerning

**Automatic ~~Motor Vehicle Registration~~ License Plate Readers and Captured  
Plate Data – Authorized Uses**

The bill was re-referred to the Committee on Judicial Proceedings.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Budget and Taxation:

**House Bill 554 – Delegates Dumais, Serafini, Barkley, Beitzel, Carr, Cullison,  
Fraser-Hidalgo, Frick, Gutierrez, Hixson, Kaiser, A. Kelly, Kramer,  
Luedtke, McComas, A. Miller, Myers, O'Donnell, Reznik, S. Robinson,**

**Simmons, F. Turner, Valentino-Smith, Waldstreicher, ~~and Zucker~~  
Zucker, and A. Washington**

AN ACT concerning

**Commission on Tax Policy, Reform, and Fairness**

The bill was re-referred to the Committee on Budget and Taxation.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Education, Health, and Environmental Affairs:

**House Bill 607 – Delegates Kaiser, ~~Afzali~~, Barkley, Barnes, Bates, Carr, Clagett, ~~Elliott~~, Fraser-Hidalgo, ~~George~~, Glenn, Guzzone, Healey, ~~Hogan~~, ~~Krebs~~, Lafferty, Luedtke, ~~McDermott~~, ~~McDonough~~, McIntosh, Pendergrass, ~~Schulz~~, ~~Serafini~~, ~~Smigiel~~, ~~Stocksdale~~, Valentino-Smith, ~~Vitale~~, ~~and Zucker~~ Zucker, Ivey, Stukes, F. Turner, Walker, and A. Washington**

AN ACT concerning

**Education – Student Data Privacy ~~and Cloud Computing~~ Act of 2014**

The bill was re-referred to the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Budget and Taxation:

**House Bill 741 – Delegates Bohanan, Barnes, Barve, Beidle, Branch, Braveboy, Bromwell, Busch, Cane, Carter, Clagett, 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, Murphy, Oaks, Olszewski, Pena-Melnyk, Pendergrass, Proctor, B. Robinson, Rudolph, Sophocleus, Stein, Tarrant, F. Turner, V. Turner, Vallario, Waldstreicher, Walker, A. Washington, M. Washington, Weir, Wilson, Wood, and Zucker**

AN ACT concerning

**Business and Economic Development – Maryland E-Innovation Initiative Program**

The bill was re-referred to the Committee on Budget and Taxation.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Budget and Taxation:

**House Bill 742 – Delegates Walker, Barnes, Barve, Beidle, Bohanan, Branch, Braveboy, Bromwell, Busch, Cane, Cardin, Carter, Clagett, Conway, Cullison, Davis, DeBoy, Donoghue, Dumais, Frick, Frush, Gaines, Griffith, Guzzone, Hammen, Haynes, Healey, Hixson, Holmes, Howard, Hubbard, Ivey, James, Jameson, Jones, Kaiser, A. Kelly, Lafferty, Luedtke, Malone, McHale, McIntosh, A. Miller, Morhaim, Niemann, Oaks, Olszewski, Pena-Melnyk, Pendergrass, Proctor, B. Robinson, Rudolph, Stein, F. Turner, V. Turner, Valderrama, Valentino-Smith, Vallario, Vaughn, Waldstreicher, A. Washington, Weir, Wilson, and Zucker**

AN ACT concerning

**Regional Institution Strategic Enterprise Zone Program**

The bill was re-referred to the Committee on Budget and Taxation.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Budget and Taxation:

**House Bill 814 – Delegates Beitzel, Arentz, Jacobs, and Smigiel**

AN ACT concerning

**Education – State Grant to Counties With Small and Declining Student Enrollment**

The bill was re-referred to the Committee on Budget and Taxation.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Judicial Proceedings:

**House Bill 1052 – Delegates Waldstreicher, Dumais, and Luedtke**

AN ACT concerning

**Maryland Uniform Collaborative Law Act**

The bill was re-referred to the Committee on Judicial Proceedings.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Budget and Taxation:

**House Bill 1063 – Delegates Hixson, Barkley, Barve, Carr, Cullison, Dumais, Fraser–Hidalgo, Gutierrez, Hucker, Kaiser, A. Kelly, Lee, Reznik, S. Robinson, and Simmons**

AN ACT concerning

**Libraries – Regional Resource Centers and County Public Libraries –  
Funding**

The bill was re–referred to the Committee on Budget and Taxation.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re–referred to the Committee on Judicial Proceedings:

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

AN ACT concerning

**Criminal Procedure – Pretrial Release – ~~Setting of Bond – Personal~~  
~~Recognizance~~ Charge by Summons**

The bill was re–referred to the Committee on Judicial Proceedings.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re–referred to the Committee on Budget and Taxation:

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

AN ACT concerning

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

The bill was re–referred to the Committee on Budget and Taxation.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re–referred to the Committee on Judicial Proceedings:

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

AN ACT concerning

**Criminal Procedure – ~~Pretrial Confinement and Release~~ Task Force on  
Pretrial Risk Assessment – Detainee Electronic Information Sharing System**

The bill was re-referred to the Committee on Judicial Proceedings.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Budget and Taxation:

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

AN ACT concerning

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

The bill was re-referred to the Committee on Budget and Taxation.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Education, Health, and Environmental Affairs:

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

AN ACT concerning

**Child Care Centers – Healthy Eating and Physical Activity Act**

The bill was re-referred to the Committee on Education, Health, and Environmental  
Affairs.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Education, Health, and Environmental Affairs:

**House Bill 1432 – Delegate A. Washington**

AN ACT concerning

**Teaching Fellows for Maryland Scholarship Program**

The bill was re-referred to the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Education, Health, and Environmental Affairs:

**House Bill 1479 – Delegates Frank, Aumann, Boteler, Cluster, Impallaria, Kach, McDonough, and Szeliga**

AN ACT concerning

**Election Law – Baltimore City Republican Party Central Committee – Filling of Vacancies**

The bill was re-referred to the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Finance:

**House Bill 1510 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

**Behavioral Health Administration – Establishment and Duties**

The bill was re-referred to the Committee on Finance.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Joint Resolution be re-referred to the Committee on Judicial Proceedings:

**House Joint Resolution 2 – Delegates Anderson, Carter, and Vallario**

A House Joint Resolution concerning

**Rescission of Maryland’s Ratification of the Corwin Amendment to the United States Constitution**

The bill was re-referred to the Committee on Judicial Proceedings.

**THE COMMITTEE ON BUDGET AND TAXATION REPORT #37**

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 450 – Delegates Hixson, Harper, A. Miller, Serafini, Stukes, Summers, and A. Washington**

AN ACT concerning

**Income Tax Credit – Endow Maryland**

Senator Middleton moved, duly seconded, to make the Bill and Report a Special Order for the end of today’s business.

The motion was adopted.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

**House Bill 1323 – Delegates Kaiser, Olszewski, Ivey, Arora, Aumann, Barkley, Barnes, Barve, Boteler, Braveboy, Bromwell, Burns, Cardin, Carr, Cluster, Cullison, Davis, DeBoy, Frank, Fraser–Hidalgo, Frick, Frush, Gilchrist, Gutierrez, Healey, Hixson, Holmes, Howard, Hubbard, Hucker, Impallaria, Kach, A. Kelly, Kramer, Lee, Luedtke, McDonough, A. Miller, Minnick, Mizeur, Morhaim, Nathan–Pulliam, Niemann, Pena–Melnik, Proctor, Reznik, S. Robinson, Simmons, Stein, Summers, Swain, Szeliga, V. Turner, Valderrama, Valentino–Smith, Vallario, Vaughn, Waldstreicher, Walker, A. Washington, Weir, ~~and Zucker~~ Zucker, Jones, Griffith, Eckardt, Sophocleus, Conway, Gaines, Haynes, James, and Guzzone**

AN ACT concerning

~~Supplemental Public School Construction Matching Fund Program –~~  
**Creative Financing Study**

**HB1323/959335/1**

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 1323

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “Creative”.

On page 9, in line 34, after “Construction” insert “, in collaboration with the Department of Legislative Services.”.

AMENDMENT NO. 2

On page 10, in line 21, after “Construction” insert “, in collaboration with the Department of Legislative Services.”; in line 24, after “construction” insert “, including examining how other states fund public school construction and any alternative financing mechanisms used in those states”; in line 26, strike “and”; in line 27, strike “examining”; and in line 29, after “construction” insert “; and

(4) local funding for public school construction, county tax capacity, and county tax effort”.

The preceding 2 amendments were read only.

Senator Middleton moved, duly seconded, to make the Bill and Amendments a Special Order for the end of today’s business.

The motion was adopted.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 1516 – ~~Delegates Hixson and Frick, Frick, and A. Washington~~**

AN ACT concerning

**Economic Development – Arts and Entertainment Districts – Qualifying Residing Artists**

Senator Middleton moved, duly seconded, to make the Bill and Report a Special Order for the end of today’s business.

The motion was adopted.

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (SENATE BILLS) #75**

**Senate Bill 433 – ~~Senator Dyson~~ Senators Dyson, Astle, Brinkley, Feldman, Glassman, Kelley, Kittleman, Klausmeier, Mathias, Middleton, Pugh, and Ramirez**

AN ACT concerning



~~Public Health~~ **Department of Health and Mental Hygiene – Newborn  
Screening Program Fund – ~~Lysosomal Storage Disorders~~ Establishment**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 1175)

The Bill was then sent to the House of Delegates.

**Senate Bill 523 – Senators Feldman and Glassman**

AN ACT concerning

**Task Force to Study a Program for Interest-Free Loans to STEM College  
Students in Maryland**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 1176)

The Bill was then sent to the House of Delegates.

**Senate Bill 961 – Senator Ferguson**

AN ACT concerning

**Baltimore City Residential Retention Act**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 1177)

The Bill was then sent to the House of Delegates.

**THIRD READING CALENDAR (HOUSE BILLS) #49**

**House Bill 288 – Delegate O’Donnell**

AN ACT concerning

**Transportation – Metropolitan Planning Organizations – Notice and Public  
Hearing**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1178)

The Bill was then sent to the House of Delegates.

**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 – 46 Negative – 0 (See Roll Call No. 1179)

The Bill was then sent to the House of Delegates.

**House Bill 595 – Delegates Niemann, Beidle, Bobo, Braveboy, Carr, Fraser-Hidalgo, Frush, Gilchrist, Griffith, Gutierrez, Healey, Holmes, Lafferty, McComas, McIntosh, McMillan, A. Miller, Norman, S. Robinson, Stein, and Walker**

EMERGENCY BILL

AN ACT concerning

**Real Property – Foreclosure of Residential Property – Certified Community Development Financial Institutions**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1180)

The Bill was then sent to the House of Delegates.

**House Bill 660 – Delegates Myers, Afzali, Beitzel, Elliott, Glass, Hogan, Hough, Impallaria, K. Kelly, Krebs, Luedtke, W. Miller, Parrott, Ready, Schulz, Serafini, and Stocksedale**

AN ACT concerning

**Forests and Parks – Public Recreation on Private and State-Owned Land – Off-Highway Vehicles**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1181)

The Bill was then sent to the House of Delegates.

**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 – 46    Negative – 0    (See Roll Call No. 1182)

The Bill was then sent to the House of Delegates.

**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 – 46    Negative – 0    (See Roll Call No. 1183)

The Bill was then sent to the House of Delegates.

**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 – 46 Negative – 0 (See Roll Call No. 1184)

The Bill was then sent to the House of Delegates.

**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 – 46 Negative – 0 (See Roll Call No. 1185)

The Bill was then sent to the House of Delegates.

**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~~ 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 – 40 Negative – 6 (See Roll Call No. 1186)

The Bill was then sent to the House of Delegates.

**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 – 46 Negative – 0 (See Roll Call No. 1187)

The Bill was then sent to the House of Delegates.

**THIRD READING CALENDAR (HOUSE BILLS) #50**

**House Bill 40 – Delegate Murphy**

AN ACT concerning

**State Government – Commemorative Months – ~~Native American~~ American Indian Heritage Month**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1188)

The Bill was then sent to the House of Delegates.

**House Bill 43 – ~~Delegate Simmons~~ Delegates Simmons, Cardin, Frick, Afzali, Arora, Barkley, Cullison, DeBoy, Dwyer, Frush, George, Glenn, Gutierrez, Healey, Kaiser, A. Kelly, Lafferty, McComas, McDonough, Murphy, Niemann, Olszewski, Pena-Melnyk, Reznik, Rudolph, Sophocleus, Stocksdales, Stukes, F. Turner, Weir, McDermott, Arentz, Aumann, Boteler, Cluster, Eckardt, Elliott, Frank, K. Kelly, Krebs, Otto, Parrott, Smigiel, Swain, Valentino-Smith, and Vitale**

AN ACT concerning

**Criminal Law – Harassment – Revenge Porn**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1189)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1190)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1191)

The Bill was then sent to the House of Delegates.

**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 – 47    Negative – 0    (See Roll Call No. 1192)

The Bill was then sent to the House of Delegates.

**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 – 47 Negative – 0 (See Roll Call No. 1193)

The Bill was then sent to the House of Delegates.

**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 – 47 Negative – 0 (See Roll Call No. 1194)

The Bill was then sent to the House of Delegates.

**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 – 46 Negative – 0 (See Roll Call No. 1195)

The Bill was then sent to the House of Delegates.

**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 – 47 Negative – 0 (See Roll Call No. 1196)

The Bill was then sent to the House of Delegates.

**SPECIAL ORDERS**

The presiding officer submitted the Special Orders of the day, as follows:

**House Bill 1015 – Delegates Arora and Clippinger**

AN ACT concerning

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

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**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: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (3) AND THE FAVORABLE REPORT.

**HB0867/308872/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 867

(Third Reading File Bill)

AMENDMENT NO. 1

On page 3, in line 29, strike “OF” and substitute “**THAT**”; and in the same line, after “**INFORMATION**” insert “**IS FALSE**”.

AMENDMENT NO. 2

On page 6, in line 5, strike “**KNOWINGLY**”; and in line 7, after “**PROPERTY**” insert “**WITH KNOWLEDGE THAT THE AMOUNT DELIVERED IS LESS THAN WHAT IS DUE**”.

AMENDMENT NO. 3



On page 19, in line 21, after “CIRCUMSTANCES” insert “, BUT IN NO EVENT MORE THAN 10 YEARS AFTER THE DATE ON WHICH THE UNDERLYING VIOLATION OF § 8-102 OF THIS TITLE IS COMMITTED”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**HB0867/213326/1**

BY: Senator Getty

AMENDMENT TO HOUSE BILL 867

(Third Reading File Bill)

On page 19, strike in their entirety lines 22 through 24, inclusive; and in line 25, strike “(C)” and substitute “(B)”.

On page 20, in lines 1, 6, and 9, strike “(D)”, “(E)”, and “(F)”, respectively, and substitute “(C)”, “(D)”, and “(E)”, respectively.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 18    Negative – 29    (See Roll Call No. 1197)

Senator Brinkley moved, duly seconded, to make the Bill a Special Order for the end of today’s business.

The motion was rejected by a roll call vote as follows:

Affirmative – 17    Negative – 29    (See Roll Call No. 1198)

Read the second time and ordered prepared for Third Reading.

**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**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (2) AND THE FAVORABLE REPORT.

**HB1542/307873/1**

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1542  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after the first “Comptroller” insert “beginning on a certain date”.

AMENDMENT NO. 2

On page 2, in line 3, strike “**THE**” and substitute “**BEGINNING JANUARY 1, 2015, THE**”.

On page 3, in line 9, strike “July” and substitute “October”.

The preceding 2 amendments were read only.

Senator Dyson moved, duly seconded, to make the Bill and Amendments a Special Order for the end of today’s business.

The motion was adopted.

**House Bill 510 – Chair, Ways and Means Committee (By Request –  
Departmental – Planning)**

AN ACT concerning

**Sustainable Communities Tax Credit Program – Extension and Alteration**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**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: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**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**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Getty moved, duly seconded, to make the Bill a Special Order for the end of today's business.

The motion was adopted.

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

AN ACT concerning

**Courts – Juveniles – Expungement of Records**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

FLOOR AMENDMENT

**HB0079/173523/1**

BY: Senator Kittleman

AMENDMENT TO HOUSE BILL 79, AS AMENDED

In line 3 of the Judicial Proceedings Committee Amendment (HB0079/378977/1), strike “OR”; and in line 5, after “ARTICLE;” insert “OR

**(III) A FELONY;**”.

The preceding amendment was read and adopted by a roll call vote as follows:

Affirmative – 24    Negative – 23    (See Roll Call No. 1199)

FLOOR AMENDMENT

**HB0079/603628/2**

BY: Senator Kittleman

AMENDMENTS TO HOUSE BILL 79  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “on” insert “certain victims, certain family members of certain victims, and”.

AMENDMENT NO. 2

On page 2, after line 15, insert:

**“(4) “VICTIM” MEANS A PERSON AGAINST WHOM A DELINQUENT ACT HAS BEEN COMMITTED OR ATTEMPTED.”;**

and in line 20, strike “THE” and substitute “:

**(I) ALL LISTED VICTIMS IN THE CASE IN WHICH THE PERSON IS SEEKING EXPUNGEMENT AT THE ADDRESS LISTED IN THE COURT FILE;**

**(II) ALL FAMILY MEMBERS OF A VICTIM LISTED IN ITEM (I) OF THIS PARAGRAPH WHO ARE LISTED IN THE COURT FILE AS HAVING ATTENDED THE ADJUDICATION FOR THE CASE IN WHICH THE PERSON IS SEEKING EXPUNGEMENT; AND**

**(III) THE**.

The preceding 2 amendments were read and adopted.

FLOOR AMENDMENT

**HB0079/603628/3**

BY: Senator Kittleman

AMENDMENTS TO HOUSE BILL 79  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after "circumstances;" insert "authorizing certain persons to file an objection to a petition for expungement;".

AMENDMENT NO. 2

On page 2, after line 15, insert:

**"(4) "VICTIM" MEANS A PERSON AGAINST WHOM A DELINQUENT ACT HAS BEEN COMMITTED OR ATTEMPTED."**

On page 3, in line 30, after "(I)" insert "**1. THE FOLLOWING PERSONS MAY FILE AN OBJECTION TO A PETITION UNDER THIS SECTION:**

**A. A LISTED VICTIM IN THE CASE IN WHICH THE PERSON IS SEEKING EXPUNGEMENT;**

**B. A FAMILY MEMBER OF A VICTIM LISTED IN ITEM A OF THIS SUBSUBPARAGRAPH WHO IS LISTED IN THE COURT FILE AS HAVING ATTENDED THE ADJUDICATION FOR THE CASE IN WHICH THE PERSON IS SEEKING EXPUNGEMENT; AND**

**C. THE STATE'S ATTORNEY.**

**2.**";

and in line 31, strike “**THE STATE’S ATTORNEY**” and substitute “**A PERSON LISTED IN SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH**”.

The preceding 2 amendments were read and adopted by a roll call vote as follows:

Affirmative – 24    Negative – 23    (See Roll Call No. 1200)

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

Affirmative – 34    Negative – 12    (See Roll Call No. 1201)

The Bill was then sent to the House of Delegates.

**House Bill 553 – Chair, Environmental Matters Committee (By Request – Departmental – Housing and Community Development)**

AN ACT concerning

**Housing – Energy-Efficient Homes Construction Loan Program**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Muse moved, duly seconded, to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

**House Bill 1137 – Delegate Dumais**

AN ACT concerning

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

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Senator Zirkin moved, duly seconded, to make the Bill and Report a Special Order for the end of today’s business.

The motion was adopted.

**CONFERENCE COMMITTEE REPORT**

BILL NO.: **SB 348**

SPONSOR: **Senator Manno**

**SUBJECT: Texting While Driving – Accidents Resulting in  
Death or Serious Injury – Penalties**

THIRD READING CALENDAR      HOUSE NO. 27      SENATE NO. 60

Hon. Thomas V. Mike Miller, Jr., President of the Senate  
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the House Judiciary Committee Amendments (SB0348/632018/1) be rejected.

(2) That the attached Conference Committee Amendments (SB0348/293028/1) be adopted.

**SB0348/293028/1**

BY: Conference Committee

AMENDMENTS TO SENATE BILL 348

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Texting” and substitute “Use of Text Messaging Device or Handheld Telephone”; strike beginning with “altering” in line 4 down through “circumstances;” in line 7; in line 9, after “device” insert “or a handheld telephone”; in the same line, after the second “that” insert “directly”; in line 17, 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;”; in line 19, strike “prohibition” and substitute “prohibitions”; and in the same line, after “device” insert “and a handheld telephone”.

AMENDMENT NO. 2

On page 1, in line 22, after “16–402(a)(39)” insert “, 21–1124.3.”.

On page 2, in line 1, strike “with” and substitute “without”; and in line 3, after “21–1124.1” insert “and 21–1124.2”.

AMENDMENT NO. 3

On page 2, in line 14, strike “§ 21–1124.1(B)(2)” and substitute “§ 21–1124.3”; in line 23, strike “(1)”; in line 24, strike “THE INDIVIDUAL’S HANDS TO USE”; and strike in their entirety lines 27 through 30, inclusive.

AMENDMENT NO. 4

On page 3, after line 27, insert:

“21–1124.2.

(a) (1) In this section the following words have the meanings indicated.

(2) “Handheld telephone” means a handheld device used to access wireless telephone service.

(3) “9–1–1 system” has the meaning stated in § 1–301 of the Public Safety Article.

(b) This section does not apply to:

(1) Emergency use of a handheld telephone, including calls to:

(i) A 9–1–1 system;

(ii) A hospital;

(iii) An ambulance service provider;

(iv) A fire department;

(v) A law enforcement agency; or

(vi) A first aid squad;

(2) Use of a handheld telephone by the following individuals when acting within the scope of official duty:

(i) Law enforcement personnel; and

(ii) Emergency personnel;



(3) Use of a handheld telephone as a text messaging device as defined in § 21–1124.1 of this subtitle; and

(4) Use of a handheld telephone as a communication device utilizing push-to-talk technology by an individual operating a commercial motor vehicle, as defined in 49 C.F.R. Part 390.5 of the Federal Motor Carrier Safety Regulations.

(c) The following individuals may not use a handheld telephone while operating a motor vehicle:

(1) A driver of a Class H (school) vehicle that is carrying passengers and in motion; and

(2) A holder of a learner's instructional permit or a provisional driver's license who is 18 years of age or older.

(d) (1) This subsection does not apply to an individual specified in subsection (c) of this section.

(2) A driver of a motor vehicle that is in motion may not use the driver's hands to use a handheld telephone other than to initiate or terminate a wireless telephone call or to turn on or turn off the handheld telephone.

(e) (1) A person convicted of a violation of this section is subject to the following penalties:

(i) For a first offense, a fine of not more than \$75;

(ii) For a second offense, a fine of not more than \$125; and

(iii) For a third or subsequent offense, a fine of not more than \$175.

(2) Points may not be assessed against the individual under § 16–402 of this article unless the offense contributes to an accident.

(f) The court may waive a penalty under subsection (e) of this section for a person who:

(1) Is convicted of a first offense under this section; and

(2) Provides proof that the person has acquired a hands-free accessory, an attachment or add-on, a built-in feature, or an addition for the person’s handheld telephone that will allow the person to operate a motor vehicle in accordance with this section.

**21-1124.3.**

**A PERSON MAY NOT COMMIT A VIOLATION OF § 21-1124.1 OR § 21-1124.2 OF THIS SUBTITLE THAT CAUSES AN ACCIDENT THAT DIRECTLY RESULTS IN THE DEATH OR, AS DEFINED IN § 27-113 OF THIS ARTICLE, SERIOUS BODILY INJURY OF ANOTHER.”.**

**AMENDMENT NO. 5**

On page 3, in line 29, before “A” insert “**(A)**”; in the same line, strike “**§ 21-1124.1(B)(2)**” and substitute “**§ 21-1124.3**”; in line 31, strike “**3 YEARS**” and substitute “**1 YEAR**”; and after line 31, 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.”.**

Senate Members:

House Members:

Chair, **Jamie Raskin**

Chair, **Curt Anderson**

**Christopher B. Shank**

**Luke Clippinger**

**C. Anthony Muse**

**John W. E. Cluster, Jr.**

Read in the Senate:

Read in the House of Delegates:

Amendment Office Delivers Report to:

( ) Chief Clerk  
(X) Secretary, Senate

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 1202)

The Bill was then sent to the House of Delegates.

### MESSAGE TO THE SENATE

**BILL:    SB 0229**

**SPONSOR:**    Sen Frosh

**SUBJECT:**    Real Property – Condominiums – Disclosures to Purchasers on Resale of Unit – Limitation on Fees

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 Frosh, Chair

Senator Gladden

Senator Muse

The House appoints:

Delegate Beidle, Chairman

Delegate McMillan, and

Delegate Norman.

Said Bill is returned herewith.

By Order,

Sylvia Siegert

Chief Clerk

Read and ordered journalized.

MESSAGE FROM THE HOUSE OF DELEGATES

**FIRST READING OF HOUSE BILLS****House Bill 811 – Delegates Olszewski, Clippinger, and Mitchell**

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; providing for the duration 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; prohibiting a certain school system from participating in the Program more than once; 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 Rules.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1203)

**QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1204)

**ADJOURNMENT**

At 5:23 P.M. on motion of Senator Robey, seconded, the Senate adjourned until 7:15 P.M. on Legislative Day March 30, 2014, Calendar Day, Monday, April 7, 2014.

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**Annapolis, Maryland**  
**Legislative Day: March 30, 2014**  
**Calendar Day: Monday, April 7, 2014**  
**7:15 P.M. Session**

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The Senate met at 7:31 P.M.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1205)

The Journal of March 29, 2014 was read and approved.

**CONFERENCE COMMITTEE REPORT**

**BILL NO.: SB 460      SPONSOR: Senator Raskin**

**SUBJECT: Criminal Law – Person in a Position of Authority – Sexual Offenses With a Minor**

**THIRD READING CALENDAR      HOUSE NO. 28      SENATE NO. 49**

Hon. Thomas V. Mike Miller, Jr., President of the Senate  
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the House Judiciary Committee Amendments (SB0460/482510/2) be rejected; and

(2) That the attached Conference Committee Amendments (SB0460/183920/1) be adopted.

**SB0460/183920/1**

BY: Conference Committee

AMENDMENT TO SENATE BILL 460

(Third Reading File Bill)

On page 2, in line 23, after “by” insert “OR UNDER CONTRACT WITH”; and in line 27, after “teacher,” insert “COACH,”.

Senate Members:

House Members:

Chair, **Bobby A. Zirkin**

Chair, **Kathleen M. Dumais**

**James Brochin**

**Sam Arora**

**Christopher B. Shank**

**Michael J. Hough**

Read in the Senate:

Read in the House of Delegates:

Amendment Office Delivers Report to:

( ) Chief Clerk  
(X) Secretary, Senate

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 1206)

The Bill was then sent to the House of Delegates.

**CONFERENCE COMMITTEE REPORT**

**BILL NO.: HB 101      SPONSOR: Delegate Kipke**

**SUBJECT: Dental Hygienists – Nitrous Oxide – Repeal of Termination Date**

**THIRD READING CALENDAR      HOUSE NO. 5      SENATE NO. 11**

Hon. Thomas V. Mike Miller, Jr., President of the Senate  
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

That the Education, Health, and Environmental Affairs Committee Amendments (HB0101/254238/1) be rejected.

Senate Members:

House Members:

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Chair, **Karen S. Montgomery**

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Chair, **Nicholaus R. Kipke**

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**Roy P. Dyson**

---

**Nathaniel T. Oaks**

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**Edward R. Reilly**

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**Shane E. Pendergrass**

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Read in the Senate:

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Read in the House of Delegates:

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Amendment Office Delivers Report to:

(X) Chief Clerk  
( ) Secretary, Senate

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 1207)

The Bill was then sent to the House of Delegates.

### CONFERENCE COMMITTEE REPORT

**BILL NO.: HB 947      SPONSOR: Delegate Stein**

**SUBJECT: Public Safety – Building Codes – Balcony  
Railing Inspections (Jonathan’s Law)**

**THIRD READING CALENDAR      HOUSE NO. 42      SENATE NO. 24**

Hon. Thomas V. Mike Miller, Jr., President of the Senate

Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the Education, Health, and Environmental Affairs Committee Amendments (HB0947/334339/1) be rejected.



(2) That the attached Conference Committee Amendments (HB0947/693329/1) be adopted.

**HB0947/693329/1**

BY: Conference Committee

AMENDMENTS TO HOUSE BILL 947

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, strike “employed” and substitute “hired”; and in line 15, strike “prohibiting a unit from being inspected under certain circumstances;”.

AMENDMENT NO. 2

On page 4, in line 13, strike “AT LEAST 10% OF THE UNITS IN”; in line 16, strike “**10**” and substitute “5”; and in line 29, strike “**EMPLOYED**” and substitute “HIRED”.

On page 5, in line 28, strike “**10**” and substitute “5”.

On page 6, strike in their entirety lines 1 through 3, inclusive.

On page 7, in line 30, strike “10-year” and substitute “5-year”.

Senate Members:

House Members:

\_\_\_\_\_  
Chair, **Ronald N. Young**

\_\_\_\_\_  
Chair, **Dana Stein**

\_\_\_\_\_  
**Joanne C. Benson**

\_\_\_\_\_  
**Marvin E. Holmes, Jr.**

\_\_\_\_\_  
**Bill Ferguson**

\_\_\_\_\_  
**David Fraser-Hidalgo**

\_\_\_\_\_  
Read in the Senate:

\_\_\_\_\_  
Read in the House of Delegates:

\_\_\_\_\_  
Amendment Office Delivers Report to:

\_\_\_\_\_  
 Chief Clerk  
 Secretary, Senate

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 1208)

The Bill was then sent to the House of Delegates.

### CONFERENCE COMMITTEE REPORT

**BILL NO.: HB 1164      SPONSOR: Delegate Luedtke**

**SUBJECT: Md College and Career-Ready Stds and  
Partnshp for Asmt of Rd for Colege and Cars (PARCC)  
Impl Rev Wk**

**THIRD READING CALENDAR      HOUSE NO. 58      SENATE NO. 20**

Hon. Thomas V. Mike Miller, Jr., President of the Senate  
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That Amendment Nos. 1 and 3 of the Education, Health, and Environmental Affairs Committee Amendments (HB1164/774133/1) be adopted; and

(2) That Amendment No. 2 of the Education, Health, and Environmental Affairs Committee Amendments (HB1164/774133/1) be rejected.

**HB1164/774133/1**

BY: Education, Health, and Environmental Affairs Committee

#### AMENDMENTS TO HOUSE BILL 1164

(Third Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in line 19, strike “providing for the termination of this Act;”.

#### AMENDMENT NO. 2

On page 2, after line 31, insert:

“(x) one representative of charter schools;”.

On page 3, in lines 1, 3, and 5, strike “(x)”, “(xi)”, and “(xii)”, respectively, and substitute “(xi)”, “(xii)”, and “(xiii)”, respectively.

AMENDMENT NO. 3

On page 5, in line 32, strike “shall take effect June 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”.

Senate Members:

House Members:

Chair, **Paul G. Pinsky**

Chair, **Alonzo T. Washington**

**Joanne C. Benson**

**Andrew A. Serafini**

**J. B. Jennings**

**Anne R. Kaiser**

Read in the Senate:

Read in the House of Delegates:

Amendment Office Delivers Report to:

(X) Chief Clerk  
( ) Secretary, Senate

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 46    Negative – 1    (See Roll Call No. 1209)

The Bill was then sent to the House of Delegates.

**CONFERENCE COMMITTEE REPORT**

**BILL NO.: HB 1212      SPONSOR: Delegate Clippinger**

**SUBJECT: Use of Txt Mesaging Dvc or Hanheld Tel While  
Drvq – Acidnts Rsltng in Death or Serious Inj – Pnlts**

THIRD READING CALENDAR      HOUSE NO. 43      SENATE NO. 31

Hon. Thomas V. Mike Miller, Jr., President of the Senate  
 Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the Judicial Proceedings Committee Amendments (HB1212/878773/1) be rejected.

(2) That the attached Conference Committee Amendments (HB1212/903221/1) be adopted.

**HB1212/903221/1**

BY: Conference Committee

AMENDMENTS TO HOUSE BILL 1212  
 (Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “substantially contributes to” and substitute “causes”; and strike beginning with “requiring” in line 7 down through “device;” in line 12.

AMENDMENT NO. 2

On page 2, in line 14, strike “§ 21-1124.3(A)” and substitute “§ 21-1124.3”.

AMENDMENT NO. 3

On page 5, in line 2, strike “(A)”; in line 3, strike “SUBSTANTIALLY CONTRIBUTES TO” and substitute “CAUSES”; strike in their entirety lines 6 through 18, inclusive; and in line 20, strike “§ 21-1124.3(A)” and substitute “§ 21-1124.3”.

Senate Members:

House Members:

\_\_\_\_\_  
 Chair,      **Jamie Raskin**

\_\_\_\_\_  
 Chair,      **Curt Anderson**

\_\_\_\_\_  
**Christopher B. Shank**

\_\_\_\_\_  
**Luke Clippinger**

\_\_\_\_\_  
**C. Anthony Muse**

\_\_\_\_\_  
**John W. E. Cluster, Jr.**

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Read in the Senate: Read in the House of Delegates:

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Amendment Office Delivers Report to: (X) Chief Clerk  
( ) Secretary, Senate

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 1210)

The Bill was then sent to the House of Delegates.

**CONFERENCE COMMITTEE REPORT**

**BILL NO.: HB 881 SPONSOR: Delegate Glenn**

**SUBJECT: Medical Marijuana – Natalie M. LaPrade  
Medical Marijuana Commission**

**THIRD READING CALENDAR HOUSE NO. 59 SENATE NO. 32**

Hon. Thomas V. Mike Miller, Jr., President of the Senate  
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the Judicial Proceedings Committee Amendments (HB0881/528178/1) be rejected.

(2) That the attached Conference Committee Amendments (HB0881/783522/1) be adopted.

**HB0881/783522/1**

BY: Conference Committee

AMENDMENTS TO HOUSE BILL 881  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “registration” and substitute “approval”; in line 7, after “site,” insert “increasing the membership of the Commission; requiring the Department of Health and Mental Hygiene to adopt certain regulations;”; in line 12, strike “registered” and substitute “approved”; and in line 14, after “applications,” insert “prohibiting a certifying physician and the spouse of a certifying physician from receiving gifts from, or having any financial interest in, a medical marijuana grower or a dispensary; authorizing a certifying physician to receive certain compensation if the certifying physician obtains certain approval and discloses certain information;”.

On page 2, in line 6, strike “licensed” and substitute “medical marijuana”; in the same line, after “grower” insert “or dispensary licensed by the Commission”; in line 8, after “caregiver;” insert “prohibiting a caregiver from serving more than a certain number of qualifying patients at any time; prohibiting a qualifying patient from having more than a certain number of caregivers;”; in lines 9 and 10, strike “a registration” and substitute “an approval”; in line 11, strike “a registration” and substitute “an approval”; strike beginning with “providing” in line 12 down through “actions;” in line 13; strike beginning with “providing” in line 16 down through “grower;” in line 18 and substitute “requiring the Commission to establish a certain application review process for granting medical marijuana grower licenses; prohibiting the Commission from issuing more than one medical than one medical marijuana grower license to an applicant; requiring a medical marijuana grower to pay a certain fee; 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 a medical marijuana grower agent to be registered with the Commission; requiring a medical marijuana grower to apply to the Commission for a registration card for each grower agent by submitting certain information to the Commission; requiring each medical marijuana grower agent to obtain a criminal history records check;”; in line 19, strike “and” and substitute a comma; in the same line, after “prepare” insert “medical”; in line 20, after “administration” insert “, and are located in agricultural zones”; in the same line, after “to” insert “actively”; in line 21, after “diversity” insert “and to encourage certain applicants”; strike beginning with “prohibiting” in line 25 down through “requirements;” in line 26 and substitute “prohibiting a medical marijuana grower agent and certain family members of a medical marijuana grower agent from being employed by, and receiving any compensation or gifts from, or having any financial interest in a certifying physician or a medical marijuana treatment center;”; strike beginning with the second “to” in line 27 down through “and” in line 28 and substitute “only to certain programs, certain”.

licensed dispensaries, qualified patients, and caregivers; authorizing a medical marijuana grower”; in line 29, after “patient” insert “or caregiver”; in the same line, after “obtain” insert “medical”; in line 31, after “facilities,” insert “requiring a dispensary to be licensed by the Commission; requiring an applicant to be licensed as a dispensary to submit to the Commission a certain application fee and a certain application; requiring the Commission to establish a certain application review process for granting dispensary licenses and to actively seek to achieve racial, ethnic, and geographic diversity when licensing dispensaries; prohibiting certain entities and agents from being arrested or penalized for certain actions; requiring the medical marijuana treatment center agents to meet certain qualifications; requiring dispensaries to apply to the Commission for registration cards for certain agents by submitting certain information; requiring, under certain circumstances, dispensaries 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 dispensary 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;”; and in line 38, after “date;” insert “requiring the Commission to report to certain committees of the General Assembly on or before a certain date in certain years on any change in 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; requiring the Commission to report to the General Assembly on or before a certain date on the level of competition in the market for medical marijuana; requiring the Commission, in consultation with the Comptroller, to study the taxation of medical marijuana and the impact that medical marijuana laws have had on banking and financial transactions in other states and to report the Commission’s findings and recommendations to the General Assembly on or before a certain date;”.

On page 3, in line 3, strike “and 13–3313” and substitute “, 13–3310, 13–3311, 13–3312, and 13–3316”.

#### AMENDMENT NO. 2

On page 3, in line 27, after “**MEDICINE;**” insert “**AND**”; strike beginning with “**ON**” in line 28 down through “**WITH**” in line 30 and substitute “**APPROVED BY**”; and in line 31, after “**USE**” insert “**IN ACCORDANCE WITH REGULATIONS ADOPTED BY THE COMMISSION**”.

On page 4, after line 2, insert:

**“(F) “DISPENSARY” MEANS AN ENTITY LICENSED UNDER THIS SUBTITLE THAT ACQUIRES, POSSESSES, PROCESSES, TRANSFERS, TRANSPORTS, SELLS, DISTRIBUTES, DISPENSES, OR ADMINISTERS MARIJUANA, PRODUCTS CONTAINING MARIJUANA, RELATED SUPPLIES, RELATED PRODUCTS INCLUDING FOOD, TINCTURES, AEROSOLS, OILS, OR OINTMENTS, OR EDUCATIONAL MATERIALS FOR USE BY A QUALIFYING PATIENT OR CAREGIVER.**

**“(G) “DISPENSARY AGENT” MEANS AN OWNER, A MEMBER, AN EMPLOYEE, A VOLUNTEER, AN OFFICER, OR A DIRECTOR OF A DISPENSARY.”;**

in line 3, strike “**(F)**” and substitute “**(H)**”; in line 5, strike “**(G)**” and substitute “**(I)**”  
**“MEDICAL MARIJUANA GROWER AGENT” MEANS AN OWNER, AN EMPLOYEE, A VOLUNTEER, AN OFFICER, OR A DIRECTOR OF A MEDICAL MARIJUANA GROWER LICENSED UNDER THIS SUBTITLE.**

**(J)**;

in line 8, strike “**(H)**” and substitute “**(K)**”; in line 13, before “**HAS**” insert “**(I)**”; in line 15, after “**RELATIONSHIP;**” insert “**OR**”; in lines 16, 18, and 19, strike “**(2)**”, “**(3)**”, and “**(I)**”, respectively, and substitute “**(II)**”, “**(2)**”, and “**(L)**”, respectively; and in line 17, strike “**OR**” and substitute “**AND**”.

On page 5, in line 18, strike “**REGISTER**” and substitute “**APPROVE**”; strike beginning with the colon in line 23 down through “**DEVELOP**” in line 24 and substitute “**DEVELOP**”; and strike beginning with the semicolon in line 25 down through “**GROWERS**” in line 28.



On page 6, after line 11, insert:

**“(E) THE COMMISSION SHALL DEVELOP AND MAINTAIN A WEB SITE THAT:**

**(1) PROVIDES INFORMATION ON HOW AN INDIVIDUAL CAN OBTAIN MEDICAL MARIJUANA IN THE STATE AND HOW AN INDIVIDUAL CAN FIND A CERTIFYING PHYSICIAN; AND**

**(2) PROVIDES CONTACT INFORMATION FOR LICENSED GROWERS AND LICENSED DISPENSARIES.”;**

and in lines 13 and 16, strike “12” and “11”, respectively, and substitute “15” and “14”, respectively.

On page 7, in line 1, strike “and”; and in line 3, after “States” insert “;

**(X) AN INDIVIDUAL WITH EXPERIENCE IN HORTICULTURE, RECOMMENDED BY THE DEPARTMENT OF AGRICULTURE;**

**(XI) ONE REPRESENTATIVE OF THE UNIVERSITY OF MARYLAND EXTENSION; AND**

**(XII) ONE REPRESENTATIVE OF THE OFFICE OF THE COMPTROLLER”.**

On page 11, in line 25, strike “REGISTERED” and substitute “APPROVED”.

On page 12, in lines 23 and 24, strike “RESISTANT TO CONVENTIONAL MEDICINE” and substitute “FOR WHICH OTHER MEDICAL TREATMENTS HAVE BEEN INEFFECTIVE”; after line 25, insert:

**“(E) (1) A CERTIFYING PHYSICIAN OR THE SPOUSE OF A CERTIFYING PHYSICIAN MAY NOT RECEIVE ANY GIFTS FROM OR HAVE AN OWNERSHIP INTEREST IN A MEDICAL MARIJUANA GROWER OR A DISPENSARY.**

**(2) A CERTIFYING PHYSICIAN MAY RECEIVE COMPENSATION FROM A MEDICAL MARIJUANA GROWER OR DISPENSARY IF:**

**(I) THE CERTIFYING PHYSICIAN OBTAINS THE APPROVAL OF THE COMMISSION BEFORE RECEIVING THE COMPENSATION; AND**

**(II) DISCLOSES THE AMOUNT OF COMPENSATION RECEIVED FROM THE MEDICAL MARIJUANA GROWER OR DISPENSARY TO THE COMMISSION.**”;

and in line 26, strike “**(E)**” and substitute “**(F)**”.

On page 13, in line 9, strike “**LICENSED GROWER**” and substitute “**MEDICAL MARIJUANA GROWER LICENSED BY THE COMMISSION OR A DISPENSARY LICENSED BY THE COMMISSION**”; after line 12, insert:

**“(6) (I) A CAREGIVER MAY SERVE NO MORE THAN FIVE QUALIFYING PATIENTS AT ANY TIME.**

**(II) A QUALIFYING PATIENT MAY HAVE NO MORE THAN TWO CAREGIVERS.**”;

in lines 13 and 24, strike “**(F)**” and “**(G)**”, respectively, and substitute “**(G)**” and “**(H)**”, respectively; in lines 24 and 25, strike “**FOR A RENEWAL OF A REGISTRATION**” and substitute “**TO THE COMMISSION FOR APPROVAL**”; in lines 26 and 27, strike “**A REGISTRATION**” and substitute “**AN APPLICATION FOR APPROVAL**”; and strike in their entirety lines 29 and 30.

On page 14, strike in their entirety lines 1 and 2; in line 10, after “growers” insert “**THAT MEET ALL REQUIREMENTS ESTABLISHED BY THE COMMISSION**”; in line 11, strike “programs” and substitute “**;**”

**(I) PROGRAMS;**

in line 12, after “subtitle” insert “**;**”

**(II) DISPENSARIES LICENSED BY THE COMMISSION UNDER THIS SUBTITLE; AND**

**(III) QUALIFYING PATIENTS AND CAREGIVERS**”;

in line 13, strike “The” and substitute “**EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE**”; in the same line, strike “**10**” and substitute “**15**”; after line 14, insert:

**“(II) BEGINNING JUNE 1, 2016, THE COMMISSION MAY ISSUE THE NUMBER OF LICENSES NECESSARY TO MEET THE DEMAND FOR MEDICAL MARIJUANA BY QUALIFYING PATIENTS AND CAREGIVERS ISSUED IDENTIFICATION CARDS UNDER THIS SUBTITLE IN AN AFFORDABLE, ACCESSIBLE, SECURE, AND EFFICIENT MANNER.**

**(III) THE COMMISSION SHALL ESTABLISH AN APPLICATION REVIEW PROCESS FOR GRANTING MEDICAL MARIJUANA GROWER LICENSES IN WHICH APPLICATIONS ARE REVIEWED, EVALUATED, AND RANKED BASED ON CRITERIA ESTABLISHED BY THE COMMISSION.**

**(IV) THE COMMISSION MAY NOT ISSUE MORE THAN ONE MEDICAL MARIJUANA GROWER LICENSE TO EACH APPLICANT.**

**(V) A GROWER SHALL PAY AN APPLICATION FEE IN AN AMOUNT TO BE DETERMINED BY THE COMMISSION CONSISTENT WITH THIS SUBTITLE.**

**(3) THE COMMISSION SHALL SET STANDARDS FOR LICENSURE AS A MEDICAL MARIJUANA GROWER TO ENSURE PUBLIC SAFETY AND SAFE ACCESS TO MEDICAL MARIJUANA, WHICH MAY INCLUDE A REQUIREMENT FOR THE POSTING OF SECURITY.**

**(4) EACH MEDICAL MARIJUANA GROWER AGENT SHALL:**

**(I) BE REGISTERED WITH THE COMMISSION BEFORE THE AGENT MAY VOLUNTEER OR WORK FOR A LICENSED GROWER; AND**

(II) OBTAIN A STATE AND NATIONAL CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH § 13-3312 OF THIS SUBTITLE.

(5) (I) A LICENSED GROWER SHALL APPLY TO THE COMMISSION FOR A REGISTRATION CARD FOR EACH GROWER AGENT BY SUBMITTING THE NAME, ADDRESS, AND DATE OF BIRTH OF THE AGENT.

(II) 1. WITHIN 1 BUSINESS DAY AFTER A GROWER AGENT CEASES TO BE ASSOCIATED WITH A GROWER, THE GROWER SHALL:

A. NOTIFY THE COMMISSION; AND

B. RETURN THE GROWER AGENT'S REGISTRATION CARD TO THE COMMISSION.

2. ON RECEIPT OF A NOTICE DESCRIBED IN SUBSUBPARAGRAPH 1A OF THIS SUBPARAGRAPH, THE COMMISSION SHALL:

A. IMMEDIATELY REVOKE THE REGISTRATION CARD OF THE GROWER AGENT; AND

B. IF THE REGISTRATION CARD WAS NOT RETURNED TO THE COMMISSION, NOTIFY THE DEPARTMENT OF STATE POLICE.

(III) THE COMMISSION MAY NOT REGISTER A PERSON WHO HAS BEEN CONVICTED OF A FELONY DRUG OFFENSE AS A GROWER AGENT.”;

in line 15, strike “(II) 1.” and substitute “(6) (I)”; in line 16, strike “5” and substitute “2”; in line 17, strike “2.” and substitute “(II)”; in line 18, strike “10” and substitute “2”; in line 19, strike “(III)” and substitute “(7)”; in line 21, strike “(3)” and substitute “(8)”; after line 27, insert:

“(III) THE COMMISSION SHALL ENCOURAGE LICENSING MEDICAL MARIJUANA GROWERS LOCATED IN AGRICULTURAL ZONES.”;

in line 28, strike “**(III) 1.**” and substitute “**(9) (I)**”; in the same line, after “**SHALL**” insert “:

**1. ACTIVELY**;

and in line 30, after “**GROWERS**” insert “;**AND**”.

**AMENDMENT NO. 3**

On page 15, in line 1, after “**2.**” insert “**ENCOURAGE APPLICANTS WHO QUALIFY AS A MINORITY BUSINESS ENTERPRISE, AS DEFINED IN § 14-301 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.**

**(II)**;

in line 5, strike “**(IV) 1.**” and substitute “**(10)**”; strike in their entirety lines 8 through 10, inclusive; in line 12, strike the brackets; strike beginning with “**TO**” in line 13 down through the period in line 16 and substitute “**PROGRAMS APPROVED FOR OPERATION UNDER THIS SUBTITLE;**

**(2) DISPENSARIES LICENSED BY THE COMMISSION UNDER THIS SUBTITLE;**

**(3) QUALIFIED PATIENTS; AND**

**(4) CAREGIVERS.**;

in line 20, after “**PATIENT**” insert “**OR CAREGIVER**”; after line 31, insert:

**13-3310.**

**(A) A DISPENSARY SHALL BE LICENSED BY THE COMMISSION.**

**(B) TO BE LICENSED AS A DISPENSARY, AN APPLICANT SHALL SUBMIT TO THE COMMISSION:**

**(1) AN APPLICATION FEE IN AN AMOUNT TO BE DETERMINED BY THE COMMISSION CONSISTENT WITH THIS SUBTITLE; AND**

**(2) AN APPLICATION THAT INCLUDES:**

**(I) THE LEGAL NAME AND PHYSICAL ADDRESS OF THE PROPOSED DISPENSARY;**

**(II) THE NAME, ADDRESS, AND DATE OF BIRTH OF EACH PRINCIPAL OFFICER AND EACH DIRECTOR, NONE OF WHOM MAY HAVE SERVED AS A PRINCIPAL OFFICER OR DIRECTOR FOR A DISPENSARY THAT HAS HAD ITS REGISTRATION CERTIFICATE REVOKED; AND**

**(III) OPERATING PROCEDURES THAT THE DISPENSARY WILL USE, CONSISTENT WITH COMMISSION REGULATIONS FOR OVERSIGHT, INCLUDING STORAGE OF MARIJUANA ONLY IN ENCLOSED AND LOCKED FACILITIES.**

**(C) THE COMMISSION SHALL:**

**(1) ESTABLISH AN APPLICATION REVIEW PROCESS FOR GRANTING DISPENSARY LICENSES IN WHICH APPLICATIONS ARE REVIEWED, EVALUATED, AND RANKED BASED ON CRITERIA ESTABLISHED BY THE COMMISSION; AND**

**(2) ACTIVELY SEEK TO ACHIEVE RACIAL, ETHNIC, AND GEOGRAPHIC DIVERSITY WHEN LICENSING DISPENSARIES.**

**(D) A DISPENSARY LICENSED UNDER THIS SECTION OR A DISPENSARY AGENT REGISTERED UNDER § 13-3311 OF THIS SUBTITLE MAY NOT BE PENALIZED OR ARRESTED UNDER STATE LAW FOR ACQUIRING, POSSESSING, PROCESSING, TRANSFERRING, TRANSPORTING, SELLING, DISTRIBUTING, OR DISPENSING MARIJUANA, PRODUCTS CONTAINING MARIJUANA, RELATED SUPPLIES, OR EDUCATIONAL MATERIALS FOR USE BY A QUALIFYING PATIENT OR A CAREGIVER.**

**13-3311.**

**(A) A DISPENSARY AGENT SHALL:**

(1) BE AT LEAST 21 YEARS OLD;

(2) BE REGISTERED WITH THE COMMISSION BEFORE THE AGENT MAY VOLUNTEER OR WORK AT A DISPENSARY; AND

(3) OBTAIN A STATE AND NATIONAL CRIMINAL HISTORY RECORDS CHECK IN ACCORDANCE WITH § 13-3312 OF THIS SUBTITLE.

(B) A DISPENSARY SHALL APPLY TO THE COMMISSION FOR A REGISTRATION CARD FOR EACH DISPENSARY AGENT BY SUBMITTING THE NAME, ADDRESS, AND DATE OF BIRTH OF THE AGENT.

(C) (1) WITHIN 1 BUSINESS DAY AFTER A DISPENSARY AGENT CEASES TO BE ASSOCIATED WITH A DISPENSARY, THE DISPENSARY SHALL:

(i) NOTIFY THE COMMISSION; AND

(ii) RETURN THE DISPENSARY AGENT'S REGISTRATION CARD TO THE COMMISSION.

(2) ON RECEIPT OF A NOTICE DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION, THE COMMISSION SHALL:

(i) IMMEDIATELY REVOKE THE REGISTRATION CARD OF THE DISPENSARY AGENT; AND

(ii) IF THE REGISTRATION CARD WAS NOT RETURNED TO THE COMMISSION, NOTIFY THE DEPARTMENT OF STATE POLICE.

(D) THE COMMISSION MAY NOT REGISTER A PERSON WHO HAS BEEN CONVICTED OF A FELONY DRUG OFFENSE AS A DISPENSARY AGENT.

13-3312.

(A) IN THIS SECTION, “CENTRAL REPOSITORY” MEANS THE CRIMINAL JUSTICE INFORMATION SYSTEM CENTRAL REPOSITORY OF THE DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES.

(B) AS PART OF AN APPLICATION TO THE CENTRAL REPOSITORY FOR A STATE AND NATIONAL CRIMINAL HISTORY RECORDS CHECK, AN APPLICANT SHALL SUBMIT TO THE CENTRAL REPOSITORY:

(1) TWO COMPLETE SETS OF LEGIBLE FINGERPRINTS TAKEN ON FORMS APPROVED BY THE DIRECTOR OF THE CENTRAL REPOSITORY AND THE DIRECTOR OF THE FEDERAL BUREAU OF INVESTIGATION;

(2) THE FEE AUTHORIZED UNDER § 10-221(B)(7) OF THE CRIMINAL PROCEDURE ARTICLE FOR ACCESS TO STATE CRIMINAL HISTORY RECORDS; AND

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

(C) IN ACCORDANCE WITH §§ 10-201 THROUGH 10-228 OF THE CRIMINAL PROCEDURE ARTICLE, THE CENTRAL REPOSITORY SHALL FORWARD TO THE COMMISSION AND TO THE APPLICANT THE CRIMINAL HISTORY RECORD INFORMATION OF THE APPLICANT.

(D) IF AN APPLICANT HAS MADE TWO OR MORE UNSUCCESSFUL ATTEMPTS AT SECURING LEGIBLE FINGERPRINTS, THE COMMISSION MAY ACCEPT AN ALTERNATE METHOD OF A CRIMINAL HISTORY RECORDS CHECK AS PERMITTED BY THE DIRECTOR OF THE CENTRAL REPOSITORY AND THE DIRECTOR OF THE FEDERAL BUREAU OF INVESTIGATION.

(E) INFORMATION OBTAINED FROM THE CENTRAL REPOSITORY UNDER THIS SECTION SHALL BE:

(1) CONFIDENTIAL AND MAY NOT BE REDISSEMINATED; AND

(2) USED ONLY FOR THE REGISTRATION PURPOSE AUTHORIZED BY THIS SUBTITLE.



**(F) THE SUBJECT OF A CRIMINAL HISTORY RECORDS CHECK UNDER THIS SECTION MAY CONTEST THE CONTENTS OF THE PRINTED STATEMENT ISSUED BY THE CENTRAL REPOSITORY, AS PROVIDED IN § 10-223 OF THE CRIMINAL PROCEDURE ARTICLE.**;

and in line 32, strike “**13-3310.**” and substitute “**13-3313.**”.

AMENDMENT NO. 4

On page 16, in line 20, strike “**OR**”; after line 20, insert:

**“(6) A DISPENSARY LICENSED UNDER § 13-3310 OF THIS SUBTITLE OR A DISPENSARY AGENT REGISTERED UNDER § 13-3311 OF THIS SUBTITLE; OR”**;

in line 21, strike “**(6)**” and substitute “**(7)**”; strike beginning with “**CERTIFYING**” in line 21 down through “**STAFF**” in line 22 and substitute “**QUALIFYING PATIENT IS RECEIVING TREATMENT**”; in line 25, after “patient” insert “**, A CAREGIVER, A LICENSED GROWER, OR A LICENSED DISPENSARY**”; and in line 32, strike “**13-3311.**” and substitute “**13-3314.**”.

On page 17, in line 29, strike “**REGISTRATION**” and substitute “**APPROVAL**”; in the same line, strike “**WITH**” and substitute “**BY**”; and in line 30, strike “**13-3312.**” and substitute “**13-3315.**”.

On page 18, in line 7, strike “**13-3313.**” and substitute “**13-3316.**”; after line 9, insert:

**“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 1 of any year in which the results of the Maryland Youth Behavior Survey are published, the Natalie M. LaPrade Medical Marijuana Commission shall report to the Senate Judicial Proceedings Committee, the Senate Education, Health, and Environmental Affairs Committee, the House Judiciary Committee, and the House Health and Government Operations Committee, in accordance with § 2-1246 of the State Government Article, on any change in marijuana use by minors in Maryland.**

**SECTION 3. AND BE IT FURTHER ENACTED, That the Natalie M. LaPrade Medical Marijuana Commission shall study and report its recommendations, in**

accordance with § 2–1246 of the State Government Article, to the General Assembly on how to provide access to medical marijuana for veterans who are receiving treatment at a medical facility operating under the auspices of the United States Veterans Health Administration, the United States Department of Veterans Affairs, the Maryland Department of Veterans Affairs, or any other facility in the State certified by the United States Department of Veterans Affairs Medical Center.

SECTION 4. AND BE IT FURTHER ENACTED, That, on or before December 1, 2015, the Natalie M. LaPrade Medical Marijuana Commission shall report to the General Assembly, in accordance with § 2–1246 of the State Government Article, on the level of competition in the market for medical marijuana and:

(1) whether the supply of medical marijuana exceeds the demand, and, if so, whether the oversupply has caused the diversion of medical marijuana to persons not authorized by law to possess it; or

(2) whether the demand exceeds the supply, and, if so, whether additional medical marijuana grower licenses are necessary to meet the demand for medical marijuana by qualifying patients and caregivers issued identification cards under Title 13, Subtitle 33 of the Health – General Article in an affordable, accessible, secure, and efficient manner.

SECTION 5. AND BE IT FURTHER ENACTED, That:

(a) The Natalie M. LaPrade Medical Marijuana Commission, in consultation with the Comptroller, shall study the taxation of medical marijuana and the impact that medical marijuana laws have had on banking and financial transactions in other states that have implemented medical marijuana laws.

(b) The study required under subsection (a) of this section shall include an examination of federal laws and policies related to the taxation of medical marijuana and banking and financial transactions affected by medical marijuana laws.

(c) On or before December 1, 2014, the Commission shall report its findings and recommendations to the General Assembly, in accordance with § 2–1246 of the State Government Article, regarding taxation of medical marijuana in this State and the impact of medical marijuana laws on banking and financial transactions.”;

and in line 10, strike “2.” and substitute “6.”

Senate Members:

House Members:

Chair, **Jamie Raskin**

Chair, **Dan K. Morhaim**

**James Brochin**

**Peter A. Hammen**

**Christopher B. Shank**

**Wade Kach**

Read in the Senate:

Read in the House of Delegates:

Amendment Office Delivers Report to:

Chief Clerk  
 Secretary, Senate

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 44    Negative – 2    (See Roll Call No. 1211)

The Bill was then sent to the House of Delegates.

**CONCURRENCE CALENDAR #35**

**AMENDED IN THE HOUSE**

**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**

Senator Frosh moved that the Senate concur in the House amendments.

**SB0699/232118/1**

BY: House Judiciary Committee

(Third Reading File Bill)

AMENDMENT NO. 1

On page 4, strike beginning with “MEANS” in line 3 down through “3-101(E)” in line 4 and substitute “HAS THE MEANING STATED IN § 3-201(D)”.

AMENDMENT NO. 2

On page 5, in line 1, after “YEAR” insert “BEGINNING IN 2016”.

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 – 47    Negative – 0    (See Roll Call No. 1212)

**AMENDED IN THE HOUSE**

**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**

Senator Frosh moved that the Senate concur in the House amendments.

**SB0923/146385/1**

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 923

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “cards;” insert “requiring the Commission to develop and maintain a certain Web site; increasing the membership of the Commission;”; in line 15, strike “and certain family members” and substitute “and the spouse”; in line 16, strike beginning with “being” through the first “or” and substitute “receiving”; in line 17, after “in” insert a comma; strike beginning with the second “medical” in line 17 down through “center” in line 18 and substitute “dispensary; authorizing a certifying”

physician to receive certain compensation if the certifying physician obtains certain approval and discloses certain information"; and in line 24, strike "medical treatment center" and substitute "medical marijuana grower or dispensary".

On page 2, in line 2, after "caregiver;" insert "prohibiting a caregiver from serving more than a certain number of qualifying patients at any time; prohibiting a qualifying patient from having more than a certain number of caregivers;"; in lines 4 and 5, in each instance, strike "a registration" and substitute "an approval"; in line 10, after "license;" insert "requiring the Commission to establish a certain application review process for granting medical marijuana grower licenses; prohibiting the Commission from issuing more than one medical marijuana grower license to an applicant; requiring a medical marijuana grower to pay a certain fee;"; in line 15, after "licensure;" insert "requiring a medical marijuana grower agent to be registered with the Commission; requiring a medical marijuana grower to apply to the Commission for a registration card for each grower agent by submitting certain information to the Commission;"; in line 17, strike "and" and substitute a comma; in line 18, after "administration" insert ", and are located in agricultural zones"; strike beginning with "prohibiting" in line 23 down through "center;" in line 27; in line 29, strike "and" and substitute a comma; strike beginning with "medical" in line 29 down through "centers" in line 30 and substitute "dispensaries, qualified patients, and caregivers; authorizing a medical marijuana grower to distribute marijuana at certain facilities; authorizing a qualifying patient or caregiver to obtain medical marijuana from certain facilities"; in lines 32 and 34, in each instance, strike "medical marijuana treatment center" and substitute "dispensary"; strike beginning with "authorizing" in line 35 down through "grower" in line 42 and substitute "requiring the Commission to establish a certain application review process for granting dispensary licenses and to actively seek to achieve racial, ethnic, and geographic diversity when licensing dispensaries"; strike beginning with "medical" in line 44 down through "centers" in line 45 and substitute "dispensaries"; and in line 47, strike "medical marijuana treatment centers" and substitute "dispensaries".

On page 3, in line 6, strike "medical marijuana treatment center" and substitute "dispensary"; in line 24, strike "each year" and substitute "in certain years"; in the same line, strike "incidents of" and substitute "any change in"; and in line 27, after the first semicolon insert "requiring the Commission to report to the General Assembly on or before a certain date on the level of competition in the market for medical marijuana; requiring the Commission, in consultation with the Comptroller, to study the taxation of medical marijuana and the impact that medical marijuana laws have had on banking and financial transactions in other states and to report the

Commission’s findings and recommendations to the General Assembly on or before a certain date;”.

AMENDMENT NO. 2

On page 4, after line 25, insert:

**“(F) “DISPENSARY” MEANS AN ENTITY LICENSED UNDER THIS SUBTITLE THAT ACQUIRES, POSSESSES, PROCESSES, TRANSFERS, TRANSPORTS, SELLS, DISTRIBUTES, DISPENSES, OR ADMINISTERS MARIJUANA, PRODUCTS CONTAINING MARIJUANA, RELATED SUPPLIES, RELATED PRODUCTS INCLUDING FOOD, TINCTURES, AEROSOLS, OILS, OR OINTMENTS, OR EDUCATIONAL MATERIALS FOR USE BY A QUALIFYING PATIENT OR CAREGIVER.**

**“(G) “DISPENSARY AGENT” MEANS AN OWNER, A MEMBER, AN EMPLOYEE, A VOLUNTEER, AN OFFICER, OR A DIRECTOR OF A DISPENSARY.”;**

and in line 26, strike **“(F)”** and substitute **“(H)”**.

On page 5, in line 1, strike **“(G)”** and substitute **“(I)”**; and strike in their entirety lines 4 through 13, inclusive.

AMENDMENT NO. 3

On page 7, after line 13, insert:

**“(E) THE COMMISSION SHALL DEVELOP AND MAINTAIN A WEB SITE THAT:**

**(1) PROVIDES INFORMATION ON HOW AN INDIVIDUAL CAN OBTAIN MEDICAL MARIJUANA IN THE STATE AND HOW AN INDIVIDUAL CAN FIND A CERTIFYING PHYSICIAN; AND**

**(2) PROVIDES CONTACT INFORMATION FOR LICENSED GROWERS AND LICENSED DISPENSARIES.”;**

in line 15, strike “12” and substitute **“15”**; and in line 18, strike “11” and substitute **“14”**.

AMENDMENT NO. 4

On page 8, in line 3, strike “and”; and in line 5, after “States” insert “;

(X) AN INDIVIDUAL WITH EXPERIENCE IN HORTICULTURE, RECOMMENDED BY THE DEPARTMENT OF AGRICULTURE;

(XI) ONE REPRESENTATIVE OF THE UNIVERSITY OF MARYLAND EXTENSION; AND

(XII) ONE REPRESENTATIVE OF THE OFFICE OF THE COMPTROLLER”.

AMENDMENT NO. 5

On page 13, strike in their entirety lines 27 through 31, inclusive, and substitute:

“(E) (1) A CERTIFYING PHYSICIAN OR THE SPOUSE OF A CERTIFYING PHYSICIAN MAY NOT RECEIVE ANY GIFTS FROM OR HAVE AN OWNERSHIP INTEREST IN A MEDICAL MARIJUANA GROWER OR A DISPENSARY.

(2) A CERTIFYING PHYSICIAN MAY RECEIVE COMPENSATION FROM A MEDICAL MARIJUANA GROWER OR DISPENSARY IF:

(I) THE CERTIFYING PHYSICIAN OBTAINS THE APPROVAL OF THE COMMISSION BEFORE RECEIVING THE COMPENSATION; AND

(II) DISCLOSES THE AMOUNT OF COMPENSATION RECEIVED FROM THE MEDICAL MARIJUANA GROWER OR DISPENSARY TO THE COMMISSION.”.

On page 14, in line 13, strike “TREATMENT CENTER” and substitute “GROWER”; in line 14, after “COMMISSION” insert “OR A DISPENSARY LICENSED BY THE COMMISSION”; after line 17, insert:

“(6) (I) A CAREGIVER MAY SERVE NO MORE THAN FIVE QUALIFYING PATIENTS AT ANY TIME.

**(II) A QUALIFYING PATIENT MAY HAVE NO MORE THAN TWO CAREGIVERS.**;

and strike beginning with “FOR” in line 29 down through “REGISTRATION” in line 30 and substitute “TO THE COMMISSION FOR APPROVAL”.

On page 15, strike beginning with the second “A” in line 1 down through “REGISTRATION” in line 2 and substitute “AN APPLICATION FOR APPROVAL”; in line 18, strike “AND”; in line 20, after “SUBTITLE” insert “;AND”

**(III) QUALIFYING PATIENTS AND CAREGIVERS**;

in line 19, strike “MEDICAL MARIJUANA TREATMENT CENTERS” and substitute “DISPENSARIES”; in line 21, after “(2)” insert “(I)”; in the same line, strike “The” and substitute “EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE”; in line 22, strike “SHALL” and substitute “MAY LICENSE NO MORE THAN 15 MEDICAL MARIJUANA GROWERS.”

**(II) BEGINNING JUNE 1, 2016, THE COMMISSION MAY**;

after line 25, insert:

**“(III) THE COMMISSION SHALL ESTABLISH AN APPLICATION REVIEW PROCESS FOR GRANTING MEDICAL MARIJUANA GROWER LICENSES IN WHICH APPLICATIONS ARE REVIEWED, EVALUATED, AND RANKED BASED ON CRITERIA ESTABLISHED BY THE COMMISSION.**

**(IV) THE COMMISSION MAY NOT ISSUE MORE THAN ONE MEDICAL MARIJUANA GROWER LICENSE TO EACH APPLICANT.**

**(V) A GROWER SHALL PAY AN APPLICATION FEE IN AN AMOUNT TO BE DETERMINED BY THE COMMISSION CONSISTENT WITH THIS SUBTITLE.**;

in line 30, after “SHALL” insert “:”



(I) BE REGISTERED WITH THE COMMISSION BEFORE THE AGENT MAY VOLUNTEER OR WORK FOR A LICENSED GROWER; AND

(II)”;

in the same line, strike “OBTAIN” and substitute “OBTAIN”; and after line 32, insert:

“(5) (I) A LICENSED GROWER SHALL APPLY TO THE COMMISSION FOR A REGISTRATION CARD FOR EACH GROWER AGENT BY SUBMITTING THE NAME, ADDRESS, AND DATE OF BIRTH OF THE AGENT.

(II) 1. WITHIN 1 BUSINESS DAY AFTER A GROWER AGENT CEASES TO BE ASSOCIATED WITH A GROWER, THE GROWER SHALL:

A. NOTIFY THE COMMISSION; AND

B. RETURN THE GROWER AGENT’S REGISTRATION CARD TO THE COMMISSION.

2. ON RECEIPT OF A NOTICE DESCRIBED IN SUBSUBPARAGRAPH 1A OF THIS SUBPARAGRAPH, THE COMMISSION SHALL:

A. IMMEDIATELY REVOKE THE REGISTRATION CARD OF THE GROWER AGENT; AND

B. IF THE REGISTRATION CARD WAS NOT RETURNED TO THE COMMISSION, NOTIFY THE DEPARTMENT OF STATE POLICE.

(III) THE COMMISSION MAY NOT REGISTER A PERSON WHO HAS BEEN CONVICTED OF A FELONY DRUG OFFENSE AS A GROWER AGENT.”

On page 16, in lines 1, 5, 7, 14, and 25, strike “(5)”, “(6)”, “(7)”, “(8)”, and “(9)”, respectively, and substitute “(6)”, “(7)”, “(8)”, “(9)”, and “(10)”, respectively; after line 13, insert:

**“(III) THE COMMISSION SHALL ENCOURAGE LICENSING MEDICAL MARIJUANA GROWERS LOCATED IN AGRICULTURAL ZONES.”;**

and strike in their entirety lines 27 through 31, inclusive.

On page 17, in line 8, strike **“AND”**; in line 9, strike **“MEDICAL MARIJUANA TREATMENT CENTERS”** and substitute **“DISPENSARIES”**; and in line 10, after **“SUBTITLE”** insert **“;**

**(3) QUALIFIED PATIENTS; AND**

**(4) CAREGIVERS.**

**(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 OR CAREGIVER MAY OBTAIN MEDICAL MARIJUANA FROM A GROWER’S FACILITY OR FROM A SATELLITE FACILITY OF THE GROWER”;**

and in lines 11, 14, 17, and 19, strike **“(C)”**, **“(D)”**, **“(E)”**, and **“(F)”**, respectively, and substitute **“(D)”**, **“(E)”**, **“(F)”**, and **“(G)”**, respectively.

#### **AMENDMENT NO. 6**

On page 17, in lines 22, 24, and 30, in each instance, strike **“MEDICAL MARIJUANA TREATMENT CENTER”** and substitute **“DISPENSARY”**; and in line 27, strike **“DEPARTMENT”** and substitute **“COMMISSION”**.

On page 18, strike beginning with **“MEDICAL”** in line 3 down through **“CENTER”** in line 4 and substitute **“DISPENSARY”**; strike beginning with **“MEDICAL”** in line 6 down through **“CENTER”** in line 7 and substitute **“DISPENSARY”**; strike in their entirety lines 10 through 24, inclusive, and substitute:

**“(C) THE COMMISSION SHALL:**

**(1) ESTABLISH AN APPLICATION REVIEW PROCESS FOR GRANTING DISPENSARY LICENSES IN WHICH APPLICATIONS ARE REVIEWED, EVALUATED, AND RANKED BASED ON CRITERIA ESTABLISHED BY THE COMMISSION; AND**

**(2) ACTIVELY SEEK TO ACHIEVE RACIAL, ETHNIC, AND GEOGRAPHIC DIVERSITY WHEN LICENSING DISPENSARIES.**”;

in line 25, strike “**(E)**” and substitute “**(D)**”; and in lines 25, 26, and 34, in each instance, strike “**MEDICAL MARIJUANA TREATMENT CENTER**” substitute “**DISPENSARY**”.

On page 19, in lines 2, 6, and 20, in each instance, strike “**MEDICAL MARIJUANA TREATMENT CENTER**” and substitute “**DISPENSARY**”; strike beginning with “**MEDICAL**” in line 7 down through “**CENTER**” in line 8 and substitute “**DISPENSARY**”; strike beginning with “**MEDICAL**” in line 10 down through “**CENTER**” in line 11 and substitute “**DISPENSARY**”; strike beginning with “**MEDICAL**” in line 11 down through “**CENTER**” in line 12 and substitute “**DISPENSARY**”; strike beginning with “**MEDICAL**” in line 12 down through “**CENTER**” in line 13 and substitute “**DISPENSARY**”; strike beginning with “**MEDICAL**” in line 15 down through “**CENTER**” in line 16 and substitute “**DISPENSARY**”; and strike beginning with “**MEDICAL**” in line 24 down through “**CENTER**” in line 25 and substitute “**DISPENSARY**”.

On page 21, in line 19, strike “**MEDICAL MARIJUANA TREATMENT CENTER**” and substitute “**DISPENSARY**”; strike beginning with “**MEDICAL**” in line 20 down through “**CENTER**” in line 21 and substitute “**DISPENSARY**”; in line 25, after “subtitle” insert a comma; in the same line, strike “or from”; and in line 26, after “patient” insert “**, A CAREGIVER, A LICENSED GROWER, OR A LICENSED DISPENSARY**”.

On page 22, in line 30, strike “**REGISTRATION**” and substitute “**APPROVAL**”; and in the same line, strike “**WITH**” and substitute “**BY**”.

#### **AMENDMENT NO. 7**

On page 23, in line 13, strike “**each**” and substitute “**any**”; in the same line, after “**year**” insert “**in which the results of the Maryland Youth Behavior Survey are published**”; strike beginning with “**and**” in line 13 down through “**Hygiene**” in line 14;

in line 18, strike “incidents of” and substitute “any change in”; strike beginning with “, including” in line 18 down through “Act” in line 19; after line 27, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That, on or before December 1, 2015, the Natalie M. LaPrade Medical Marijuana Commission shall report to the General Assembly, in accordance with § 2–1246 of the State Government Article, on the level of competition in the market for medical marijuana and:

(1) whether the supply of medical marijuana exceeds the demand, and, if so, whether the oversupply has caused the diversion of medical marijuana to persons not authorized by law to possess it; or

(2) whether the demand exceeds the supply, and, if so, whether additional medical marijuana grower licenses are necessary to meet the demand for medical marijuana by qualifying patients and caregivers issued identification cards under Title 13, Subtitle 33 of the Health – General Article in an affordable, accessible, secure, and efficient manner.

SECTION 5. AND BE IT FURTHER ENACTED, That:

(a) The Natalie M. LaPrade Medical Marijuana Commission, in consultation with the Comptroller, shall study the taxation of medical marijuana and the impact that medical marijuana laws have had on banking and financial transactions in other states that have implemented medical marijuana laws.

(b) The study required under subsection (a) of this section shall include an examination of federal laws and policies related to the taxation of medical marijuana and banking and financial transactions affected by medical marijuana laws.

(c) On or before December 1, 2014, the Commission shall report its findings and recommendations to the General Assembly, in accordance with § 2–1246 of the State Government Article, regarding taxation of medical marijuana in this State and the impact of medical marijuana laws on banking and financial transactions.”;

and in line 28, strike “4.” and substitute “6.”.

The preceding 7 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 – 44    Negative – 2    (See Roll Call No. 1213)

**AMENDED IN THE HOUSE**

**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**

Senator Kasemeyer moved that the Senate concur in the House amendments.

**SB0534/305268/1**

BY:    Committee on Ways and Means

AMENDMENTS TO SENATE BILL 534

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “Declining State Aid” and substitute “Small and Declining Student Enrollment”; in line 4, after “of” insert “establishing eligibility for a county board of education to receive a certain State grant;”; in line 5, strike “certain” and substitute “eligible”; and in line 6, strike “under certain circumstances”.

AMENDMENT NO. 2

On page 1, in line 22, strike “now, therefore,” and substitute “and”

WHEREAS, Small school districts in which enrollment is declining are in a unique situation that is not addressed in the current State education funding calculations; and

WHEREAS, Although the adequacy study provides an opportunity to study the effect on State education funding resulting from declining enrollments in small school districts, the study will not be completed until December 1, 2016, and any changes to the State education funding calculations resulting from the study will not be effective until fiscal year 2018; now, therefore,.”

AMENDMENT NO. 3

On page 3, strike in their entirety lines 23 through 27, inclusive, and substitute:

**“(5) (I) FOR FISCAL YEARS 2015 THROUGH 2017, A COUNTY BOARD IS ELIGIBLE FOR A STATE GRANT UNDER THIS PARAGRAPH IF A COUNTY BOARD’S:**

**1. FULL-TIME EQUIVALENT ENROLLMENT IS LESS THAN 5,000;**

**2. FULL-TIME EQUIVALENT ENROLLMENT IN THE CURRENT FISCAL YEAR IS LESS THAN THE PRIOR FISCAL YEAR; AND**

**3. TOTAL DIRECT EDUCATION AID IN THE CURRENT FISCAL YEAR IS LESS THAN THE PRIOR FISCAL YEAR BY MORE THAN 1%.**

**(II) THE STATE SHALL PROVIDE A GRANT TO A COUNTY BOARD THAT IS ELIGIBLE UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.**

**(III) THE GRANT SHALL BE EQUAL TO 50% OF THE DECREASE IN TOTAL DIRECT EDUCATION AID FROM THE PRIOR FISCAL YEAR TO THE CURRENT FISCAL YEAR.”**

The preceding 3 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 – 47    Negative – 0    (See Roll Call No. 1214)

**CONCURRENCE CALENDAR #36**

**AMENDED IN THE HOUSE**

**Senate Bill 548 – Calvert County Senators**

AN ACT concerning

**Calvert County – Alcoholic Beverages – Special Event (Festival) Beer, Wine  
and Liquor ~~License~~ Permit**

Senator Conway moved that the Senate concur in the House amendments.

**SB0548/543492/1**

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 548

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, strike “by the Board”.

AMENDMENT NO. 2

On page 2, in line 11, strike “**500**” and substitute “**1,000**”; in line 13, strike “**THAT THE BOARD OF LICENSE COMMISSIONERS REQUIRES**” and substitute “**REQUIRED**”; and in line 20, strike “**\$500**” and substitute “**\$1,000**”.

The preceding 2 amendments were read and concurred in.

**SB0548/713594/1**

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 548, AS AMENDED

In the Economic Matters Committee Amendments (SB0548/543492/1), in line 3 of Amendment No. 2, strike “**\$1,000**” and substitute “**\$100**”.

The preceding amendment was read and concurred in.

**SB0548/223022/1**

BY: Delegate O’Donnell

AMENDMENT TO SENATE BILL 548, AS AMENDED

In the Economic Matters Committee Amendments (SB0548/543492/1), in line 1 of Amendment No. 2, strike “**1,000**” and substitute “**750**”.

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 – 47    Negative – 0    (See Roll Call No. 1215)

### AMENDED IN THE HOUSE

**Senate Bill 552 – Senators Glassman, Jacobs, and Jennings**

AN ACT concerning

**Harford County – Liquor Control Board – Alcoholic Beverages Licenses**

Senator Conway moved that the Senate concur in the House amendments.

**SB0552/323791/1**

BY: Economic Matters Committee

#### AMENDMENTS TO SENATE BILL 552

(Third Reading File Bill)

##### AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Glassman, Jacobs, and Jennings” and substitute “Glassman and Jacobs”; in line 2, strike “Liquor Control Board –” and substitute “Class H-CC”; strike beginning with “authorizing” in line 3 down through “regulations;” in line 7; in line 7, after “repealing” insert “in Harford County”; in line 9, after “center” insert “alcoholic beverages”; strike beginning with “authorizing” in line 11 down through “licensees;” in line 18; and in line 18, strike “the Liquor Control Board and” and substitute “Class H-CC”.

On page 2, strike in their entirety lines 6 through 15, inclusive; in line 18, strike “, 8-213.1(e), 10-103(b)(18), and 15-112(n)”; and strike in their entirety lines 21 through 25, inclusive.

##### AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 29 on page 2 through line 4 on page 3, inclusive.



On pages 4 and 5, strike in their entirety the lines beginning with line 9 on page 4 through line 19 on page 5, inclusive.

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 – 46    Negative – 0    (See Roll Call No. 1216)

**AMENDED IN THE HOUSE**

**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**

Senator Conway moved that the Senate concur in the House amendments.

**SB0876/225367/1**

BY:    Committee on Ways and Means

AMENDMENTS TO SENATE BILL 876

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “Program;” insert “providing for the duration of the Program;”; and in line 9, after “Program;” insert “prohibiting a certain school system from participating in the Program more than once;”.

AMENDMENT NO. 2

On page 2, after line 30, insert:

**“(2) THE PROGRAM SHALL BEGIN IN THE SUMMER OF 2015 AND LAST FOR 3 YEARS.”;**

and in line 31, strike “(2)” and substitute “(3)”.

AMENDMENT NO. 3

On page 3, in line 15, after “(1)” insert “(I)”; in line 16, after “SYSTEMS” insert “EACH YEAR”; in lines 16 and 17, strike “FOR A PERIOD OF 3 YEARS”; and after line 17, insert:

**“(II) EACH ELIGIBLE SCHOOL SYSTEM MAY ONLY BE SELECTED TO PARTICIPATE IN THE PROGRAM FOR 1 YEAR.”**

The preceding 3 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 – 47    Negative – 0    (See Roll Call No. 1217)

### AMENDED IN THE HOUSE

#### Senate Bill 966 – Senators Dyson and Middleton

AN ACT concerning

#### Calvert County, Charles County, and St. Mary’s County – Deer Hunting

Senator Conway moved that the Senate concur in the House amendments.

**SB0966/130415/1**

BY: Environmental Matters Committee

#### AMENDMENTS TO SENATE BILL 966

(Third Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in lines 2 and 16, in each instance, strike “Calvert County,”; in the same lines, in each instance, strike the second comma; in line 6, after “program;” insert “authorizing the Department to terminate the program under certain circumstances; requiring the Department to provide a certain report to the General Assembly on or before a certain date;”; and in lines 15 and 16, strike “defining a certain term” and substitute “authorizing the Department to terminate a certain deer season under certain circumstances; authorizing the Department to restrict the lands on which a person may hunt deer under certain circumstances; providing for the termination of this Act”.

AMENDMENT NO. 2

On page 2, in lines 10 and 11, strike “CALVERT COUNTY,”; in lines 11, 13, and 28, in each instance, strike the second comma; in lines 13 and 28, in each instance, strike “CALVERT COUNTY,”; after line 18, insert:

**“(C) THE DEPARTMENT MAY TERMINATE THE PROGRAM TO PROTECT PUBLIC SAFETY AND WELFARE.**

**(D) ON OR BEFORE DECEMBER 1, 2016, THE DEPARTMENT SHALL REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, ON THE IMPLEMENTATION OF THE PROGRAM.”;**

in line 19, strike “(C)” and substitute “(E)”; and in line 20, after “SECTION” insert “, **INCLUDING A SYSTEM FOR STAGGERING PARTICIPATION IN THE PROGRAM**”.

AMENDMENT NO. 3

On page 3, in lines 3, 9, 11, and 14, in each instance, strike “CALVERT COUNTY,”; in lines 3, 9, and 18, in each instance, strike the second comma; in lines 12 and 15, in each instance, strike the comma; in line 18, strike “CALVERT COUNTY,”; and after line 19, insert:

**“(5) TO PROTECT PUBLIC SAFETY AND WELFARE, THE DEPARTMENT MAY:**

**(I) TERMINATE THE DEER HUNTING SEASON ESTABLISHED UNDER SUBSECTION (A)(2) OF THIS SECTION; AND**

**(II) RESTRICT THE LANDS ON WHICH AN INDIVIDUAL MAY HUNT DEER.”.**

AMENDMENT NO. 4

On page 3, in line 21, after “2014.” insert “**It shall remain effective for a period 3 years and, at the end of June 30, 2017, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.**”.

The preceding 4 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 – 45    Negative – 1    (See Roll Call No. 1218)

### **THE COMMITTEE ON RULES REPORT #19**

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Budget and Taxation:

**House Bill 708 – Delegates Serafini, Beitzel, Clagett, Donoghue, K. Kelly, Myers, and Parrott**

AN ACT concerning

#### **Correctional Officers' Retirement System – Membership**

The bill was re-referred to the Committee on Budget and Taxation.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Education, Health, and Environmental Affairs:

**House Bill 811 – Delegates Olszewski, Clippinger, and Mitchell**

AN ACT concerning

#### **Education – Summer Career Academy Pilot Program**

The bill was re-referred to the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Finance:

**House Bill 1036 – Delegates M. Washington, Rudolph, Arora, Dumais, Eckardt, Glenn, Griffith, Kaiser, Mitchell, Nathan-Pulliam, Summers, Vaughn, Wilson, and Zucker**

AN ACT concerning

#### **Human Services – Interagency Council on Homelessness**

The bill was re-referred to the Committee on Finance.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Education, Health, and Environmental Affairs:

**House Bill 1076 – Delegates Conway, Arentz, Cane, Eckardt,  
Haddaway-Riccio, Otto, Proctor, Rudolph, and Smigiel**

AN ACT concerning

~~**Agriculture – Poultry Litter – Energy-Generating Cooperative Program**~~  
**Energy-Generating Cooperative Advisory Committee**

The bill was re-referred to the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Judicial Proceedings:

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

AN ACT concerning

**Family Law – Child Abuse and Neglect – Provision of Information to Health  
Care ~~Provider~~ Practitioners**

The bill was re-referred to the Committee on Judicial Proceedings.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Finance:

**House Bill 1309 – Delegates Smigiel, Jacobs, and Otto**

AN ACT concerning

**State Personnel – Applicants for Employment – Criminal History Records  
Check – Exemptions**

The bill was re-referred to the Committee on Finance.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Judicial Proceedings:

**House Bill 1328 – Delegates Swain ~~and Vaughn~~, Vaughn, and Tarrant**

AN ACT concerning

**Maryland Cooperative Housing Act – Transparency Requirements and  
Member Rights**

The bill was re-referred to the Committee on Judicial Proceedings.

Senator Klausmeier, Chair, for the Committee on Rules moved the following Bill be re-referred to the Committee on Budget and Taxation:

**House Bill 1483 – Delegates Hucker and Costa**

AN ACT concerning

**State Reformed Contributory Employees' and Teachers' Pension Systems –  
Prior Eligibility Service**

The bill was re-referred to the Committee on Budget and Taxation.

**YEAS AND NAYS**

**SENATE BILLS PASSED IN THE HOUSE**

NUMBER	SPONSOR	CONTENT
SB 69	Ch., Jud. Proceed.	Maryland Register – Publication of Court Documents – Exception
SB 266	Baltimore City Senate	Maryland Income Tax Refund – Baltimore City – Warrants
SB 340	Calvert Co. Senators	Calvert County – Alcoholic Beverages – Unlicensed Establishments – Prohibitions
SB 469	Sen. Shank	Maryland Income Tax Refund – Washington County – Warrants
SB 515	Sen. Gladden	Juvenile Law – Transfer of Cases to Juvenile Court
SB 558	Carroll Co. Senators	Carroll County – Local Government Tort Claims Act – Industrial Development Authority
SB 596	Sen. Peters	Income Tax Subtraction Modification – Mortgage Forgiveness Debt Relief – Extension
SB 805	Sen. Raskin	Maryland Uniform Collaborative Law Act
SB 1066	Sen. Raskin	Fairness in Negotiations Act and the Public School Labor Relations Board – Sunset Reporting and Reporting

SB 1099	Sen. Manno	Reqmts Wrkrs' Comp – Occup Disease Presumps – Paid Resc Squad Mbrs and Paid Advanced Life Sup Unit Mbrs
SB 1103	Sen. Jones–Rodwell	Baltimore City – Alcoholic Beverages – Class C Licenses

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

### THE COMMITTEE ON BUDGET AND TAXATION REPORT #38

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 741 – Delegates Bohanan, Barnes, Barve, Beidle, Branch, Braveboy, Bromwell, Busch, Cane, Carter, Clagett, 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, Murphy, Oaks, Olszewski, Pena–Melnik, Pendergrass, Proctor, B. Robinson, Rudolph, Sophocleus, Stein, Tarrant, F. Turner, V. Turner, Vallario, Waldstreicher, Walker, A. Washington, M. Washington, Weir, Wilson, Wood, and Zucker**

AN ACT concerning

#### **Business and Economic Development – Maryland E–Nnovation Initiative Program**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 742 – Delegates Walker, Barnes, Barve, Beidle, Bohanan, Branch, Braveboy, Bromwell, Busch, Cane, Cardin, Carter, Clagett, Conway, Cullison, Davis, DeBoy, Donoghue, Dumais, Frick, Frush, Gaines, Griffith, Guzzone, Hammen, Haynes, Healey, Hixson, Holmes, Howard, Hubbard, Ivey, James, Jameson, Jones, Kaiser, A. Kelly, Lafferty, Luedtke, Malone, McHale, McIntosh, A. Miller, Morhaim, Niemann, Oaks, Olszewski, Pena–Melnik, Pendergrass, Proctor, B. Robinson, Rudolph, Stein, F. Turner, V. Turner, Valderrama, Valentino–Smith,**

**Vallario, Vaughn, Waldstreicher, A. Washington, Weir, Wilson, and Zucker**

AN ACT concerning

**Regional Institution Strategic Enterprise Zone Program**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 814 – Delegates Beitzel, Arentz, Jacobs, and Smigiel**

AN ACT concerning

**Education – State Grant to Counties With Small and Declining Student Enrollment**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 1063 – Delegates Hixson, Barkley, Barve, Carr, Cullison, Dumais, Fraser-Hidalgo, Gutierrez, Hucker, Kaiser, A. Kelly, Lee, Reznik, S. Robinson, and Simmons**

AN ACT concerning

**Libraries – Regional Resource Centers and County Public Libraries – Funding**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 1228 – Delegates Luedtke, Cardin, Carr, Conway, DeBoy, Eckardt, Fraser-Hidalgo, Glass, Haddaway-Riccio, Ivey, A. Kelly, Kipke, Love,**



**Malone, Olszewski, Pena–Melnik, Reznik, Rudolph, Serafini, Szeliga, Vitale, A. Washington, and Wood**

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

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

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON FINANCE REPORT #46**

Senator Middleton, Chair, for the Committee on Finance 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**

**HB1510/177574/1**

BY: Finance Committee

AMENDMENT TO HOUSE BILL 1510

(Third Reading File Bill)

On page 11, strike in their entirety lines 5 through 10, inclusive.

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 EDUCATION, HEALTH, AND ENVIRONMENTAL  
AFFAIRS REPORT #73**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

**Senate Joint Resolution 6 – Senators Raskin, Conway, Frosh, Gladden, Kelley, Madaleno, Montgomery, Peters, Pinsky, Robey, and Rosapepe**

A Senate Joint Resolution concerning

**United States Constitutional Convention – Democracy Amendment****SJ0006/654137/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE JOINT RESOLUTION 6

(First Reading File Joint Resolution)

On page 3, in line 22, after “That” insert “certified”; in the same line, after “this” insert “Joint”; in line 23, after “(1)” insert “the Honorable Joseph R. Biden, Jr., Vice President of the United States, President of the United States Senate, Suite S-212, United States Capitol Building, Washington, D.C. 20510;”; in the same line, after the first “the” insert “Honorable Patrick Leahy;”; in the same line, after “Senate” insert “, 437 Russell Senate Office Building, Washington, D.C. 20510;”; in the same line, after the third “the” insert “Honorable John Boehner;”; in line 24, after “Representatives”

insert “, 1011 Longworth House Office Building, Washington, D.C. 20515”; in line 25, strike “all members of”; in the same line, after “Delegation” insert “: Senators Barbara A. Mikulski and Benjamin L. Cardin, Senate Office Building, Washington, D.C. 20510; and Representatives Andrew P. Harris, C. A. Dutch Ruppersberger III, John P. Sarbanes, Donna Edwards, Steny Hamilton Hoyer, John Delaney, Elijah E. Cummings, and Christopher Van Hollen, Jr., House Office Building, Washington, D.C. 20515”; in line 26, after the first “the” insert “Honorable David S. Ferriero,”; in the same line, after “States” insert “, National Archives and Records Administration, 709 Pennsylvania Avenue N.W., Washington, D.C. 20408”; strike beginning with “Clerks” in line 27 down through “Representatives” in line 28 and substitute “Honorable Nancy Erickson, Secretary of the United States Senate, Room H-154, United States Capitol Building, Washington, D.C. 20510; the Honorable Elizabeth MacDonough, Parliamentarian of the United States Senate, Room H-154, United States Capitol Building, Washington, D.C. 20510; the Honorable Karen L. Haas, Clerk of the United States House of Representatives, Suite S-312, United States Capitol Building, Washington, D.C. 20515; and the Honorable Thomas J. Wickham, Jr., Parliamentarian of the United States House of Representatives, Room H-209, United States Capitol, Washington, D.C. 20515”; in line 28, strike “record” and substitute “publish this Joint Resolution in the Congressional Record and list”; in line 29, strike “published” and substitute “official”; and in the same line, after “state” insert “legislative”.

The preceding amendment was read only.

Senator Getty moved, duly seconded, to make the Bill and Amendment a Special Order for the end of today’s business.

The motion was adopted by a roll call vote as follows:

Affirmative – 26    Negative – 21    (See Roll Call No. 1219)

**THE COMMITTEE ON EDUCATION, HEALTH, AND ENVIRONMENTAL  
AFFAIRS REPORT #74**

**CONSENT CALENDAR #65**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

BILL NO.	REPORT	SPONSOR	CONTENT
HB 1276	FAV	Del A.	Child Care Centers – Healthy

		Washington, et al	Eating and Physical Activity Act
HB 1432	FAV	Del A. Washington	Teaching Fellows for Maryland Scholarship Program
HB 1479	FAV	Del Frank, et al	Election Law – Baltimore City Republican Party Central Committee – Filling of Vacancies

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

### CONCURRENCE CALENDAR #37

#### AMENDED IN THE HOUSE

**Senate Bill 257 – Senators Kelley, Astle, Feldman, Glassman, Kittleman, Mathias, Middleton, Pugh, ~~and Ramirez~~ Ramirez, and Klausmeier**

AN ACT concerning

#### **Task Force to Study Access to Pharmacy Services in Maryland**

Senator Middleton moved that the Senate concur in the House amendment.

**SB0257/226887/1**

BY: Health and Government Operations Committee

#### AMENDMENT TO SENATE BILL 257

(Third Reading File Bill)

On page 3, in line 4, strike “and”; and in line 6, after “State” insert “; and”

(xv) one representative of the Pharmaceutical Research and Manufacturers of America”.

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 – 47    Negative – 0    (See Roll Call No. 1220)

**THE COMMITTEE ON JUDICIAL PROCEEDINGS REPORT #36**

Senator Frosh, Chair, for the Committee on Judicial Proceedings 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**

**HB0422/758175/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 422  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “based” insert “solely”.

AMENDMENT NO. 2

On page 4, in lines 14 and 15 and 26 and 27, in each instance, strike “, OR OTHERWISE REGULATE A DOG”.

AMENDMENT NO. 3

On page 4, in lines 15 and 27, in each instance, after “**BASED**” insert “**SOLELY**”.

The preceding 3 amendments were read only.

Senator Ramirez moved, duly seconded, to make the Bill and Amendments a Special Order for the end of today’s business.

The motion was adopted.

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (HOUSE BILLS) #51**

**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 – 46    Negative – 0    (See Roll Call No. 1221)

The Bill was then sent to the House of Delegates.

**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 – 46    Negative – 0    (See Roll Call No. 1222)

The Bill was then sent to the House of Delegates.

**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**

Senator Brinkley moved, duly seconded, to postpone indefinitely further action on **House Bill 867**.

The motion was adopted by a roll call vote as follows:

Affirmative – 26    Negative – 20    (See Roll Call No. 1223)

**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 – 47    Negative – 0    (See Roll Call No. 1224)

The Bill was then sent to the House of Delegates.

**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 – 35    Negative – 11    (See Roll Call No. 1225)

The Bill was then sent to the House of Delegates.

**SPECIAL ORDERS**

The presiding officer submitted the Special Orders of the day, as follows:

**House Bill 450 – Delegates Hixson, Harper, A. Miller, Serafini, Stukes, Summers, and A. Washington**

AN ACT concerning

**Income Tax Credit – Endow Maryland**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**House Bill 1323 – Delegates Kaiser, Olszewski, Ivey, Arora, Aumann, Barkley, Barnes, Barve, Boteler, Braveboy, Bromwell, Burns, Cardin, Carr, Cluster, Cullison, Davis, DeBoy, Frank, Fraser–Hidalgo, Frick, Frush, Gilchrist, Gutierrez, Healey, Hixson, Holmes, Howard, Hubbard, Hucker, Impallaria, Kach, A. Kelly, Kramer, Lee, Luedtke, McDonough, A. Miller, Minnick, Mizeur, Morhaim, Nathan–Pulliam, Niemann, Pena–Melnik, Proctor, Reznik, S. Robinson, Simmons, Stein, Summers,**

Swain, Szeliga, V. Turner, Valderrama, Valentino-Smith, Vallario, Vaughn, Waldstreicher, Walker, A. Washington, Weir, ~~and Zucker~~ Zucker, Jones, Griffith, Eckardt, Sophocleus, Conway, Gaines, Haynes, James, and Guzzone

AN ACT concerning

~~Supplemental~~ Public School Construction Matching Fund Program – Creative Financing Study

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (2) AND THE FAVORABLE REPORT.

**HB1323/959335/1**

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 1323  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “Creative”.

On page 9, in line 34, after “Construction” insert “, in collaboration with the Department of Legislative Services.”.

AMENDMENT NO. 2

On page 10, in line 21, after “Construction” insert “, in collaboration with the Department of Legislative Services.”; in line 24, after “construction” insert “, including examining how other states fund public school construction and any alternative financing mechanisms used in those states”; in line 26, strike “and”; in line 27, strike “examining”; and in line 29, after “construction” insert “; and

(4) local funding for public school construction, county tax capacity, and county tax effort”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**HB1323/393625/1**



BY: Senator Kelley

AMENDMENT TO HOUSE BILL 1323, AS AMENDED

In the Budget and Taxation Committee Amendments (HB1323/959335/1), in Amendment No. 2, strike beginning with the first comma in line 6 down through “effort” in line 7 and substitute “and the maintenance of a required local match”.

The preceding amendment was read only.

Senator DeGrange moved, duly seconded, to make the Bill and Amendment a Special Order for the end of today’s business.

The motion was adopted.

**House Bill 1516 – Delegates Hixson ~~and Frick~~, Frick, and A. Washington**

AN ACT concerning

**Economic Development – Arts and Entertainment Districts – Qualifying Residing Artists**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Senator Robey moved, duly seconded, to make the Bill and Report a Special Order for the end of today’s business.

The motion was adopted.

**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**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (2) AND THE FAVORABLE REPORT.

**HB1542/307873/1**

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1542

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after the first “Comptroller” insert “beginning on a certain date”.

AMENDMENT NO. 2

On page 2, in line 3, strike “**THE**” and substitute “**BEGINNING JANUARY 1, 2015, THE**”.

On page 3, in line 9, strike “July” and substitute “October”.

The preceding 2 amendments were read only.

Senator Dyson moved, duly seconded, to make the Bill and Amendments a Special Order for the end of today’s business.

The motion was adopted.

**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**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Kittleman moved, duly seconded, to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

**House Bill 553 – Chair, Environmental Matters Committee (By Request – Departmental – Housing and Community Development)**

AN ACT concerning

**Housing – Energy-Efficient Homes Construction Loan Program**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Muse moved, duly seconded, to make the Bill a Special Order for the end of today's business.

The motion was adopted.

**House Bill 1137 – Delegate Dumais**

AN ACT concerning

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

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Favorable report adopted.

FLOOR AMENDMENT

**HB1137/393823/1**

BY: Senator Zirkin

AMENDMENT TO HOUSE BILL 1137

(Third Reading File Bill)

On page 2, in line 17, strike “**II**” and substitute “**I**”.

On page 4, in line 25, strike “**II**” and substitute “**I**”.

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 46 Members present.

(See Roll Call No. 1226)

**ADJOURNMENT**

At 8:31 P.M. on motion of Senator Robey, seconded, the Senate adjourned until 9:30 P.M. on Legislative Day March 31, 2014, Calendar Day, Monday, April 7, 2014.

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**Annapolis, Maryland**  
**Legislative Day: March 31, 2014**  
**Calendar Day: Monday, April 7, 2014**  
**9:30 P.M. Session**

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The Senate met at 9:44 P.M.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1227)

The Journal of March 29, 2014 was read and approved.

**YEAS AND NAYS**

SENATE BILLS PASSED IN THE HOUSE

NUMBER	SPONSOR	CONTENT
SB 75	Sen. Madaleno	Alcoholic Beverages – Maximum Alcohol Content

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

SENATE BILLS PASSED IN THE HOUSE

NUMBER	SPONSOR	CONTENT
SB 496	Calvert Co. Senators	Calvert County – Alcoholic Beverages – Organizational Licenses
SB 940	Sen. Stone	Victims of Crime – Legal Representatives of Minors and Disabled and Elderly Persons
SB 1070	Sen. DeGrange	Income Tax – Subtraction Modif – Volunteer Fire, Rescue, and Emergency Medical Services Mbrs
SB 1112	Sen. Robey	Howard County – Alcoholic Beverages – Population

Restrictions on Class A  
Licenses

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

## MESSAGE FROM THE HOUSE OF DELEGATES

### FIRST READING OF HOUSE BILLS

House Bill 1021 – Prince George’s County Delegation

#### ~~EMERGENCY BILL~~

AN ACT concerning

**Prince George’s County – Foreclosure – ~~Subprime Mortgages – Moratorium~~  
Report by Department of Housing and Community Development and  
Commissioner of Financial Regulation**

PG 411-14

FOR the purpose of ~~prohibiting a creditor from maintaining suit in an action to foreclose a certain mortgage on residential real property in Prince George’s County under certain circumstances; establishing that a certain creditor may be liable for certain damages under certain circumstances; defining certain terms; providing for the application of this Act; making this Act an emergency measure; providing for the termination of this Act; and generally relating to imposing a moratorium on the foreclosure of certain subprime mortgages requiring the Department of Housing and Community Development and the Commissioner of Financial Regulation to conduct certain analyses based on the available data of certain foreclosure trends for residential real property in Prince George’s County; requiring the Department and the Commissioner to report the Department’s and the Commissioner’s findings to certain committees and certain delegations of the General Assembly on or before a certain date; and generally relating to foreclosures~~ on residential real property in Prince George’s County.

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

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

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 certain sign or a menu or menu board or made by the employee taking the customer's food order; ~~requiring a food establishment, beginning on a certain date, to have on the premises at certain times an employee who has completed a certain training course, passed a certain test, and is available to discuss meal options with certain customers; providing that a food establishment that is required under local law to have a food service manager on the premises satisfies a certain provision of this Act under certain circumstances;~~ requiring the Department of Health and Mental Hygiene to make available on its Web site a list of certain food allergen awareness training courses and tests and a list of certain resources; providing for the application of certain provisions of this Act; providing that a person who violates certain provisions of this Act is not subject to certain criminal or civil penalties; defining a certain term; and generally relating to food allergy awareness.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 21–330.2 and 21–1214  
Annotated Code of Maryland  
(2009 Replacement Volume and 2013 Supplement)

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

### CONFERENCE COMMITTEE REPORT

BILL NO.: **HB 907**      SPONSOR: **Delegate Olszewski**

SUBJECT: **Video Lottery Facility Payouts – Intercepts for Child Support Payments**

THIRD READING CALENDAR      HOUSE NO. **62**      SENATE NO. **23**

Hon. Thomas V. Mike Miller, Jr., President of the Senate  
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the attached Senate Budget and Taxation Committee Amendments (SB0907/469830/1) be adopted.

(2) That the attached Conference Committee Amendments (HB0907/403125/1) be adopted.

**HB0907/469830/1**

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 907

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, strike beginning with “the” in line 3 down through “date;” in line 9 and substitute “certain video lottery operation licensees to provide certain notices to certain obligors who win certain prizes and who owe child support; requiring certain video lottery operation licensees to make certain payments, withhold certain amounts, and transfer certain amounts under certain circumstances; authorizing certain obligors to appeal certain proposed transfers; requiring the Child Support Enforcement Administration to notify the video lottery operation licensee on the distribution of certain prizes; prohibiting a video lottery operation licensee from being held liable for certain acts or omissions; requiring certain video lottery operation licensees to comply with a certain provision of law; defining certain terms;”;

after line 10, insert:

“BY repealing and reenacting, with amendments,Article – Family LawSection 10-113.1Annotated Code of Maryland(2012 Replacement Volume and 2013 Supplement)BY repealing and reenacting, without amendments,Article – State GovernmentSection 9-1A-24(a)Annotated Code of Maryland(2009 Replacement Volume and 2013 Supplement)”;and in line 13, strike “9-1A-02.1” and substitute “9-1A-24(h)”.AMENDMENT NO. 2

On page 2, after line 17, insert:

“Article – Family Law



10-113.1.

**(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

**(2) "VIDEO LOTTERY FACILITY" HAS THE MEANING STATED IN § 9-1A-01 OF THE STATE GOVERNMENT ARTICLE.**

**(3) "VIDEO LOTTERY OPERATION LICENSEE" HAS THE MEANING STATED IN § 9-1A-01 OF THE STATE GOVERNMENT ARTICLE.**

**[(a)] (B) The Administration may certify to the State Lottery and Gaming Control Agency the name of any obligor who is in arrears in the amount of \$150 or more if:**

**(1) the Administration has accepted an assignment of support under § 5-312(b)(2) of the Human Services Article; or**

**(2) the recipient of support payments has filed an application for support enforcement services with the Administration.**

**[(b)] (C) The certification shall contain:**

**(1) the full name of the obligor, and any other names known to be used by the obligor;**

**(2) the Social Security number of the obligor; and**

**(3) the amount of the arrearage.**

**[(c)] (D) If an obligor who has been certified as an obligor wins a lottery prize to be paid by check directly by the State Lottery and Gaming Control Agency, the State Lottery and Gaming Control Agency shall send a notice to the obligor that:**

**(1) the obligor has won a prize to be paid by check directly by the State Lottery and Gaming Control Agency;**

(2) the State Lottery and Gaming Control Agency has received certification from the Child Support Enforcement Administration of the obligor's child support arrearage in the amount specified;

(3) subsection [(d)] (F) of this section requires the State Lottery and Gaming Control Agency to withhold the prize to pay it towards the obligor's support arrearage;

(4) the State Lottery and Gaming Control Agency proposes to transfer the prize, or that part of it which is equal to the support arrearage, to the Administration if no appeal is filed within 15 days;

(5) the obligor may appeal to the Administration if the obligor disputes the existence or the amount of the arrearage;

(6) if the obligor appeals to the Administration, the prize will be distributed as the Administration directs; and

(7) if no appeal is filed within 15 days, the prize, or that part of it equal to the support arrearage, will be transferred to the Administration.

**(E) IF AN OBLIGOR WHO OWES CHILD SUPPORT AND HAS BEEN CERTIFIED AS AN OBLIGOR WINS A PRIZE AT A VIDEO LOTTERY FACILITY REQUIRING THE ISSUANCE OF INTERNAL REVENUE SERVICE FORM W-2G OR A SUBSTANTIALLY EQUIVALENT FORM BY A VIDEO LOTTERY OPERATION LICENSEE, THE VIDEO LOTTERY OPERATION LICENSEE SHALL PROVIDE A NOTICE TO THE OBLIGOR THAT:**

**(1) THE OBLIGOR HAS WON A PRIZE TO BE PAID BY CASH OR CHECK DIRECTLY BY THE VIDEO LOTTERY OPERATION LICENSEE;**

**(2) THE STATE LOTTERY AND GAMING CONTROL AGENCY HAS RECEIVED CERTIFICATION FROM THE CHILD SUPPORT ENFORCEMENT ADMINISTRATION OF THE OBLIGOR'S CHILD SUPPORT ARREARAGE IN THE AMOUNT SPECIFIED;**

(3) SUBSECTION (F) OF THIS SECTION REQUIRES THE VIDEO LOTTERY OPERATION LICENSEE TO WITHHOLD THE PRIZE TO PAY IT TOWARDS THE OBLIGOR'S CHILD SUPPORT ARREARAGE;

(4) THE VIDEO LOTTERY OPERATION LICENSEE PROPOSES TO TRANSFER THE PRIZE, OR THAT PART OF IT WHICH IS EQUAL TO THE CHILD SUPPORT ARREARAGE, TO THE ADMINISTRATION IF NO APPEAL IS FILED WITHIN 15 DAYS;

(5) THE OBLIGOR MAY APPEAL TO THE ADMINISTRATION IF THE OBLIGOR DISPUTES THE EXISTENCE OR THE AMOUNT OF THE CHILD SUPPORT ARREARAGE;

(6) IF THE OBLIGOR APPEALS TO THE ADMINISTRATION, THE PRIZE WILL BE DISTRIBUTED AS THE ADMINISTRATION DIRECTS; AND

(7) IF NO APPEAL IS FILED WITHIN 15 DAYS, THE PRIZE, OR THAT PART OF IT EQUAL TO THE CHILD SUPPORT ARREARAGE, WILL BE TRANSFERRED TO THE ADMINISTRATION.

[(d)] (F) If the prize exceeds the arrearage, the State Lottery and Gaming Control Agency OR VIDEO LOTTERY OPERATION LICENSEE shall immediately pay the excess to the obligor. The State Lottery and Gaming Control Agency OR VIDEO LOTTERY OPERATION LICENSEE shall withhold any part of the prize that does not exceed the arrearage until notified by the Administration to whom the withheld prize money shall be paid.

[(e)] (G) Upon receipt of a notice from the State Lottery and Gaming Control Agency OR VIDEO LOTTERY OPERATION LICENSEE any obligor who disputes the existence or amount of the arrearage may appeal the proposed transfer within 15 days of the date of the notice to the Administration.

[(f)] (H) If no appeal is filed within 15 days, the State Lottery and Gaming Control Agency OR VIDEO LOTTERY OPERATION LICENSEE shall transfer the amount of the prize withheld to the Administration.

**[(g)] (I)** The Administration shall notify the State Lottery and Gaming Control Agency OR VIDEO LOTTERY OPERATION LICENSEE that upon appeal, the withheld prize shall be:

- (1) paid to the obligor;
- (2) transferred to the Administration; or
- (3) partly paid to the obligor and partly transferred to the Administration, in the amounts specified.

**[(h)] (I)** The State Lottery and Gaming Control Agency shall honor lottery prize interception requests in the following order:

- (1) an interception request under this section;
- (2) an interception request under § 11-618 of the Criminal Procedure Article; and
- (3) an interception request under § 3-307 of the State Finance and Procurement Article.

**[(i)] (K)** The Secretary of Human Resources and the Director of the State Lottery and Gaming Control Agency may jointly adopt regulations to implement this section.

**(L) A VIDEO LOTTERY OPERATION LICENSEE MAY NOT BE HELD LIABLE FOR AN ACT OR OMISSION TAKEN IN GOOD FAITH TO COMPLY SUBSTANTIALLY WITH THE REQUIREMENTS OF THIS SECTION.**”;

and strike in their entirety lines 19 through 22, inclusive.

On pages 4 and 5, strike in their entirety the lines beginning with line 24 on page 4 through line 17 on page 5, inclusive, and substitute:

“9-1A-24.

(a) Except as provided in subsection (b) of this section, the Commission shall ensure that a video lottery operation licensee complies with the requirements of this section as a condition of holding the video lottery operation license.

**(H) A VIDEO LOTTERY OPERATION LICENSEE SHALL COMPLY WITH § 10-113.1 OF THE FAMILY LAW ARTICLE.**

On page 5, in line 18, strike “3.” and substitute “2.”; and in line 19, strike “June” and substitute “October”.

**HB0907/403125/1**

BY: Conference Committee

AMENDMENTS TO HOUSE BILL 907, AS AMENDED  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Budget and Taxation Committee Amendments (HB0907/469830/1), in Amendment No. 1, strike beginning with “requiring” in line 9 down through “law;” in line 10; in the same line, after “terms;” insert “providing for the application of this Act;”; strike beginning with “BY” in line 17 down through “Supplement)” in line 21; and in line 22, strike “9-1A-24(h)”.

On page 2 of the bill, strike in their entirety lines 11 through 15, inclusive; and strike line 18 in its entirety.

AMENDMENT NO. 2

On pages 6 and 7 of the Budget and Taxation Committee Amendments, in Amendment No. 2, strike in their entirety the lines beginning with line 19 on page 6 through line 2 on page 7, inclusive.

AMENDMENT NO. 3

On page 5 of the bill, in line 18, after “That” insert “, this Act does not apply to a prize won at a video lottery facility on or before June 1, 2015.”

SECTION 3. AND BE IT FURTHER ENACTED, That”.

Senate Members:

House Members:

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Chair, **Nancy J. King**Chair, **Eric G. Luedtke**

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**James E. DeGrange, Sr.**

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**LeRoy E. Myers, Jr.**

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**Richard S. Madaleno, Jr.**

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**Jay Walker**

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Read in the Senate:

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Read in the House of Delegates:

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Amendment Office Delivers Report to: Chief Clerk Secretary, SenateConference Committee Report read and adopted.Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 46    Negative – 0    (See Roll Call No. 1228)

The Bill was then sent to the House of Delegates.**CONFERENCE COMMITTEE REPORT****BILL NO.: HB 274      SPONSOR: Delegate Lafferty****SUBJECT: Forclsre Sales of Resid Prop – Statute of Lims  
for Crtn Specialties & Motion for Crtn Defcncy Judgts****THIRD READING CALENDAR      HOUSE NO. 60      SENATE NO. 15**

Hon. Thomas V. Mike Miller, Jr., President of the Senate

Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the Judicial Proceedings Committee Amendments  
(HB0274/178779/1) be rejected.(2) That the attached Conference Committee Amendments  
(HB0274/393021/1) be adopted.**HB0274/393021/1**

BY: Conference Committee

AMENDMENTS TO HOUSE BILL 274

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Foreclosure Sales of”; in line 8, strike “party that files a certain”; in line 9, strike “file” and substitute “be filed”; in line 10, after “procedures;” insert “providing that the filing of a certain motion shall constitute the sole post-ratification remedy available to a certain party under certain circumstances;”; in line 11, strike “sections” and substitute “provisions”; in lines 11 and 12, strike “for a deficiency judgment” and substitute “to collect the unpaid balance due on”; in line 13, strike “accrues” and substitute “arises”; and in line 18, strike “in connection with foreclosure sales of” and substitute “with regard to”.

AMENDMENT NO. 2

On page 3, in line 4, strike “**BY A MORTGAGOR**”; in line 27, strike “**SECURED PARTY OR PARTY IN INTEREST THAT FILES A**”; in line 28, strike “**MUST FILE WITHIN 2**” and substitute “**SHALL BE FILED WITHIN 3**”; in line 29, strike the first “**OF**” and substitute “**AFTER**”; and after line 31, insert:

**“(F) THE FILING OF A MOTION FOR DEFICIENCY JUDGMENT IN ACCORDANCE WITH THIS SECTION AND THE MARYLAND RULES SHALL CONSTITUTE THE SOLE POST-RATIFICATION REMEDY AVAILABLE TO A SECURED PARTY OR PARTY IN INTEREST FOR BREACH OF A COVENANT CONTAINED IN A DEED OF TRUST, MORTGAGE, OR PROMISSORY NOTE THAT SECURES OR IS SECURED BY OWNER-OCCUPIED RESIDENTIAL PROPERTY.”**

AMENDMENT NO. 3

On page 4, in line 5, after “That” insert “, except as provided in Section 4 of this Act.”; in line 6, strike “is filed” and substitute “arises”; strike beginning with “for” in line 7 down through “filed” in line 10; in lines 11 and 12, strike “for a deficiency judgment” and substitute “to collect the unpaid balance due”; in line 13, strike “by a mortgagor”; strike beginning with “order” in line 14 down through “accrues” in line 15 and substitute “property was transferred with the unpaid balance that arises”; in line 16, strike “Section” and substitute “§”; in line 18, strike “2016” and substitute “2017”; in line 19, after “That” insert “, except as provided in Section 6 of this Act.”; and in line 31, strike “2016” and substitute “2017”.

Chair, <b>Jamie Raskin</b>	Chair, <b>Doyle L. Niemann</b>
<b>C. Anthony Muse</b>	<b>Wayne Norman</b>
<b>Nancy Jacobs</b>	<b>Pamela Beidle</b>

Read in the Senate: Read in the House of Delegates:

Amendment Office Delivers Report to: (X) Chief Clerk  
( ) Secretary, Senate

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 1229)

The Bill was then sent to the House of Delegates.

### CONFERENCE COMMITTEE REPORT

**BILL NO.: HB 386 SPONSOR: Delegate Anderson**

**SUBJECT: Criminal Law – Illegal Dumping and Litter Control Law – Driver’s License – Penalty and Points**

**THIRD READING CALENDAR HOUSE NO. 6 SENATE NO. 32**

Hon. Thomas V. Mike Miller, Jr., President of the Senate  
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That Amendment No. 2 of the attached Judicial Proceedings Committee Amendments (HB0386/948674/1) be adopted.

(2) That Amendment Nos. 1 and 3 of the attached Judicial Proceedings Committee Amendments (HB0386/948674/1) be rejected.



(3) That the attached Conference Committee Amendment (HB0386/453428/1) be adopted.

**HB0386/948674/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 386  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “Penalty and”; strike beginning with “increasing” in line 4 down through “Law;” in line 5; and in line 10, strike “certain violations” and substitute “a violation”.

AMENDMENT NO. 2

On page 2, in line 16, strike “3 YEARS” and substitute “1 year”.

AMENDMENT NO. 3

On page 4, strike in their entirety lines 3 through 8, inclusive; in lines 9, 10, 11, 13, 15, 16, 17, 18, 19, 21, 22, 23, and 25, strike “(13)”, “(14)”, “(15)”, “(16)”, “(17)”, “(18)”, “(19)”, “(20)”, “(21)”, “(22)”, “(23)”, “(24)”, and “(25)”, respectively, and substitute “(11)”, “(12)”, “(13)”, “(15)”, “(16)”, “(17)”, “(18)”, “(19)”, “(20)”, “(21)”, “(22)”, “(23)”, and “(24)”, respectively; after line 12, insert:

**“(14) USE OF A MOTOR VEHICLE IN VIOLATION OF THE ILLEGAL DUMPING AND LITTER CONTROL LAW UNDER § 10-110 OF THE CRIMINAL LAW ARTICLE.....4 POINTS”;**

and strike in their entirety lines 27 through 29, inclusive.

On page 5, in lines 1, 5, 8, 10, 12, 14, 16, 18, 20, 22, 24, 27, 28, and 30, strike “(27)”, “(28)”, “(29)”, “(30)”, “(31)”, “(32)”, “(33)”, “(34)”, “(35)”, “(36)”, “(37)”, “(38)”, “(39)”, and “(40)”, respectively, and substitute “(25)”, “(26)”, “(27)”, “(28)”, “(29)”, “(30)”, “(31)”, “(32)”, “(33)”, “(34)”, “(35)”, “(36)”, “(37)”, and “(38)”, respectively.

On page 6, in line 3, strike “(41)”, and substitute “(39)”; in line 19, after “article,” insert “OR § 10-110”; and in line 25, after “under” insert “§ 10-110 OR”.

**HB0386/453428/1**

BY: Conference Committee

AMENDMENT TO HOUSE BILL 386  
(Third Reading File Bill)

On page 1, in line 3, strike “Penalty and”; and strike beginning with “increasing” in line 4 down through “Law;” in line 5.

Senate Members:

House Members:

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 Chair, **Lisa A. Gladden**


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 Chair, **Jill P. Carter**


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**C. Anthony Muse**


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**Luke Clippinger**


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**Christopher B. Shank**


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**Susan K. McComas**


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 Read in the Senate:

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 Read in the House of Delegates:

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 Amendment Office Delivers Report to:

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 Chief Clerk  
 Secretary, Senate

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 39    Negative – 8    (See Roll Call No. 1230)

The Bill was then sent to the House of Delegates.

**CONCURRENCE CALENDAR #38**

**AMENDED IN THE HOUSE**

**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**

Senator Kasemeyer moved that the Senate not concur in the House amendments.

**SB1051/105564/1**

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 1051  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “activities” insert “; providing for revocation of a tax credit certificate under certain circumstances; declaring the intent of the General Assembly”; in line 15, after “(ii)” insert “and (g)”; and after line 17, insert:

“BY adding to

Article – Tax – General

Section 10–730(g)

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 10, strike “**\$18,500,000**” and substitute “**\$11,000,000**”.

AMENDMENT NO. 3

On page 2, after line 10, insert:

**“(G) (1) THE DEPARTMENT MAY REVOKE A TAX CREDIT CERTIFICATE UNDER THIS SECTION IF THE DEPARTMENT DETERMINES THAT THE QUALIFIED FILM PRODUCTION ENTITY HAS MOVED ITS FILM PRODUCTION ACTIVITY TO A JURISDICTION OUTSIDE THE STATE.**

**“(2) THE REVOCATION MAY BE IN FULL OR IN PART AS THE DEPARTMENT MAY DETERMINE AND, SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, SHALL BE COMMUNICATED TO THE QUALIFIED FILM PRODUCTION ENTITY AND THE COMPTROLLER.**

**(3) THE QUALIFIED FILM PRODUCTION ENTITY SHALL HAVE AN OPPORTUNITY TO APPEAL ANY REVOCATION TO THE DEPARTMENT PRIOR TO NOTIFICATION OF THE COMPTROLLER.**

**(4) THE COMPTROLLER MAY MAKE AN ASSESSMENT AGAINST THE QUALIFIED FILM PRODUCTION ENTITY TO RECAPTURE ANY AMOUNT OF TAX CREDIT APPROVED IN THE TAX CREDIT CERTIFICATE THAT THE QUALIFIED FILM PRODUCTION ENTITY HAS ALREADY CLAIMED.**

**[(g)] (H) The Department and the Comptroller jointly shall adopt regulations to carry out the provisions of this section and to specify criteria and procedures for the application for, approval of, and monitoring of continuing eligibility for the tax credit under this section.**

**SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly, that, where appropriate and feasible, the Secretary of Business and Economic Development shall enter into multi-year agreements to retain television production activities spanning multiple seasons or tax years, and the associated economic benefits, within the State.”.**

and in line 11, strike “2.” and substitute “3.”.

The preceding 3 amendments were read and not concurred in.

### **MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

**BILL: SB 1051**

**SPONSOR: Sen Kasemeyer, et al**

**SUBJECT: Business and Economic Development – Film Production Activity Tax Credit Program**

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 DeGrange, Chairman  
Senator Jones–Rodwell  
Senator Manno.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

**THE COMMITTEE ON EDUCATION, HEALTH, AND ENVIRONMENTAL  
AFFAIRS REPORT #75**

Senator Conway, Chair, for the Committee on Education, Health, and Environmental  
Affairs reported favorably:

**House Bill 811 – Delegates Olszewski, Clippinger, and Mitchell**

AN ACT concerning

**Education – Summer Career Academy Pilot Program**

Favorable report 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**

**CONSENT CALENDAR #22**

BILL NO.	SPONSOR	CONTENT	COMMITTEE
HB 1276	Del. A. Washington	Child Care Centers – Healthy Eating and Physical Activity Act	EHE

HB 1432	Del. A. Washington	Teaching Fellows for Maryland Scholarship Program	EHE
HB 1479	Del. Frank	Election Law – Baltimore City Republican Party Central Committee – Filling of Vacancies	EHE

All of the above listed bills on the Third Reading Consent Calendar No. 22 were read the third time and passed by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 1231)

The Bills were then sent to the House of Delegates.

### QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1232)

### THIRD READING CALENDAR (HOUSE BILLS) #53

**House Bill 450 – Delegates Hixson, Harper, A. Miller, Serafini, Stukes, Summers, and A. Washington**

AN ACT concerning

#### **Income Tax Credit – Endow Maryland**

Senator Robey moved, duly seconded, to make the Bill a Special Order for the end of today's business.

The motion was adopted.

**House Bill 741 – Delegates Bohanan, Barnes, Barve, Beidle, Branch, Braveboy, Bromwell, Busch, Cane, Carter, Clagett, 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, Murphy, Oaks, Olszewski, Pena-Melnyk, Pendergrass, Proctor, B. Robinson, Rudolph, Sophocleus, Stein, Tarrant, F. Turner, V. Turner, Vallario, Waldstreicher, Walker, A. Washington, M. Washington, Weir, Wilson, Wood, and Zucker**

AN ACT concerning

**Business and Economic Development – Maryland E–Nnovation Initiative  
Program**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1233)

The Bill was then sent to the House of Delegates.

**House Bill 742 – Delegates Walker, Barnes, Barve, Beidle, Bohanan, Branch, Braveboy, Bromwell, Busch, Cane, Cardin, Carter, Clagett, Conway, Cullison, Davis, DeBoy, Donoghue, Dumais, Frick, Frush, Gaines, Griffith, Guzzone, Hammen, Haynes, Healey, Hixson, Holmes, Howard, Hubbard, Ivey, James, Jameson, Jones, Kaiser, A. Kelly, Lafferty, Luedtke, Malone, McHale, McIntosh, A. Miller, Morhaim, Niemann, Oaks, Olszewski, Pena–Melnik, Pendergrass, Proctor, B. Robinson, Rudolph, Stein, F. Turner, V. Turner, Valderrama, Valentino–Smith, Vallario, Vaughn, Waldstreicher, A. Washington, Weir, Wilson, and Zucker**

AN ACT concerning

**Regional Institution Strategic Enterprise Zone Program**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 1234)

The Bill was then sent to the House of Delegates.

**House Bill 814 – Delegates Beitzel, Arentz, Jacobs, and Smigiel**

AN ACT concerning

**Education – State Grant to Counties With Small and Declining Student  
Enrollment**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1235)

The Bill was then sent to the House of Delegates.

**House Bill 1063 – Delegates Hixson, Barkley, Barve, Carr, Cullison, Dumais, Fraser-Hidalgo, Gutierrez, Hucker, Kaiser, A. Kelly, Lee, Reznik, S. Robinson, and Simmons**

AN ACT concerning

**Libraries – Regional Resource Centers and County Public Libraries –  
Funding**

Senator DeGrange moved, duly seconded, to make the Bill a Special Order for the end of today's business.

The motion was adopted.

**House Bill 1137 – Delegate Dumais**

AN ACT concerning

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

Senator Zirkin moved, duly seconded, to make the Bill a Special Order for the end of today's business.

The motion was adopted.

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

AN ACT concerning

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

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1236)

The Bill was then sent to the House of Delegates.

**House Bill 1242 – Delegates Hixson, Anderson, Barkley, Barve, Boteler, Braveboy, Clippinger, Cluster, Cullison, DeBoy, Dumais, Eckardt, Elliott, Frank, Fraser-Hidalgo, Gaines, George, Gilchrist, Harper, Healey, Hough, Hubbard, Hucker, Ivey, Jones, Kaiser, A. Kelly, Kramer, Krebs, Lee, Love, Luedtke, Malone, McMillan, A. Miller, Murphy,**



**Nathan–Pulliam, O’Donnell, Pena–Melnyk, Reznik, S. Robinson, Rosenberg, Sophocleus, Stukes, Summers, Swain, F. Turner, V. Turner, Valderrama, Waldstreicher, Walker, A. Washington, M. Washington, Weir, Wilson, and Zucker**

AN ACT concerning

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

Senator Robey moved, duly seconded, to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

**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**

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

Affirmative – 46    Negative – 0    (See Roll Call No. 1237)

The Bill was then sent to the House of Delegates.

**THE COMMITTEE ON BUDGET AND TAXATION REPORT #39**

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 708 – Delegates Serafini, Beitzel, Clagett, Donoghue, K. Kelly, Myers, and Parrott**

AN ACT concerning

**Correctional Officers’ Retirement System – Membership**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

**House Bill 1483 – Delegates Hucker and Costa**

AN ACT concerning

**State Reformed Contributory Employees' and Teachers' Pension Systems –  
Prior Eligibility Service**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**CONCURRENCE CALENDAR #39****AMENDED IN THE HOUSE****Senate Bill 409 – Senators Raskin and Shank**

AN ACT concerning

**Health – Food Allergy Awareness**

Senator Middleton moved that the Senate not concur in the House amendments.

**SB0409/246388/1**

BY: Health and Government Operations Committee

**AMENDMENTS TO SENATE BILL 409**

(Third Reading File Bill)

**AMENDMENT NO. 1**

On page 1, in line 6, after “on” insert “a certain sign or”; strike beginning with “authorizing” in line 7 down through “circumstances;” in line 13; in line 17, after “Act;” insert “providing that a person who violates certain provisions of this Act is not subject to certain criminal or civil penalties;”; and in line 20, after “21–330.2” insert “and 21–1214”.

**AMENDMENT NO. 2**

On page 2, in line 16, strike “**SUBSECTIONS**” and substitute “**SUBSECTION**”; in the same line, strike “**AND (E)**”; and in the same line, strike “**DO**” and substitute “**DOES**”.

On page 3, in line 7, after “ON” insert “A SIGN THAT IS CONSPICUOUSLY DISPLAYED IN THE RESTAURANT;”

(II) INCLUDED ON”;

and in line 9, strike “(II)” and substitute “(III)”.

#### AMENDMENT NO. 3

On page 3, strike in their entirety lines 11 through 25, inclusive; and in line 26, strike “(F)” and substitute “(E)”.

#### AMENDMENT NO. 4

On page 3, after line 32, insert:

“21-1214.

(a) (1) Except as provided in paragraph (2) of this subsection, any person who violates any provision of Subtitle 3 of this title or any rule or regulation adopted under Subtitle 3 of this title is guilty of a misdemeanor and on conviction is subject to:

(i) For a first offense, a fine not exceeding \$1,000 or imprisonment not exceeding 90 days, or both; and

(ii) For a second offense, a fine not exceeding \$2,500 or imprisonment not exceeding 1 year, or both.

(2) A person who violates § 21-330.1 OR § 21-330.2(D) of this title is not subject to paragraph (1) of this subsection.

(b) (1) [In] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, IN addition to any criminal penalties imposed under this section, a person who violates any provision of Subtitle 3 of this title or any rule or regulation adopted under Subtitle 3 of this title or any term, condition, or limitation of any license or registration issued under Subtitle 3 of this title:

[(1)] (I) Is liable for a civil penalty not exceeding \$5,000, to be collected in a civil action in the District Court for any county; and

[(2)] (II) May be enjoined from continuing the violation.

**(2) A PERSON WHO VIOLATES § 21-330.2(D) OF THIS TITLE IS NOT SUBJECT TO PARAGRAPH (1) OF THIS SUBSECTION.**

(c) Each day on which a violation occurs is a separate violation under this section.”.

The preceding 4 amendments were read and not concurred in.

### MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:  
Ladies and Gentlemen of the House of Delegates:

BILL: **SB 0409**  
SPONSOR: Sens Raskin and Shank  
SUBJECT: Health – Food Allergy Awareness

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 Feldman, Chairman  
Senator Glassman  
Senator Pugh.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

### SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

**House Bill 553 – Chair, Environmental Matters Committee (By Request –  
Departmental – Housing and Community Development)**

AN ACT concerning

**Housing – Energy-Efficient Homes Construction Loan Program**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

FLOOR AMENDMENT

**HB0553/953226/1**

BY: Senator Muse

AMENDMENT TO HOUSE BILL 553

(Third Reading File Bill)

On page 4, strike beginning with “**FORECLOSE**” in line 20 down through “**(IV)**” in line 21; and in line 23, strike “**(V)**” and substitute “**(IV)**”.

The preceding amendment was read and rejected.

FLOOR AMENDMENT

**HB0553/713222/1**

BY: Senator Glassman

AMENDMENT TO HOUSE BILL 553

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Housing –” and substitute “Energy Efficient Buildings –”; and in the same line, after “Program” insert “and Building Performance Standards”; in line 15, after “regulations;” insert “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;”; in line 17, after “homes” insert “and energy-efficient building performance standards”; and after line 23, insert:

“BY repealing and reenacting, with amendments,  
Article – Public Safety

Section 12–504  
Annotated Code of Maryland  
(2011 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 6, after line 23, insert:

“Article – Public Safety

12–504.

(a) (1) A local jurisdiction may adopt local amendments to the Standards if the local amendments do not:

(i) prohibit the minimum implementation and enforcement activities set forth in § 12–505 of this subtitle;

(ii) weaken energy conservation and efficiency provisions contained in the Standards;

(iii) except as provided in paragraph (3) of this subsection, weaken the automatic fire sprinkler systems provisions for townhouses and one– and two–family dwellings contained in the Standards; or

(iv) weaken wind design and wind–borne debris provisions contained in the Standards.

(2) (i) Regardless of whether the International Green Construction Code is adopted by the Department under § 12–503(d) of this subtitle, a local jurisdiction may adopt the International Green Construction Code.

(ii) A local jurisdiction may make local amendments to the International Green Construction Code.

(3) Paragraph (1)(iii) of this subsection does not apply to:

(i) standards governing issuance of a building permit for a property not connected to an electrical utility; or

(ii) until January 1, 2016, standards governing issuance of a building permit for a new one- or two-family dwelling constructed on:

1. a lot subject to a valid unexpired public works utility agreement that was executed before March 1, 2011; or

2. a lot served by an existing water service line from a water main to the property line that:

A. is less than a nominal 1-inch size;

B. is approved and owned by the public or private water system that owns the mains;

C. was installed before March 1, 2011; and

D. is fully operational from the public or private main to a curb stop or meter pit located at the property line.

(b) If a local jurisdiction adopts a local amendment to the Standards, the Standards as amended by the local jurisdiction apply in the local jurisdiction.

(c) **(1)** If a local amendment conflicts with the Standards, the local amendment prevails in the local jurisdiction.

**(2)** A LOCAL JURISDICTION MAY ADOPT LOCAL AMENDMENTS TO THE STANDARDS THAT ARE EQUIVALENT TO THE REQUIREMENTS OF:

**(I)** THE INTERNATIONAL ENERGY CONSERVATION CODE;

**(II)** CHAPTER 13, “ENERGY EFFICIENCY”, OF THE INTERNATIONAL BUILDING CODE; OR

**(III)** CHAPTER 11, “ENERGY EFFICIENCY”, OF THE INTERNATIONAL RESIDENTIAL CODE.

(d) A local jurisdiction that adopts a local amendment to the Standards shall ensure that the local amendment is adopted in accordance with applicable local law.

(e) To keep the database established under this subtitle current, a local jurisdiction that adopts a local amendment to the Standards shall provide a copy of the local amendment to the Department:

(1) at least 15 days before the effective date of the amendment; or

(2) within 5 days after the adoption of an emergency local amendment.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 17    Negative – 30    (See Roll Call No. 1238)

#### FLOOR AMENDMENT

#### **HB0553/103823/1**

BY: Senator Muse

#### AMENDMENTS TO HOUSE BILL 553

(Third Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in line 2, strike “Loan Program” and substitute “– Study”; strike beginning with “establishing” in line 3 down through “terms” in line 16 and substitute “requiring the Department of Housing and Community Development and the Commissioner of Financial Regulation to study certain issues relating to energy-efficient home construction; requiring the Department and the Commissioner to report the findings of the study to the General Assembly on or before a certain date; providing for the termination of this Act”; in line 16, strike “construction financing for” and substitute “the construction of”; and strike in their entirety lines 18 through 23, inclusive.

On page 2, strike in their entirety lines 1 through 10, inclusive.

#### AMENDMENT NO. 2

On page 2, in line 12, strike “the Laws of Maryland read as follows”.

On pages 2 through 7, strike in their entirety the lines beginning with line 13 on page 2 through line 7 on page 7 and substitute:



“(a) The Department of Housing and Community Development and the Commissioner of Financial Regulation shall study issues relating to energy-efficient home construction, including:

(1) currently available interest rates on construction loans for energy-efficient homes and the interest rate necessary to facilitate the construction of energy-efficient homes;

(2) minority business participation in the construction of energy-efficient homes;

(3) any effects of the presence of energy-efficient homes in the community, including any benefits to the community; and

(4) the effect that the construction of energy-efficient homes since 2005 has had on the value of residential property in the State.

(b) On or before December 31, 2014, the Department and the Commissioner shall report the findings of the study to the General Assembly, in accordance with § 2-1246 of the State Government Article.”.

### AMENDMENT NO. 3

On page 7, in line 9, 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 rejected.

### FLOOR AMENDMENT

**HB0553/823621/1**

BY: Senator Glassman

### AMENDMENTS TO HOUSE BILL 553

(Third Reading File Bill)

### AMENDMENT NO. 1

On page 1, in line 6, after “setting” insert “a”; and in line 7, strike “requirements” and substitute “requirement”.

AMENDMENT NO. 2

On page 5, in lines 1 and 2, strike “: (1)”; and strike beginning with “; AND” in line 2 down through “VIABLE” in line 5.

The preceding 2 amendments were read only.

Senator Glassman moved, duly seconded, to make the Bill and Amendments a Special Order for the end of today’s business.

The motion was rejected by a roll call vote as follows:

Affirmative – 18    Negative – 29    (See Roll Call No. 1239)

## FLOOR AMENDMENT

**HB0553/823621/1**

BY: Senator Glassman

AMENDMENTS TO HOUSE BILL 553

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “setting” insert “a”; and in line 7, strike “requirements” and substitute “requirement”.

AMENDMENT NO. 2

On page 5, in lines 1 and 2, strike “: (1)”; and strike beginning with “; AND” in line 2 down through “VIABLE” in line 5.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 16    Negative – 31    (See Roll Call No. 1240)

## FLOOR AMENDMENT

**HB0553/173723/1**

BY: Senator Muse

AMENDMENTS TO HOUSE BILL 553

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “duties;” insert “requiring the Department to submit a certain periodic report to the General Assembly;”.

AMENDMENT NO. 2

On page 3, in line 18, after “PROGRAM” insert “, INCLUDING REGULATIONS DESIGNED TO INCREASE PARTICIPATION OF MINORITY BUSINESS ENTERPRISES IN THE PROGRAM”.

On page 4, after line 24, insert:

**“(D) EVERY 6 MONTHS BEGINNING JANUARY 1, 2015, THE DEPARTMENT SHALL SUBMIT A REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, ON REGULATIONS ADOPTED UNDER SUBSECTION (A)(5) OF THIS SECTION TO INCREASE PARTICIPATION OF MINORITY BUSINESSES IN THE PROGRAM AND THE OUTCOME OF THAT EFFORT.”**

The preceding 2 amendments were read and adopted.

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

Affirmative – 43    Negative – 4    (See Roll Call No. 1241)

The Bill was then sent to the House of Delegates.

**CONFERENCE COMMITTEE REPORT**

**BILL NO.: SB 401      SPONSOR: Senator Young**

**SUBJECT: Public Safety – Building Codes – Balcony Inspections (Jonathan’s Law)**

**THIRD READING CALENDAR      HOUSE NO. 26      SENATE NO. 25**

Hon. Thomas V. Mike Miller, Jr., President of the Senate  
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the attached Environmental Matters Committee Amendments (SB0401/480318/1) be adopted.

(2) That the attached Conference Committee Amendments (SB0401/633525/1) be adopted.

### **SB0401/480318/1**

BY: Environmental Matters Committee

#### AMENDMENTS TO SENATE BILL 401

(Third Reading File Bill)

##### AMENDMENT NO. 1

On page 1, in line 2, after “Balcony” insert “Railing”; in line 4 and in lines 6 and 7, in each instance, strike “a political subdivision” and substitute “certain political subdivisions”; in line 4, strike “conduct” and substitute “require”; in line 7, after the first “to” insert “conduct the inspections,”; in the same line, strike “periodic”; in the same line, after “inspections” insert “, or require a certain professional inspector employed by the owner of a multifamily dwelling to conduct and certify the inspections in a certain manner; requiring certain political subdivisions to provide a certain notice to the owner of a multifamily dwelling”; in line 10, after “inspection,” insert “prohibiting a unit from being inspected under certain circumstances; prohibiting Baltimore City from issuing or renewing a certain multiple-family dwelling license unless the applicant demonstrates that a professional inspector has completed a certain inspection; requiring Baltimore City to notify the holder of a multiple-family dwelling license of a certain inspection requirement at a certain time;”; strike beginning with “providing” in line 11 down through “term” in line 13 and substitute “defining certain terms; requiring a political subdivision to require a certain inspection under this Act of certain multifamily or multiple-family dwellings on or before a certain date; providing that this Act does not require a political subdivision to inspect a certain balcony railing more than once within a certain period of time, with a certain exception; providing for the application of this Act”; and in line 14, strike “balconies in multifamily dwellings” and substitute “certain balcony railings”.

##### AMENDMENT NO. 2

On page 2, in line 6, after “**(3)**” insert “**(I)**”; in the same line, strike “**BUILDING**” and substitute “**PROPERTY**”; in lines 8, 9, 10, 11, 12, 13, 14, and 15, strike “**(I)**”, “**(II)**”, “**(III)**”, “**(IV)**”, “**(V)**”, “**(VI)**”, “**(VII)**”, and “**(VIII)**”, respectively, and substitute “**1.**”, “**2.**”, “**3.**”, “**4.**”, “**5.**”, “**6.**”, “**7.**”, and “**8.**”, respectively; and after line 15, insert:

**“(II) “MULTIFAMILY DWELLING DOES NOT INCLUDE:**

**1. A CONDOMINIUM, AS DEFINED IN § 11-101 OF THE REAL PROPERTY ARTICLE; OR**

**2. A COOPERATIVE HOUSING CORPORATION, AS DEFINED IN § 5-6B-01 OF THE CORPORATIONS AND ASSOCIATIONS ARTICLE.**

**(4) “PROFESSIONAL INSPECTOR” MEANS:**

**(I) A PROFESSIONAL ENGINEER LICENSED UNDER TITLE 14 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE AND EXPERIENCED IN THE PRACTICE OF STRUCTURAL ENGINEERING;**

**(II) AN ARCHITECT LICENSED UNDER TITLE 3 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE AND KNOWLEDGEABLE IN THE DESIGN, CONSTRUCTION, AND INSPECTION OF BUILDINGS; OR**

**(III) FOR PURPOSES OF THE INSPECTION OF A MULTIFAMILY DWELLING CONTAINING MORE THAN 10 DWELLING UNITS, A QUALIFIED PERSON WITH AT LEAST 5 YEARS OF EXPERIENCE IN MULTIFAMILY DWELLING OPERATIONS, UPKEEP, AND MAINTENANCE.”.**

On page 3, strike in their entirety lines 16 through 18, inclusive, and substitute:

**“(3) (I) THIS PARAGRAPH DOES NOT APPLY IN BALTIMORE CITY.”;**

in line 19, strike “CONDUCT” and substitute “**REQUIRE**”; in line 20, after “OF” insert “**AT LEAST 10% OF THE UNITS IN**”; in line 22, strike “5” and substitute “**10**”; in line 23, after “YEARS” insert “**, BEGINNING NO LATER THAN 10 YEARS AFTER THE BALCONY IS CONSTRUCTED,**”; in the same line, strike “EACH BALCONY MEETS” and substitute “**THE BALCONY RAILINGS MEET**”; in line 25, after “MAY” insert “**:**”

**1. CONDUCT INSPECTIONS REQUIRED UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH;**

2.”;

in line 26, after “INSPECTIONS” insert “REQUIRED”; in line 27, after “PARAGRAPH” insert “ON BEHALF OF THE POLITICAL SUBDIVISION; OR

3. REQUIRE AN INSPECTION REQUIRED UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH TO BE CONDUCTED AND CERTIFIED TO THE POLITICAL SUBDIVISION BY A PROFESSIONAL INSPECTOR EMPLOYED BY THE OWNER OF THE MULTIFAMILY DWELLING”;

after line 27, insert:

“(IV) A CERTIFICATION MADE BY A PROFESSIONAL INSPECTOR UNDER SUBPARAGRAPH (III)3 OF THIS PARAGRAPH SHALL:

1. BE MADE IN THE FORM REQUIRED BY THE APPLICABLE POLITICAL SUBDIVISION; AND

2. INCLUDE:

A. A STATEMENT THAT THE BALCONY RAILINGS HAVE BEEN INSPECTED;

B. THE NAME OF THE OWNER OF THE MULTIFAMILY DWELLING;

C. THE ADDRESS OF THE MULTIFAMILY DWELLING;

D. THE NAME OF THE INSPECTOR;

E. THE DATE THE MULTIFAMILY DWELLING WAS INSPECTED;

F. THE RESULTS OF THE INSPECTION; AND

G. ANY OTHER INFORMATION REQUIRED BY THE POLITICAL SUBDIVISION.

(V) A POLITICAL SUBDIVISION SHALL:

1. PROVIDE NOTICE TO THE OWNER OF A MULTIFAMILY DWELLING AT LEAST 10 DAYS BEFORE ANY INSPECTION OF THE DWELLING CONDUCTED UNDER SUBPARAGRAPH (III)1 OR 2 OF THIS PARAGRAPH; OR

2. A. NOTIFY THE OWNER OF A MULTIFAMILY DWELLING OF THE NEED TO HAVE A PROFESSIONAL INSPECTOR COMPLETE AN INSPECTION UNDER SUBPARAGRAPH (III)3 OF THIS PARAGRAPH; AND

B. ALLOW THE OWNER OF THE MULTIFAMILY DWELLING A REASONABLE PERIOD OF TIME TO HAVE THE INSPECTION COMPLETED.”;

in line 28, strike “(IV)” and substitute “(VI)”;

in line 29, strike “5” and substitute “10”;

and after line 31, insert:

“(VII) A UNIT MAY NOT BE INSPECTED UNDER THIS PARAGRAPH IF THE TENANT OR LAWFUL OCCUPANT LEASING THE UNIT DENIES THE INSPECTOR ACCESS TO THE UNIT.

(4) (I) IN THIS PARAGRAPH, “MULTIPLE-FAMILY DWELLING” HAS THE MEANING STATED IN ARTICLE 13, § 5-1 OF THE BALTIMORE CITY CODE.

(II) THIS PARAGRAPH APPLIES ONLY IN BALTIMORE CITY.

(III) BALTIMORE CITY MAY NOT ISSUE OR RENEW A MULTIPLE-FAMILY DWELLING LICENSE UNLESS THE APPLICANT DEMONSTRATES THAT A PROFESSIONAL INSPECTOR HAS COMPLETED AN INSPECTION OF THE MULTIPLE-FAMILY DWELLING TO ENSURE THAT EACH BALCONY RAILING IN THE MULTIPLE-FAMILY DWELLING MEETS THE

REQUIREMENTS OF THE BUILDING, FIRE, AND RELATED CODES OF BALTIMORE CITY.

(IV) BEGINNING IN OCTOBER 2015, AND EVERY 5 YEARS THEREAFTER, AT THE TIME THAT BALTIMORE CITY SENDS A RENEWAL NOTICE TO A HOLDER OF A MULTIPLE-FAMILY DWELLING LICENSE, BALTIMORE CITY SHALL NOTIFY THE LICENSE HOLDER OF THE INSPECTION REQUIREMENT UNDER SUBPARAGRAPH (III) OF THIS PARAGRAPH.”.

On page 4, in line 1, strike “(4)” and substitute “(5)”; and in line 5, after “(3)” insert “OR (4)”.

AMENDMENT NO. 3

On page 5, after line 5, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before October 1, 2015, a political subdivision shall require an inspection, in accordance with the requirements of this Act, of each multifamily or multiple-family dwelling in the political subdivision in which a unit in the multifamily or multiple-family dwelling has a balcony railing that is at least 10 years old.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act does not require a political subdivision, other than Baltimore City, to inspect a balcony railing inspected before the effective date of this Act more than once within a 10-year period.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act does not require a political subdivision that conducts balcony railing inspections before the effective date of this Act to alter its method of conducting inspections, but any change to balcony railing inspection methods made on or after October 1, 2014, must comply with this Act.”;

and in line 6, strike “2.” and substitute “5.”.

**SB0401/633525/1**

BY: Conference Committee

AMENDMENT TO SENATE BILL 401, AS AMENDED



On page 1 of the Environmental Matters Committee Amendments (SB0401/480318/1), in line 6 of Amendment No. 1, strike “employed” and substitute “hired”; and in line 9, strike “prohibiting a unit from being inspected under certain circumstances.”

On page 3 of the Environmental Matters Committee Amendments, in line 2 of Amendment No. 2, strike “AT LEAST 10% OF THE UNITS IN”; in the same line, strike “10” and substitute “5”; and in line 13, strike “EMPLOYED” and substitute “HIRED”.

On page 5 of the Environmental Matters Committee Amendments, in line 4 of Amendment No. 2, strike “10” and substitute “5”; and strike beginning with “(VII)” in line 6 down through “UNIT.” in line 8.

On page 6 of the Environmental Matters Committee Amendments, in line 9 of Amendment No. 3, strike “10-year” and substitute “5-year”.

Senate Members:

House Members:

Chair, **Ronald N. Young**

Chair, **Dana Stein**

**Joanne C. Benson**

**Marvin E. Holmes, Jr.**

**Bill Ferguson**

**David Fraser-Hidalgo**

Read in the Senate:

Read in the House of Delegates:

Amendment Office Delivers Report to:

( ) Chief Clerk  
(X) Secretary, Senate

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 1242)

The Bill was then sent to the House of Delegates.

**CONFERENCE COMMITTEE REPORT**BILL NO.: **SB 512** SPONSOR: **Senator Gladden****SUBJECT: Criminal Injuries Compensation Board –  
Membership – Family Member of Homicide Victim**THIRD READING CALENDAR HOUSE NO. **28** SENATE NO. **39**Hon. Thomas V. Mike Miller, Jr., President of the Senate  
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

That the House Judiciary Committee Amendments (SB0512/102819/1) be rejected.

Senate Members:

House Members:

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Chair, **Lisa A. Gladden**

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Chair, **Jeff Waldstreicher**

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**Norman R. Stone, Jr.**

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**Susan C. Lee**

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**Jennie M. Forehand**

---

**Glen Glass**

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Read in the Senate:

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Read in the House of Delegates:

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Amendment Office Delivers Report to:  Chief Clerk  
 Secretary, SenateConference Committee Report read and adopted.Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 1243)

The Bill was then sent to the House of Delegates.**MESSAGE TO THE SENATE**BILL: **HB 0873**

SPONSOR: Del Conway, et al

SUBJECT: Vehicle Laws – Divided Highways – Speed Limits and Crosswalks

By the Majority Leader:

Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate Stein, Chairman

Delegate O'Donnell, and

Delegate Frush.

Said Bill is returned herewith.

By Order,

Sylvia Siegert

Chief Clerk

Read and ordered journalized.

### MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

**BILL: HB 0873**

SPONSOR: Del Conway, et al

SUBJECT: Vehicle Laws – Divided Highways – Speed Limits and Crosswalks

The Senate does not recede in the Senate amendments.

The Senate respectfully requests the House reconsider and concur.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,

Secretary

Read and adopted.

**MESSAGE TO THE SENATE****BILL: HB 0781**

SPONSOR: Del Clippinger, et al

SUBJECT: Criminal Law – Person in a Position of Authority – Sexual Offenses With a Minor

By the Majority Leader:

Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate Dumais, Chairman

Delegate Arora, and

Delegate Hough.

Said Bill is returned herewith.

By Order,

Sylvia Siegert

Chief Clerk

Read and ordered journalized.**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

**BILL: HB 0781**

SPONSOR: Del Clippinger, et al

SUBJECT: Criminal Law – Person in a Position of Authority – Sexual Offenses With a Minor

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:

Delegate Dumais, Chair

Delegate Arora  
Delegate Hough

The Senate appoints:  
Senator Zirkin, Chairman  
Senator Brochin  
Senator Shank.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

**SPECIAL ORDERS**

The presiding officer submitted the Special Orders of the day, as follows:

**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**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (2) AND THE FAVORABLE REPORT.

**HB1542/307873/1**

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1542  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after the first “Comptroller” insert “beginning on a certain date”.

AMENDMENT NO. 2

On page 2, in line 3, strike “**THE**” and substitute “**BEGINNING JANUARY 1, 2015, THE**”.

On page 3, in line 9, strike “July” and substitute “October”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**CONCURRENCE CALENDAR #40****AMENDED IN THE HOUSE****Senate Bill 800 – Senators Ramirez, Forehand, and Raskin**

AN ACT concerning

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

Senator Frosh moved that the Senate concur in the House amendments.

**SB0800/440216/1**

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL 800

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “Timing of Prohibited Actions” and substitute “Conditions for Relief”; strike beginning with “altering” in line 6 down through the semicolon in line 8 and substitute “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;”.

AMENDMENT NO. 2

On page 3, strike beginning with “upon” in line 5 down through “The” in line 6 and substitute “**ON THE**”; strike beginning with the semicolon in line 9 down through “unpaid” in line 21; in line 23, strike the brackets; and in the same line, strike “**12**”.

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 – 33    Negative – 13    (See Roll Call No. 1244)

### MESSAGE TO THE SENATE

**BILL:    HB 1314**

**SPONSOR:** Del Hucker

**SUBJECT:** Md Wage Pymt and Collection Law – Awards of Certain Fees and Costs and Prohib Agst Retaliation

By the Majority Leader:

Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

### MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

**BILL:    HB 1314**

**SPONSOR:** Del Hucker

**SUBJECT:** Md Wage Pymt and Collection Law – Awards of Certain Fees and Costs and Prohib Agst Retaliation

The Senate does not recede in the Senate amendments, and respectfully requests the House reconsider and concur.

Should the House prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the Senate appoints:

Senator Astle, Chairman  
Senator Klausmeier  
Senator Kittleman.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

#### CONCURRENCE CALENDAR #41

#### AMENDED IN THE HOUSE

**Senate Bill 454 – ~~Senator Robey~~ Senators Robey, Brochin, Forehand, Jacobs, Muse, Raskin, and Stone**

AN ACT concerning

#### **Criminal Law – Child Kidnapping and Prostitution – Penalty**

Senator Frosh moved that the Senate not concur in the House amendments.

**SB0454/112413/1**

BY: House Judiciary Committee

#### AMENDMENTS TO SENATE BILL 454

(Third 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**”; and in the same line, strike “prostitution or”.

On page 2, in line 3, strike the second “or” and substitute “**AND**”; in line 5, 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 8, strike “**30**” and substitute “**25**”; and strike in their entirety lines 10 and 11.

The preceding 3 amendments were read and not concurred in.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:  
Ladies and Gentlemen of the House of Delegates:

**BILL: SB 0454**  
**SPONSOR: Sen Robey, et al**  
**SUBJECT: Criminal Law – Child Kidnapping and Prostitution – Penalty**

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 Zirkin, Chairman  
Senator Brochin  
Senator Shank.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,  
Secretary

Read and adopted.

**CONCURRENCE CALENDAR #42**

**AMENDED IN THE HOUSE**

**Senate Bill 1095 – Senator Frosh**

**EMERGENCY BILL**

AN ACT concerning

**Real Property – Ground Rents**

Senator Frosh moved that the Senate not concur in the House amendments.

**SB1095/110012/5**

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL 1095

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “property;” insert “reorganizing and recodifying certain provisions of law relating to ground leases on certain residential property; authorizing a holder of a secured interest in certain property to apply to redeem a reversion under a ground lease under certain circumstances; altering the contents of a certain affidavit made by a certain director in the Baltimore City Department of Housing and Community Development concerning abandoned or distressed property under certain circumstances; authorizing a ground lease holder to bring an action to reenter for nonpayment of ground rent only under certain circumstances; authorizing a holder of a secured interest in certain property to cure a default for nonpayment of ground rent under certain circumstances; requiring a ground lease holder to send certain notices to a leasehold tenant in a certain manner no less than a certain number of days before filing an action to reenter; authorizing a ground lease holder to be reimbursed for certain late fees, interest, and collection costs under certain circumstances; requiring a ground lease holder to send a copy of a certain notice to any”

holder of a secured interest in certain property under certain circumstances; requiring an action filed under certain provisions of this Act to be accompanied by certain documents; specifying the manner in which service of process must be made for an action filed under certain provisions of this Act; requiring a holder of a secured interest in certain property to be made a party to an action filed under certain provisions of this Act under certain circumstances; prohibiting a ground lease holder or a plaintiff from receiving a writ of possession or reimbursement for certain costs or expenses unless certain notice requirements are met; prohibiting a ground lease holder from receiving reimbursement for certain costs or expenses under certain circumstances;”; and strike beginning with “prohibiting” in line 7 down through “property;” in line 24.

On page 2, strike beginning with “altering” in line 2 down through “period;” in line 4 and substitute “repealing certain provisions of law made obsolete by this Act; making stylistic changes; defining certain terms; requiring the State Department of Assessments and Taxation to develop and post a certain notice on the Department’s Web site;”; in line 6, strike “providing for the effective date of a certain provision of this Act;”; in line 15, strike “8-107,” and substitute “8-110, 8-110.1,”; in the same line, strike “8-402.2, 14-108.1” and substitute “8-111.2, 8-707, 14-116”; in the same line, strike “and 14-117(a)” and substitute “14-116.2, 14-117(a), and 14-129”; after line 17, insert:

“BY adding to

Article – Real Property

Section 8-801, 8-802, and 8-807 to be under the new subtitle “Subtitle 8. Residential Ground Leases”

Annotated Code of Maryland

(2010 Replacement Volume and 2013 Supplement)”;

in line 20, strike “8-111.2” and substitute “14-108.1”; and strike in their entirety lines 23 through 27, inclusive.

## AMENDMENT NO. 2

On page 3, in line 8, strike “SEMIANNUAL” and substitute “PERIODIC”.

On page 5, after line 21, insert:

“8-707.”

If a ground lease is not registered in accordance with this subtitle, the ground lease holder may not:

- (1) Collect any ground rent payments due under the ground lease;
- (2) Bring a civil action against the leasehold tenant to enforce any rights the ground lease holder may have under the ground lease; or
- (3) [Obtain a lien under § 8-402.3 of this title] BRING AN ACTION AGAINST THE LEASEHOLD TENANT UNDER SUBTITLE 8 OF THIS TITLE.

### SUBTITLE 8. RESIDENTIAL GROUND LEASES.

#### 8-801.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) “GROUND LEASE” MEANS A RESIDENTIAL LEASE OR SUBLEASE FOR A TERM OF YEARS RENEWABLE FOREVER SUBJECT TO THE PAYMENT OF A PERIODIC GROUND RENT.

(C) (1) “GROUND LEASE HOLDER” MEANS THE HOLDER OF THE REVERSIONARY INTEREST UNDER A GROUND LEASE.

(2) “GROUND LEASE HOLDER” INCLUDES AN AGENT OF THE GROUND LEASE HOLDER.

(D) “GROUND RENT” MEANS A RENT ISSUING OUT OF, OR COLLECTIBLE IN CONNECTION WITH, THE REVERSIONARY INTEREST UNDER A GROUND LEASE.

(E) “LEASEHOLD INTEREST” MEANS THE TENANCY IN REAL PROPERTY CREATED UNDER A GROUND LEASE.

(F) “LEASEHOLD TENANT” MEANS THE HOLDER OF THE LEASEHOLD INTEREST UNDER A GROUND LEASE.

8-802.

(A) THIS SUBTITLE APPLIES TO RESIDENTIAL PROPERTY THAT WAS OR IS USED, INTENDED TO BE USED, OR AUTHORIZED TO BE USED FOR FOUR OR FEWER DWELLING UNITS.

(B) THIS SUBTITLE DOES NOT APPLY TO PROPERTY:

(1) LEASED FOR BUSINESS, COMMERCIAL, MANUFACTURING, MERCANTILE, OR INDUSTRIAL PURPOSES, OR ANY OTHER PURPOSE THAT IS NOT PRIMARILY RESIDENTIAL;

(2) IMPROVED OR TO BE IMPROVED BY ANY APARTMENT, CONDOMINIUM, COOPERATIVE, OR OTHER BUILDING FOR MULTIFAMILY USE OF GREATER THAN FOUR DWELLING UNITS; OR

(3) LEASED FOR DWELLINGS OR MOBILE HOMES THAT ARE ERECTED OR PLACED IN A MOBILE HOME DEVELOPMENT OR MOBILE HOME PARK.

[8-111.2.] 8-803.

(a) This section does not apply to property[:

(1) Leased for business, commercial, manufacturing, mercantile, or industrial purposes, or any other purpose that is not primarily residential;

(2) Improved or to be improved by any apartment, condominium, cooperative, or other building for multifamily use of greater than four dwelling units;

(3) Leased for dwellings or mobile homes that are erected or placed in a mobile home development or mobile home park; or

(4) Subject] THAT IS SUBJECT to an affordable housing land trust agreement executed under Title 14, Subtitle 5 of this article.

(b) On or after January 22, 2007, the owner of a fee simple or leasehold estate in residential property that is or was used, intended to be used, or authorized to be used for four or fewer dwelling units may not create a reversionary interest in the property under a ground lease or a ground sublease for a term of years renewable forever subject to the payment of a periodic ground rent.

[8–110.] 8–804.

(a) (1) [This section does not apply to leases of property leased for business, commercial, manufacturing, mercantile, or industrial purposes or any other purpose which is not primarily residential, where the term of the lease, including all renewals provided for, does not exceed 99 years. A lease of the entire property improved or to be improved by any apartment, condominium, cooperative, or other building for multiple–family use on the property constitutes a business and not a residential purpose. The term “multiple–family use” does not apply to any duplex or single–family structure converted to a multiple–dwelling unit.

(2) Except as provided in subsection (f) of this section, this section does not apply to irredeemable GROUND leases [executed before April 9, 1884] PRESERVED UNDER § 8–805 OF THIS SUBTITLE.

[(3) This section does not apply to leases of the ground or site upon which dwellings or mobile homes are erected or placed in a mobile home development or mobile home park.

(4) (2) This section does not apply to an affordable housing land trust agreement executed under Title 14, Subtitle 5 of this article.

(b) (1) Except for apartment and cooperative leases, any reversion reserved in a GROUND lease for longer than 15 years is redeemable at any time, at the option of the LEASEHOLD tenant, after 30 days’ notice to the [landlord] GROUND LEASE HOLDER. Notice shall be given by certified mail, return receipt requested, and by first–class mail to the last known address of the [landlord] GROUND LEASE HOLDER.

(2) The reversion is redeemable:

(i) For a sum equal to the annual GROUND rent reserved multiplied by:

1. 25, which is capitalization at 4 percent, if the GROUND lease was executed from April 8, 1884 to April 5, 1888, both inclusive;

2. 8.33, which is capitalization at 12 percent, if the GROUND lease was or is created after July 1, 1982; or

3. 16.66, which is capitalization at 6 percent, if the GROUND lease was created at any other time;

(ii) For a lesser sum if specified in the GROUND lease; or

(iii) For a sum to which the parties may agree at the time of redemption.

**(3) (I) IF THE LEASEHOLD TENANT IS IN DEFAULT UNDER A SECURITY INSTRUMENT, THE HOLDER OF THE SECURED INTEREST IN THE PROPERTY THAT IS SUBJECT TO A GROUND LEASE, OR ANY PORTION OF A GROUND LEASE, THAT IS RECORDED IN THE LAND RECORDS OF THE COUNTY IN WHICH THE PROPERTY IS LOCATED MAY APPLY TO THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION TO REDEEM THE REVERSION AS PROVIDED UNDER THIS SECTION.**

**(II) IF A HOLDER OF A SECURED INTEREST APPLIES TO REDEEM A REVERSION AS AUTHORIZED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE HOLDER ALSO SHALL PAY TO THE GROUND LEASE HOLDER THE OUTSTANDING AMOUNT DUE, INCLUDING REASONABLE LATE FEES, INTEREST, AND COLLECTION COSTS AS PROVIDED UNDER § 8-807 OF THIS SUBTITLE.**

(c) If a LEASEHOLD tenant has power to redeem the reversion from a trustee or other person who does not have a power of sale, the reversion nevertheless may be redeemed in accordance with the procedures prescribed in the Maryland Rules.

(d) Notwithstanding subsection (b) of this section, any regulatory changes made by a federal agency, instrumentality, or subsidiary, including the Department of

Housing and Urban Development, the Federal Housing Administration, the Government National Mortgage Association, the Federal National Mortgage Association, and the Veterans' Administration, shall be applicable to redemption of reversions of **GROUND** leases for longer than 15 years.

(e) (1) Before the entry of a judgment foreclosing [an owner's] A **LEASEHOLD TENANT'S** right of redemption, a reversion in a ground rent or **GROUND** lease for 99 years renewable forever held on abandoned property in Baltimore City, as defined in § 14–817 of the Tax – Property Article, may be donated to Baltimore City or, at the option of Baltimore City, to an entity designated by Baltimore City.

(2) Valuation of the donation of a reversionary interest pursuant to this subsection shall be in accordance with subsection (b) of this section.

(f) (1) (i) A **LEASEHOLD** tenant who has given the [landlord] **GROUND LEASE HOLDER** notice in accordance with subsection (b) of this section may apply to the State Department of Assessments and Taxation to redeem a ground rent as provided in this subsection.

(ii) When the Mayor and City Council of Baltimore City acquires property that is subject to an irredeemable ground rent, the City shall become the **LEASEHOLD** tenant of the ground rent and, after giving the [landlord] **GROUND LEASE HOLDER** notice in accordance with subsection (b) of this section, may apply to the State Department of Assessments and Taxation to extinguish the ground rent as provided in this subsection.

(iii) When the Mayor and City Council of Baltimore City acquires abandoned or distressed property that is subject to a redeemable ground rent, the City shall become the **LEASEHOLD** tenant of the ground rent and, after giving the [landlord] **GROUND LEASE HOLDER** notice in accordance with subsection (b) of this section, may apply to the State Department of Assessments and Taxation to redeem the ground rent as provided in this subsection.

(2) The **LEASEHOLD** tenant shall provide to the State Department of Assessments and Taxation:

(i) Documentation satisfactory to the Department of the **GROUND** lease and the notice given to the [landlord] **GROUND LEASE HOLDER**; and



(ii) Payment of a \$20 fee, and any expediting fee required under § 1-203 of the Corporations and Associations Article.

(3) (i) On receipt of the items stated in paragraph (2) of this subsection, the Department shall post notice on its website that application has been made to redeem or extinguish the ground rent.

(ii) The notice shall remain posted for at least 90 days.

(4) Except as provided in paragraph (5) of this subsection, no earlier than 90 days after the application has been posted as provided in paragraph (3) of this subsection, a LEASEHOLD tenant seeking to redeem a ground rent shall provide to the Department:

(i) Payment of the redemption amount and up to 3 years' back GROUND rent to the extent required under this section and [§ 8-111.1] § 8-806 of this subtitle, in a form satisfactory to the Department; and

(ii) An affidavit made by the LEASEHOLD tenant, in the form adopted by the Department, certifying that:

1. The LEASEHOLD tenant has not received a bill for ground rent due or other communication from the [landlord] GROUND LEASE HOLDER regarding the ground rent during the 3 years immediately before the filing of the documentation required for the issuance of a redemption certificate under this subsection; or

2. The last payment for ground rent was made to the [landlord] GROUND LEASE HOLDER identified in the affidavit and sent to the same address where the notice required under subsection (b) of this section was sent.

(5) No earlier than 90 days after the application has been posted as provided in paragraph (3) of this subsection, a LEASEHOLD tenant seeking to extinguish an irredeemable ground rent or to redeem a redeemable ground rent on abandoned or distressed property that was acquired or is being acquired by the Mayor and City Council of Baltimore shall provide to the Department:

(i) Payment of up to 3 years' back GROUND rent to the extent required under this section and [§ 8–111.1] § 8–806 of this subtitle, in a form satisfactory to the Department; and

(ii) An affidavit made by the Director of the Office of Property Acquisition and Relocation in the Baltimore City Department of Housing and Community Development certifying that:

1. The property is abandoned property, as defined in § 21–17(a)(2) of the Public Local Laws of Baltimore City, or distressed property, as defined in § 21–17(a)(3) of the Public Local Laws of Baltimore City;

2. The property was acquired or is being acquired by the Mayor and City Council of Baltimore City; AND

3. [The landlord of the property has not registered the ground lease with the State Department of Assessments and Taxation under Subtitle 7 of this title; and

4.] The existence of the ground rent is an impediment to redevelopment of the site.

(6) At any time, the LEASEHOLD tenant may submit to the Department notice that the LEASEHOLD tenant is no longer seeking redemption or extinguishment under this subsection.

(7) Upon receipt of the documentation, fees, and, where applicable, the redemption amount and 3 years' back GROUND rent to the extent required under this section and [§ 8–111.1] § 8–806 of this subtitle, the Department shall issue to the LEASEHOLD tenant a ground rent redemption certificate or a ground rent extinguishment certificate, as appropriate.

(8) The redemption or extinguishment of the ground rent is effective to conclusively vest a fee simple title in the LEASEHOLD tenant, free and clear of any and all right, title, or interest of the [landlord] GROUND LEASE HOLDER, any lien of a creditor of the [landlord] GROUND LEASE HOLDER, and any person claiming by, through, or under the [landlord] GROUND LEASE HOLDER when the LEASEHOLD

tenant records the certificate in the land records of the county in which the property is located.

(9) The [landlord] GROUND LEASE HOLDER, any creditor of the [landlord] GROUND LEASE HOLDER, or any other person claiming by, through, or under the [landlord] GROUND LEASE HOLDER may file a claim with the Department in order to collect all, or any portion of, where applicable, the redemption amount and 3 years' back GROUND rent to the extent required under this section and [§ 8-111.1] § 8-806 of this subtitle, without interest, by providing to the Department:

(i) Documentation satisfactory to the Department of the claimant's interest; and

(ii) Payment of a \$20 fee, and any expediting fee required under § 1-203 of the Corporations and Associations Article.

(10) (i) A [landlord] GROUND LEASE HOLDER whose ground rent has been extinguished may file a claim with the Baltimore City Director of Finance to collect an amount equal to the annual GROUND rent reserved multiplied by 16.66, which is capitalization at 6 percent, by providing to the Director:

1. Proof of payment to the [landlord] GROUND LEASE HOLDER by the Department of back GROUND rent under paragraph (9) of this subsection; and

2. Payment of a \$20 fee.

(ii) A [landlord] GROUND LEASE HOLDER of abandoned or distressed property acquired by the Mayor and City Council of Baltimore City whose ground rent has been redeemed may file a claim with the Baltimore City Director of Finance to collect the redemption amount, by providing to the Director:

1. Proof of payment to the [landlord] GROUND LEASE HOLDER by the Department of back GROUND rent under paragraph (9) of this subsection; and

2. Payment of a \$20 fee.

(11) (i) In the event of a dispute regarding the extinguishment amount as calculated under paragraph (10)(i) of this subsection, the [landlord] GROUND LEASE HOLDER may refuse payment from the Baltimore City Director of Finance and file an appeal regarding the valuation in the Circuit Court of Baltimore City.

(ii) In an appeal, the [landlord] GROUND LEASE HOLDER is entitled to receive the fair market value of the [landlord's] GROUND LEASE HOLDER'S interest in the property at the time of the extinguishment.

(12) In the event of a dispute regarding the payment by the Department to any person of all or any portion of the collected redemption amount and up to 3 years' back GROUND rent to the extent required by this section and [§ 8-111.1] § 8-806 of this subtitle, the Department may:

(i) File an interpleader action in the circuit court of the county where the property is located; or

(ii) Reimburse the [landlord] GROUND LEASE HOLDER from the fund established in § 1-203.3 of the Corporations and Associations Article.

(13) The Department is not liable for any sum received by the Department that exceeds the sum of:

(i) The redemption amount; and

(ii) Up to 3 years' back GROUND rent to the extent required by this section and [§ 8-111.1] § 8-806 of this subtitle.

(14) The Department shall credit all fees and funds collected under this subsection to the fund established under § 1-203.3 of the Corporations and Associations Article. Redemption and extinguishment amounts received shall be held in a ground rent redemption and ground rent extinguishment account in that fund.

(15) The Department shall maintain a list of properties for which ground rents have been redeemed or extinguished under this subsection.

(16) The Department shall adopt regulations to carry out the provisions of this subsection.

(17) Any redemption or extinguishment funds not collected by a [landlord] GROUND LEASE HOLDER under this subsection within 20 years after the date of the payment to the Department by the LEASEHOLD tenant shall escheat to the State. The Department shall annually transfer any funds that remain uncollected after 20 years to the State General Fund at the end of each fiscal year.

**[8-110.1.] 8-805.**

(a) (1) In this section the following words have the meanings indicated.

(2) ["Ground lease" means a residential lease or sublease for a term of years renewable forever subject to the payment of a periodic ground rent.

(3) (i) "Ground lease holder" means the holder of the reversionary interest under a ground lease.

(ii) "Ground lease holder" includes an agent of the ground lease holder.

(4) "Ground rent" means a rent issuing out of, or collectible in connection with, the reversionary interest under a ground lease.

(5) "Irredeemable ground rent" means a ground rent created under a ground lease executed before April 9, 1884, that does not contain a provision allowing the leasehold tenant to redeem the ground rent.

[(6) "Leasehold interest" means the tenancy in real property created under a ground lease.

(7) "Leasehold tenant" means the holder of the leasehold interest under a ground lease.

(8) (3) "Redeemable ground rent" means a ground rent that may be redeemed in accordance with this section or redeemed or extinguished in accordance with [§ 8-110(f)] § 8-804(F) of this subtitle.

(b) [(1) This section applies to residential property that is or was used, intended to be used, or authorized to be used for four or fewer dwelling units.

(2) This section does not apply to property:

(i) Leased for business, commercial, manufacturing, mercantile, or industrial purposes, or any other purpose that is not primarily residential;

(ii) Improved or to be improved by any apartment, condominium, cooperative, or other building for multifamily use of greater than four dwelling units; or

(iii) Leased for dwellings or mobile homes that are erected or placed in a mobile home development or mobile home park.

(c) [(1) An irredeemable ground rent shall be converted to, and become, a redeemable ground rent, unless within the time specified in subsection [(f)](E) of this section, a notice of intention to preserve irredeemability is recorded.

(2) The conversion of an irredeemable ground rent to a redeemable ground rent occurs on the day following the end of the period in which the notice may be recorded.

(3) A disability or lack of knowledge of any kind does not prevent the conversion of an irredeemable ground rent to a redeemable ground rent if no notice of intention to preserve irredeemability is filed within the time specified in subsection [(f)](E) of this section.

[(d)] (C) (1) Any ground lease holder of an irredeemable ground rent may record a notice of intention to preserve irredeemability among the land records of the county where the land is located.

(2) The notice may be recorded by:

(i) The person claiming to be the ground lease holder; or

(ii) If the ground lease holder is under a disability or otherwise unable to assert a claim on the ground lease holder's own behalf, any other person acting on the ground lease holder's behalf.

**[(e)] (D)** (1) To be effective and to be entitled to be recorded, the notice shall be executed by the ground lease holder, acknowledged before a notary public, and contain substantially the following information:

(i) An accurate description of the leasehold interest affected by the notice, including, if known, the property improvement address;

(ii) The name of every ground lease holder of an irredeemable ground rent;

(iii) The name of every leasehold tenant as of the time the notice is filed according to the land records or the records of the State Department of Assessments and Taxation;

(iv) The recording reference of the ground lease;

(v) The recording reference of every leasehold tenant's leasehold deed, as of the time the notice is filed, according to the land records or the records of the State Department of Assessments and Taxation;

(vi) The recording reference of every irredeemable ground rent ground lease holder's deed; and

(vii) The block number for the leasehold interest if the property is located in Baltimore City.

(2) (i) A notice that substantially meets the requirements of this section shall be accepted for recording among the land records on payment of the same fees as are charged for the recording of deeds.

(ii) The filing of a notice is exempt from the imposition of a State or local excise tax.

(3) The notice shall be indexed as "Notice of Intention to Preserve Irredeemability":

(i) In the grantee indices of deeds under the name of every ground lease holder of an irredeemable ground rent;

(ii) In the grantor indices of deeds under the name of every leasehold tenant as of the time the notice is filed according to the land records or the records of the State Department of Assessments and Taxation; and

(iii) In the block index in Baltimore City.

**[(f)] (E)** (1) To preserve the irredeemability of an irredeemable ground rent, a notice of intention to preserve shall be recorded on or before December 31, 2010.

(2) If a notice of intention to preserve is not recorded on or before December 31, 2010, the ground rent becomes a redeemable ground rent.

(3) If a notice is recorded on or before December 31, 2010, the ground rent shall remain irredeemable for a period of 10 years from January 1, 2011, to December 31, 2020, both inclusive.

(4) (i) The effectiveness of a filed notice to preserve irredeemability shall lapse on January 1, 2021, and the ground rent shall become a redeemable ground rent, unless a renewal notice containing substantially the same information as the notice of intention to preserve irredeemability is recorded within 6 months before the expiration of the 10–year period set forth in paragraph (3) of this subsection.

(ii) The effectiveness of any subsequently filed renewal notice shall lapse after the expiration of the applicable 10–year period and the ground rent shall become a redeemable ground rent, unless further renewal notices are recorded within 6 months before the expiration of the applicable 10–year period.

**[(g)] (F)** A ground rent made redeemable in accordance with this section:

(1) Is redeemable at any time following the date of conversion of the irredeemable ground rent to a redeemable ground rent; and

(2) Shall be redeemable for a sum equal to the annual rent reserved multiplied by 16.66, which is capitalization at 6 percent.”.



AMENDMENT NO. 3

On page 5, in line 22, strike “8-111.1.” and substitute “8-806.”; strike beginning with “This” in line 23 down through “(b)” in line 27; in lines 27 and 28, in each instance, strike “landlord” and substitute “GROUND LEASE HOLDER”; in line 28, strike “leased property” and substitute “PROPERTY SUBJECT TO A GROUND LEASE”; in lines 28 and 30, in each instance, strike “back” and substitute “PAST DUE GROUND”; and in line 29, strike “in leased property”.

On page 6, in line 1, strike “(C)” and substitute “(B)”; strike beginning with “IN” in line 1 down through “LANDLORD” in line 2 and substitute “A GROUND LEASE HOLDER”; in line 3, strike “BACK” and substitute “PAST DUE GROUND”; in line 4, after “RENT” insert “PAYABLE UNDER SUBSECTION (A) OF THIS SECTION”; in the same line, strike “§§ 8-402.2 AND 8-402.3 OF THIS TITLE” and substitute “§ 8-807 OF THIS SUBTITLE”; in line 5, strike the brackets; in the same line, strike “(D)”; in lines 6 and 7, in each instance, strike “back” and substitute “PAST DUE GROUND”; in line 6, strike “landlord or holder of a ground rent” and substitute “GROUND LEASE HOLDER”; in line 14, strike “landlord” and substitute “GROUND LEASE HOLDER”; and in lines 15 and 17, in each instance, strike “rent” and substitute “LEASE”.

On pages 6 through 12, strike in their entirety the lines beginning with line 18 on page 6 through line 7 on page 12, inclusive, and substitute:

“8-807.

(A) FOR PROPERTY SUBJECT TO A GROUND LEASE IN EFFECT ON OR AFTER JULY 1, 2007, A GROUND LEASE HOLDER MAY BRING AN ACTION TO REENTER FOR NONPAYMENT OF GROUND RENT ONLY:

(1) IF THE GROUND LEASE HOLDER HAS THE LAWFUL RIGHT TO REENTER FOR NONPAYMENT OF GROUND RENT;

(2) IF THE GROUND LEASE IS REGISTERED WITH THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION UNDER SUBTITLE 7 OF THIS TITLE;

(3) IF THE PAYMENT OF GROUND RENT IS AT LEAST 6 MONTHS IN ARREARS; AND

(4) AS PROVIDED UNDER THIS SECTION.

(B) A HOLDER OF A SECURED INTEREST IN THE PROPERTY THAT IS SUBJECT TO THE GROUND LEASE, OR ANY PORTION OF THE GROUND LEASE, THAT IS RECORDED IN THE LAND RECORDS OF THE COUNTY IN WHICH THE PROPERTY IS LOCATED MAY CURE THE DEFAULT BY PAYING THE OUTSTANDING AMOUNT DUE, INCLUDING REASONABLE LATE FEES, INTEREST, AND COLLECTION COSTS SUBJECT TO THE SAME PROVISIONS THAT ARE APPLICABLE TO A LEASEHOLD TENANT WHO CURES A DEFAULT AFTER RECEIVING NOTICE UNDER SUBSECTION (D) OF THIS SECTION OR RECEIVING PERSONAL SERVICE OF PROCESS IN AN ACTION FILED UNDER SUBSECTION (F) OF THIS SECTION.

(C) (1) NO LESS THAN 60 DAYS BEFORE FILING AN ACTION TO REENTER, THE GROUND LEASE HOLDER SHALL SEND A NOTICE, IN THE FORM REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION, TO THE LEASEHOLD TENANT'S LAST KNOWN ADDRESS AS SHOWN IN THE RECORDS OF THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION, OR OTHER PLACE OF BUSINESS OR RESIDENCE IF KNOWN, BY:

(I) FIRST-CLASS MAIL; AND

(II) CERTIFIED MAIL, RETURN RECEIPT REQUESTED.

(2) THE NOTICE REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE IN SUBSTANTIALLY THE SAME FORM AS THE NOTICE CONTAINED ON THE WEB SITE OF THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION.

(3) A GROUND LEASE HOLDER MAY BE REIMBURSED FOR REASONABLE LATE FEES, INTEREST, AND COLLECTION COSTS NOT EXCEEDING \$100, PROVIDED THE OUTSTANDING AMOUNT DUE IS PAID IN RESPONSE TO THE NOTICE SENT UNDER PARAGRAPH (1) OF THIS SUBSECTION AND BEFORE A NOTICE IS SENT UNDER SUBSECTION (D) OF THIS SECTION.

(D) (1) AFTER NOTICE HAS BEEN SENT UNDER SUBSECTION (C) OF THIS SECTION AND NO LESS THAN 30 DAYS BEFORE FILING AN ACTION TO REENTER, THE GROUND LEASE HOLDER SHALL SEND A NOTICE, IN THE FORM REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION, TO THE LEASEHOLD TENANT'S LAST KNOWN ADDRESS AS SHOWN IN THE RECORDS OF THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION, OR OTHER PLACE OF BUSINESS OR RESIDENCE IF KNOWN, BY:

(I) FIRST-CLASS MAIL; AND

(II) CERTIFIED MAIL, RETURN RECEIPT REQUESTED.

(2) THE NOTICE REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE IN 14 POINT, BOLD FONT AND INCLUDE:

(I) AN ITEMIZED BILL FOR THE PAYMENT DUE;

(II) THE AMOUNT NECESSARY TO CURE THE DEFAULT, INCLUDING LATE FEES, INTEREST, AND COLLECTION COSTS AUTHORIZED UNDER PARAGRAPH (3) OF THIS SUBSECTION;

(III) THE NAME AND ADDRESS OF THE PERSON TO WHOM TO SEND THE PAYMENT DUE;

(IV) THE NAME AND CONTACT INFORMATION OF THE PERSON TO CONTACT FOR QUESTIONS ABOUT THE NOTICE; AND

(V) A STATEMENT THAT UNLESS THE DEFAULT IS CURED IN 30 DAYS:

1. THE GROUND LEASE HOLDER INTENDS TO FILE AN ACTION TO REENTER; AND

2. THE LEASEHOLD TENANT MAY BE LIABLE FOR REIMBURSING THE GROUND LEASE HOLDER FOR EXPENSES AND COSTS

INCURRED IN CONNECTION WITH THE COLLECTION OF PAST DUE GROUND RENT AND THE FILING OF THE ACTION TO REENTER.

(3) A GROUND LEASE HOLDER MAY BE REIMBURSED FOR REASONABLE LATE FEES, INTEREST, AND COLLECTION COSTS NOT EXCEEDING \$650, INCLUDING:

- (I) TITLE ABSTRACT AND EXAMINATION FEES;
- (II) JUDGMENT REPORT COSTS;
- (III) PHOTOCOPYING AND POSTAGE FEES; AND
- (IV) ATTORNEY'S FEES.

(E) (1) THE GROUND LEASE HOLDER SHALL SEND A COPY OF THE NOTICE REQUIRED UNDER SUBSECTION (D) OF THIS SECTION TO ANY HOLDER OF A SECURED INTEREST IN THE PROPERTY THAT IS SUBJECT TO THE GROUND LEASE, OR ANY PORTION OF THE GROUND LEASE, THAT IS RECORDED IN THE LAND RECORDS OF THE COUNTY IN WHICH THE PROPERTY IS LOCATED, TO THE ADDRESS SHOWN IN THE LAND RECORDS OR ANOTHER ADDRESS IF KNOWN, BY:

- (I) FIRST-CLASS MAIL; AND
- (II) CERTIFIED MAIL, RETURN RECEIPT REQUESTED.

(2) THE NOTICE REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE ACCOMPANIED BY A STATEMENT THAT THE HOLDER OF A SECURED INTEREST MAY:

(I) CURE THE DEFAULT BY PAYING THE OUTSTANDING AMOUNT DUE, INCLUDING REASONABLE LATE FEES, INTEREST, AND COLLECTION COSTS AUTHORIZED UNDER SUBSECTION (D)(3) OF THIS SECTION; OR

(II) 1. REDEEM THE PROPERTY IN ACCORDANCE WITH § 8-804 OF THIS SUBTITLE; AND

2. CURE THE DEFAULT BY PAYING THE OUTSTANDING AMOUNT DUE, INCLUDING REASONABLE LATE FEES, INTEREST, AND COLLECTION COSTS AUTHORIZED UNDER SUBSECTION (D)(3) OF THIS SECTION.

(3) IF NOTICE IS NOT SENT TO A HOLDER OF A SECURED INTEREST IN THE PROPERTY THAT IS SUBJECT TO THE GROUND LEASE, OR ANY PORTION OF THE GROUND LEASE, THAT IS RECORDED IN THE LAND RECORDS OF THE COUNTY IN WHICH THE PROPERTY IS LOCATED, A JUDGMENT IN FAVOR OF THE GROUND LEASE HOLDER DOES NOT IMPAIR THE RIGHT OF THE HOLDER OF THE SECURED INTEREST TO ENFORCE THE SECURED INTEREST AGAINST THE PROPERTY.

(F) (1) IF THE DEFAULT IS NOT CURED, THE GROUND LEASE HOLDER MAY FILE IN CIRCUIT COURT AN ACTION TO REENTER NO LESS THAN 30 DAYS AFTER NOTICE IS SENT UNDER SUBSECTION (D) OF THIS SECTION.

(2) AN ACTION FILED UNDER THIS SUBSECTION SHALL BE ACCOMPANIED BY:

(I) AN ITEMIZED BILL FOR THE PAYMENT DUE;

(II) THE AMOUNT NECESSARY TO CURE THE DEFAULT, INCLUDING REASONABLE LATE FEES, INTEREST, AND COLLECTION COSTS AUTHORIZED UNDER PARAGRAPH (3) OF THIS SUBSECTION;

(III) THE NAME AND ADDRESS OF THE PERSON TO WHOM TO SEND THE PAYMENT DUE;

(IV) AN AFFIDAVIT AFFIRMING COMPLIANCE WITH THE NOTICE REQUIREMENTS UNDER SUBSECTIONS (B), (C), AND (D) OF THIS SECTION, INCLUDING COPIES OF THE PROOFS OF MAILING FROM THE UNITED STATES POSTAL SERVICE; AND

(V) A LIST OF EACH HOLDER OF A SECURED INTEREST IN THE PROPERTY THAT IS SUBJECT TO THE GROUND LEASE, OR ANY PORTION OF THE GROUND LEASE, THAT IS RECORDED IN THE LAND RECORDS OF THE COUNTY IN WHICH THE PROPERTY IS LOCATED.

(3) A GROUND LEASE HOLDER MAY BE REIMBURSED FOR REASONABLE LATE FEES, INTEREST, AND COLLECTION COSTS, INCLUDING:

(I) FILING FEES AND COURT COSTS;

(II) EXPENSES INCURRED IN THE SERVICE OF PROCESS OR OTHERWISE PROVIDING NOTICE;

(III) REASONABLE ATTORNEY'S FEES NOT EXCEEDING \$500;

AND

(IV) TAXES, INCLUDING INTEREST AND PENALTIES, THAT HAVE BEEN PAID BY THE GROUND LEASE HOLDER OR PLAINTIFF.

(G) (1) PERSONAL SERVICE OF PROCESS IN AN ACTION FILED UNDER SUBSECTION (F) OF THIS SECTION SHALL BE MADE IN ACCORDANCE WITH THE MARYLAND RULES.

(2) THE INDIVIDUAL MAKING SERVICE OF PROCESS UNDER THIS SUBSECTION SHALL FILE PROOF OF SERVICE WITH THE COURT IN ACCORDANCE WITH THE MARYLAND RULES.

(H) (1) A HOLDER OF A SECURED INTEREST IN THE PROPERTY THAT IS SUBJECT TO THE GROUND LEASE, OR ANY PORTION OF THE GROUND LEASE, THAT IS RECORDED IN THE LAND RECORDS OF THE COUNTY IN WHICH THE PROPERTY IS LOCATED, SHALL BE MADE A PARTY, AS PROVIDED UNDER THE MARYLAND RULES, TO AN ACTION FILED UNDER SUBSECTION (F) OF THIS SECTION.

(2) THE GROUND LEASE HOLDER SHALL SEND TO EACH HOLDER OF A SECURED INTEREST THAT IS MADE A PARTY TO THE ACTION UNDER PARAGRAPH (1) OF THIS SUBSECTION A STATEMENT THAT THE HOLDER OF A SECURED INTEREST MAY:

(i) CURE THE DEFAULT BY PAYING THE OUTSTANDING AMOUNT DUE, INCLUDING REASONABLE LATE FEES, INTEREST, AND COLLECTION COSTS AUTHORIZED UNDER SUBSECTION (F)(3) OF THIS SECTION; OR

(ii) 1. REDEEM THE PROPERTY IN ACCORDANCE WITH § 8-804 OF THIS SUBTITLE; AND

2. CURE THE DEFAULT BY PAYING THE OUTSTANDING AMOUNT DUE, INCLUDING REASONABLE LATE FEES, INTEREST, AND COLLECTION COSTS AUTHORIZED UNDER SUBSECTION (F)(3) OF THIS SECTION.

(3) IF A HOLDER OF A SECURED INTEREST IS NOT MADE A PARTY TO THE ACTION AS PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION, A JUDGMENT IN FAVOR OF THE GROUND LEASE HOLDER DOES NOT IMPAIR THE RIGHT OF THE HOLDER OF THE SECURED INTEREST TO ENFORCE THE SECURED INTEREST AGAINST THE PROPERTY.

(i) (1) EXCEPT AS PROVIDED IN THIS SECTION, A GROUND LEASE HOLDER OR PLAINTIFF IS NOT ENTITLED TO REIMBURSEMENT FOR ANY COSTS OR EXPENSES RELATED TO THE COLLECTION OF GROUND RENT.

(2) A GROUND LEASE HOLDER OR PLAINTIFF MAY NOT RECEIVE A WRIT OF POSSESSION OR REIMBURSEMENT FOR ANY COSTS OR EXPENSES RELATED TO THE COLLECTION OF GROUND RENT UNLESS ALL THE NOTICE REQUIREMENTS OF THIS SECTION ARE MET.

(j) IF A GROUND LEASE HOLDER RECEIVES AND EXECUTES A WRIT OF POSSESSION, THE GROUND LEASE HOLDER MAY NOT RECEIVE REIMBURSEMENT FOR ANY COSTS OR EXPENSES RELATED TO THE COLLECTION OF GROUND RENT,

INCLUDING ANY LATE FEES, INTEREST, OR COLLECTION COSTS SPECIFIED IN SUBSECTION (C)(3), (D)(3), OR (F)(3) OF THIS SECTION.

(K) THIS SECTION DOES NOT PRECLUDE A GROUND LEASE HOLDER FROM USING OTHER LEGAL MEANS TO ENFORCE A GROUND LEASE.”.

On page 17, before line 9, insert:

“14–108.1.

(a) This section does not apply to:

(1) A grantee action under § 14–109 of this subtitle;

(2) A landlord–tenant action that is within the exclusive original jurisdiction of the District Court;

(3) An action for nonpayment of ground rent under a ground lease on residential property that is or was used, intended to be used, or authorized to be used for four or fewer dwelling units; or

(4) An action for wrongful detainer under § 14–132 of this article.

(b) (1) A person who is not in possession of property and claims title and right to possession may bring an action for possession against the person in possession of the property.

(2) Encumbrance of property by a mortgage or deed of trust to secure a debt does not prevent an action under this section by the owner of the property.

(c) When personal jurisdiction is not obtained over the defendant, the plaintiff may obtain a default judgment under the Maryland Rules only on proof of title and right to possession. The judgment shall be in rem for possession of the property. Entry and enforcement of the judgment does not bar further pursuit, in the same or another action, of the plaintiff’s claim for mesne profits and damages.”.

AMENDMENT NO. 4

On page 12, after line 7, insert:



“[14–116.] 8–808.

(a) [(1) In this section the following words have the meanings indicated.

(2) “Ground lease” means a residential lease or sublease for a term of years renewable forever subject to the payment of a periodic ground rent.

(3) (i) “Ground lease holder” means the holder of the reversionary interest under a ground lease.

(ii) “Ground lease holder” includes an agent of the ground lease holder.

(4) “Ground rent” means a rent issuing out of, or collectible in connection with, the reversionary interest under a ground lease.

(5) “Leasehold interest” means the tenancy in real property created under a ground lease.

(6) “Leasehold tenant” means the holder of the leasehold interest under a ground lease.

(b) (1) This section applies to residential property that was or is used, intended to be used, or authorized to be used for four or fewer dwelling units.

(2) This section does not apply to property:

(i) Leased for business, commercial, manufacturing, mercantile, or industrial purposes, or any other purpose that is not primarily residential;

(ii) Improved or to be improved by any apartment, condominium, cooperative, or other building for multifamily use of greater than four dwelling units; or

(iii) Leased for dwellings or mobile homes that are erected or placed in a mobile home development or mobile home park.

(c)] Within 30 days of any change of address of a leasehold tenant, the leasehold tenant shall notify the ground lease holder of the change, including the new address and the date of the change.

[(d)] (B) Within 30 days of any transfer of [improvements located] A LEASEHOLD INTEREST on property subject to a ground [rent] LEASE, the leasehold tenant shall notify the ground lease holder of the transfer. The notification shall include the name and address of the transferee, and date of transfer.

[(e)] (C) A leasehold tenant shall send notice under this section to the last known address of the ground lease holder.”;

in line 8, strike “14–116.1.” and substitute “8–809.”; strike beginning with “(1)” in line 9 down through “park.” in line 31.

On page 13, in line 1, strike “(c)”; and in line 8, strike “(d)” and substitute “(B)”.

On page 14, strike beginning with “The” in line 8 down through “THE” in line 23 and substitute “UNLESS YOU AND THE GROUND LEASE HOLDER AGREE TO A LESSER AMOUNT, THE”; and after line 28, insert:

“[14–116.2.] 8–810.”

(a) [(1) In this section the following words have the meanings indicated.

(2) “Ground lease” means a residential lease or sublease for a term of years renewable forever subject to the payment of a periodic ground rent.

(3) (i) “Ground lease holder” means the holder of the reversionary interest under a ground lease.

(ii) “Ground lease holder” includes an agent of the ground lease holder.

(4) “Ground rent” means a rent issuing out of, or collectible in connection with, the reversionary interest under a ground lease.

(5) “Leasehold tenant” means the holder of the leasehold interest under a ground lease.

(6) “Redeemable ground rent” means a ground rent that may be redeemed in accordance with § 8–110 of this article.

(b) (1) This section applies to residential property that is or was used, intended to be used, or authorized to be used for four or fewer dwelling units.

(2) This section does not apply to property:

(i) Leased for business, commercial, manufacturing, mercantile, or industrial purposes, or any other purpose that is not primarily residential;

(ii) Improved or to be improved by any apartment, condominium, cooperative, or other building for multifamily use of greater than four dwelling units; or

(iii) Leased for dwellings or mobile homes that are erected or placed in a mobile home development or mobile home park.

(c) Within 30 days after any transfer of a ground lease, the transferee shall notify the leasehold tenant of the transfer.

[(d)] (B) (1) The notification shall include the name and address of the new ground lease holder and the date of the transfer.

(2) If the property is subject to a redeemable ground rent, the notification shall also include the following notice:

“As the owner of the property subject to this ground lease, you are entitled to redeem, or purchase, the ground lease from the ground lease holder and obtain absolute ownership of the property. The redemption amount is fixed by law but may also be negotiated with the ground lease holder for a different amount. For information on redeeming the ground lease, contact the ground lease holder.”

[(e)] (C) A ground lease holder shall send notice under this section to the last known address of the leasehold tenant.”

On pages 14 and 15, strike beginning with “(a)” in line 30 on page 14 down through “park.” in line 21 on page 15.

On page 15, after line 21, insert “8-811.”; and in line 22, strike “(3)”.

On page 17, after line 8, insert:

“[14-129.] 8-812.

(a) This section does not apply to a:

(1) Home equity line of credit;

(2) Loan secured by an indemnity deed of trust; or

(3) Commercial loan.

(b) Before the settlement of a loan secured by a mortgage or deed of trust on residential real property improved by four or fewer single-family units that is subject to a redeemable ground rent, the settlement agent shall notify the borrower that:

(1) The borrower has the right to redeem the ground rent under [§ 8-110] § 8-804 of this [article] SUBTITLE;

(2) The redemption amount is fixed by law but may also be negotiated with the ground lease holder for a different amount;

(3) It may be possible to include the amount of the redemption in this loan;

(4) For information on redeeming the ground rent, the borrower should contact the ground lease holder; and

(5) For information on including the amount of the redemption in this loan, the borrower should contact the lender or credit grantor making this loan.”.

#### AMENDMENT NO. 5

On page 17, strike in their entirety lines 9 through 25, inclusive, and substitute:

“SECTION 3. AND BE IT FURTHER ENACTED, That the State Department of Assessments and Taxation shall develop and post on the Department’s Web site a sample notice for use in complying with the provisions of § 8–807(c) of the Real Property Article, as enacted by Section 2 of this Act, that is in at least 14 point, bold font, and provides for the inclusion of:

(1) an itemized bill for the amount of payment due;

(2) the amount necessary to cure the default, including late fees, interest, and collection costs as authorized under § 8–807(c)(3) of the Real Property Article, as enacted by Section 2 of this Act;

(3) the name and address of the person to whom to send the payment due;

(4) the name and contact information of the person to contact for questions about the notice;

(5) a statement that unless the default is cured in 60 days:

(i) the ground lease holder intends to file an action to reenter;  
and

(ii) the leasehold tenant may be liable for reimbursing the ground lease holder for reasonable late fees, interest, and collection costs incurred in connection with the collection of past due ground rent and the filing of an action to reenter; and

(6) information about the Ground Rent Redemption Loan Program in the Department of Housing and Community Development.”;

strike beginning with “AND” in line 29 down through “6.” in line 31; and in lines 31 and 32, strike “, except as provided in Section 5 of this Act.”.

The preceding 5 amendments were read and not concurred in.

### MESSAGE TO THE HOUSE OF DELEGATES

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

**BILL: SB 1095**

**SPONSOR:** Sen Frosh

**SUBJECT:** Real Property – Ground Rents

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 Frosh, Chairman

Senator Raskin

Senator Shank.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,

Secretary

Read and adopted.

### **SPECIAL ORDERS**

The presiding officer submitted the Special Orders of the day, as follows:

**Senate Joint Resolution 6 – Senators Raskin, Conway, Frosh, Gladden, Kelley, Madaleno, Montgomery, Peters, Pinsky, Robey, and Rosapepe**

A Senate Joint Resolution concerning

**United States Constitutional Convention – Democracy Amendment**

**STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENT (1) AND THE FAVORABLE REPORT.**

**SJ0006/654137/1**

**BY:** Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE JOINT RESOLUTION 6

(First Reading File Joint Resolution)

On page 3, in line 22, after “That” insert “certified”; in the same line, after “this” insert “Joint”; in line 23, after “(1)” insert “the Honorable Joseph R. Biden, Jr., Vice President of the United States, President of the United States Senate, Suite S-212, United States Capitol Building, Washington, D.C. 20510;”; in the same line, after the first “the” insert “Honorable Patrick Leahy,”; in the same line, after “Senate” insert “, 437 Russell Senate Office Building, Washington, D.C. 20510;”; in the same line, after the third “the” insert “Honorable John Boehner,”; in line 24, after “Representatives” insert “, 1011 Longworth House Office Building, Washington, D.C. 20515”; in line 25, strike “all members of”; in the same line, after “Delegation” insert “: Senators Barbara A. Mikulski and Benjamin L. Cardin, Senate Office Building, Washington, D.C. 20510; and Representatives Andrew P. Harris, C. A. Dutch Ruppersberger III, John P. Sarbanes, Donna Edwards, Steny Hamilton Hoyer, John Delaney, Elijah E. Cummings, and Christopher Van Hollen, Jr., House Office Building, Washington, D.C. 20515”; in line 26, after the first “the” insert “Honorable David S. Ferriero,”; in the same line, after “States” insert “, National Archives and Records Administration, 709 Pennsylvania Avenue N.W., Washington, D.C. 20408”; strike beginning with “Clerks” in line 27 down through “Representatives” in line 28 and substitute “Honorable Nancy Erickson, Secretary of the United States Senate, Room H-154, United States Capitol Building, Washington, D.C. 20510; the Honorable Elizabeth MacDonough, Parliamentarian of the United States Senate, Room H-154, United States Capitol Building, Washington, D.C. 20510; the Honorable Karen L. Haas, Clerk of the United States House of Representatives, Suite S-312, United States Capitol Building, Washington, D.C. 20515; and the Honorable Thomas J. Wickham, Jr., Parliamentarian of the United States House of Representatives, Room H-209, United States Capitol, Washington, D.C. 20515”; in line 28, strike “record” and substitute “publish this Joint Resolution in the Congressional Record and list”; in line 29, strike “published” and substitute “official”; and in the same line, after “state” insert “legislative”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**House Bill 1323 – Delegates Kaiser, Olszewski, Ivey, Arora, Aumann, Barkley, Barnes, Barve, Boteler, Braveboy, Bromwell, Burns, Cardin, Carr, Cluster, Cullison, Davis, DeBoy, Frank, Fraser-Hidalgo, Frick, Frush, Gilchrist, Gutierrez, Healey, Hixson, Holmes, Howard, Hubbard, Hucker, Impallaria, Kach, A. Kelly, Kramer, Lee, Luedtke, McDonough,**

A. Miller, Minnick, Mizeur, Morhaim, Nathan–Pulliam, Niemann, Pena–Melnik, Proctor, Reznik, S. Robinson, Simmons, Stein, Summers, Swain, Szeliga, V. Turner, Valderrama, Valentino–Smith, Vallario, Vaughn, Waldstreicher, Walker, A. Washington, Weir, ~~and Zucker~~ Zucker, Jones, Griffith, Eckardt, Sophocleus, Conway, Gaines, Haynes, James, and Guzzone

AN ACT concerning

~~Supplemental Public School Construction Matching Fund Program –~~  
Creative Financing Study

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENT OFFERED FROM THE FLOOR BY SENATOR KELLEY.

FLOOR AMENDMENT

**HB1323/393625/1**

BY: Senator Kelley

AMENDMENT TO HOUSE BILL 1323, AS AMENDED

In the Budget and Taxation Committee Amendments (HB1323/959335/1), in Amendment No. 2, strike beginning with the first comma in line 6 down through “effort” in line 7 and substitute “and the maintenance of a required local match”.

The preceding amendment was read and rejected.

FLOOR AMENDMENT

**HB1323/623027/1**

BY: Senator Hershey

AMENDMENT TO HOUSE BILL 1323, AS AMENDED

In the Budget and Taxation Committee Amendments (HB1323/959335/1), in line 5 of Amendment No. 2, strike “and”; and in line 7, after “effort” insert “; and

(5) each of the issues specified in items (1) through (4) of this subsection as they relate particularly to public school construction in rural areas”.

The preceding amendment was withdrawn.



Read the second time and ordered prepared for Third Reading.

**House Bill 1516 – Delegates Hixson ~~and Frick~~, Frick, and A. Washington**

AN ACT concerning

**Economic Development – Arts and Entertainment Districts – Qualifying  
Residing Artists**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**MESSAGE TO THE SENATE**

**BILL: HB 1161**

SPONSOR: Del Waldstreicher, et al

SUBJECT: Criminal Procedure – Electronic Device Location Information – Order

By the Majority Leader:

Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate Waldstreicher, Chairman  
Delegate Arora, and  
Delegate Parrott.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and ordered journalized.

**MESSAGE TO THE HOUSE OF DELEGATES**

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

**BILL: HB 1161**

**SPONSOR:** Del Waldstreicher, et al

**SUBJECT:** Criminal Procedure – Electronic Device Location Information – Order

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:

Delegate Waldstreicher, Chair

Delegate Arora

Delegate Parrott

The Senate appoints:

Senator Shank, Chairman

Senator Stone

Senator Raskin.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,

Secretary

Read and adopted.

**SPECIAL ORDERS**

The presiding officer submitted the Special Orders of the day, as follows:

**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**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Kittleman moved, duly seconded, to make the Bill a Special Order for the end of today's business.

The motion was adopted.

**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**

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (3) AND THE FAVORABLE REPORT.

**HB0422/758175/1**

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 422

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “based” insert “solely”.

AMENDMENT NO. 2

On page 4, in lines 14 and 15 and 26 and 27, in each instance, strike “, **OR OTHERWISE REGULATE A DOG**”.

AMENDMENT NO. 3

On page 4, in lines 15 and 27, in each instance, after “**BASED**” insert “SOLELY”.

The preceding 3 amendments were read only.

Senator Ramirez moved, duly seconded, to make the Bill and Amendments a Special Order for the end of today's business.

The motion was adopted.

**RECESS**

At 10:47 P.M. on motion of Senator Robey, seconded, the Senate recessed until 11:00 P.M. on Legislative Day, March 31, 2014, Calendar Day, Monday, April 7, 2014.

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**AFTER RECESS**  
**Annapolis, Maryland**  
**Legislative Day: March 31, 2014**  
**Calendar Day: Monday, April 7, 2014**

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At 11:20 P.M. the Senate resumed its session.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1245)

**CONFERENCE COMMITTEE REPORT**

**BILL NO.: HB 701**      **SPONSOR: Delegate Lee**

**SUBJECT: Criminal Law – Child Kidnapping for the  
Purpose of Committing a Sexual Crime – Penalty**

**THIRD READING CALENDAR**      **HOUSE NO. 60**      **SENATE NO. 32**

Hon. Thomas V. Mike Miller, Jr., President of the Senate  
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

That the Judicial Proceedings Committee Amendments (HB0701/898471/1) be rejected.

Senate Members:

House Members:

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Chair,      **Bobby A. Zirkin**

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Chair,      **Luiz R. S. Simmons**

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**James Brochin**

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**Darren M. Swain**

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**Christopher B. Shank**

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**Neil Parrott**

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Read in the Senate:

Read in the House of Delegates:

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Amendment Office Delivers Report to:

(X) Chief Clerk

( ) Secretary, Senate

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 47    Negative – 0    (See Roll Call No. 1246)

The Bill was then sent to the House of Delegates.

### CONCURRENCE CALENDAR #43

#### AMENDED IN THE HOUSE

**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**

Senator Kasemeyer moved that the Senate concur in the House amendment.

**SB0570/845467/1**

BY:    Committee on Ways and Means

#### AMENDMENT TO SENATE BILL 570

(Third Reading File Bill)

On page 2, in lines 17 and 31, in each instance, strike “**\$5,000,000**” and substitute “**\$4,500,000**”.

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 – 46 Negative – 0 (See Roll Call No. 1247)

**CONCURRENCE CALENDAR #44**

**AMENDED IN THE HOUSE**

**Senate Bill 290 – Senators Brochin, Getty, ~~and Jennings~~ Jennings, and Zirkin**

AN ACT concerning

**Baltimore County – Board of Education – Selection of Members**

Senator Conway moved that the Senate concur in the House amendment.

**SB0290/625260/1**

BY: Committee on Ways and Means

AMENDMENT TO SENATE BILL 290

(Third Reading File Bill)

On page 1, in line 17, after “member;” insert “providing for the compensation of the members of the county board;”; and in line 20, strike “providing for the compensation of the members of the county board;”.

On page 6, in lines 11 and 12, strike “BALTIMORE COUNTY PARENT TEACHER ASSOCIATION COUNCIL” and substitute “PTA COUNCIL OF BALTIMORE COUNTY, INC.”.

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 – 46 Negative – 0 (See Roll Call No. 1248)

**ADJOURNMENT**

At 11:24 P.M. on motion of Senator Robey, seconded, the Senate adjourned until 11:24 P.M. on Legislative Day April 1, 2014, Calendar Day, Monday, April 7, 2014.

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**Annapolis, Maryland**  
**Legislative Day: April 1, 2014**  
**Calendar Day: Monday, April 7, 2014**  
**11:24 P.M. Session**

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The Senate met at 11:24 P.M.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 1249)

The Journal of March 31, 2014 was read and approved.

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (HOUSE BILLS) #54**

**House Bill 708 – Delegates Serafini, Beitzel, Clagett, Donoghue, K. Kelly,  
Myers, and Parrott**

AN ACT concerning

**Correctional Officers' Retirement System – Membership**

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

Affirmative – 47    Negative – 0    (See Roll Call No. 1250)

The Bill was then sent to the House of Delegates.

**House Bill 811 – Delegates Olszewski, Clippinger, and Mitchell**

AN ACT concerning

**Education – Summer Career Academy Pilot Program**

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



Affirmative – 47 Negative – 0 (See Roll Call No. 1251)

The Bill was then sent to the House of Delegates.

**House Bill 1483 – Delegates Hucker and Costa**

AN ACT concerning

**State Reformed Contributory Employees’ and Teachers’ Pension Systems –  
Prior Eligibility Service**

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

Affirmative – 46 Negative – 0 (See Roll Call No. 1252)

The Bill was then sent to the House of Delegates.

**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**

Senator Dyson moved, duly seconded, to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

**MESSAGE FROM THE HOUSE OF DELEGATES**

**FIRST READING OF HOUSE BILLS**

**House Bill 262 – Delegates Beitzel, ~~Jacobs, and Weir~~ Glass, Jacobs, Weir, K. Kelly, McDonough, and Smigiel**

AN ACT concerning

**Bow Hunting – Possession of Handguns for Protection**

FOR the purpose of prohibiting the Department of Natural Resources from restricting certain licensed bow hunters from carrying a handgun under certain

circumstances; defining a certain term; making stylistic changes; and generally relating to the use of weapons while hunting wildlife.

BY repealing and reenacting, with amendments,  
Article – Natural Resources  
Section 10–408  
Annotated Code of Maryland  
(2012 Replacement Volume and 2013 Supplement)

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

### RECESS

At 11:30 P.M. on motion of Senator Robey, seconded, the Senate recessed until 11:40 P.M. on Legislative Day, April 1, 2014, Calendar Day, Monday, April 7, 2014.

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**AFTER RECESS**  
**Annapolis, Maryland**  
**Legislative Day: April 1, 2014**  
**Calendar Day: Monday, April 7, 2014**

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At 11:41 P.M. the Senate resumed its session.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 43 Members present.

(See Roll Call No. 1253)

**MESSAGE TO THE SENATE**

**BILL: SB 1051**

**SPONSOR: Sen Kasemeyer, et al**

**SUBJECT: Business and Economic Development – Film Production Activity Tax Credit Program**

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 DeGrange, Chair

Senator Jones–Rodwell

Senator Manno

The House appoints:

Delegate Hixson, Chairman

Delegate F. Turner, and

Delegate Barve.

Said Bill is returned herewith.

By Order,

Sylvia Siegert

Chief Clerk

Read and ordered journalized.

### MESSAGE TO THE SENATE

**BILL: SB 0454**

**SPONSOR:** Sen Robey, et al

**SUBJECT:** Criminal Law – Child Kidnapping and Prostitution – Penalty

By the Majority Leader:

Ladies and Gentlemen of the Senate:

The House of Delegates does not recede in the House Amendments.

The House respectfully requests the Senate to reconsider and concur.

Said Bill is returned herewith.

By Order,

Sylvia Siegert

Chief Clerk

Read and ordered journalized.

Senator Frosh moved that the Senate concur in the House amendments.

**SB0454/112413/1**

**BY:** House Judiciary Committee

### AMENDMENTS TO SENATE BILL 454

(Third 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”; and in the same line, strike “prostitution or”.

On page 2, in line 3, strike the second “or” and substitute “AND”; in line 5, 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 8, strike “30” and substitute “25”; and strike in their entirety lines 10 and 11.

The preceding 3 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 – 44    Negative – 0    (See Roll Call No. 1254)

### **CONCURRENCE CALENDAR #45**

#### **AMENDED IN THE HOUSE**

#### **Senate Bill 850 – Senator Conway**

AN ACT concerning

#### **Real Property – Prohibition on Acquiring Mortgages or Deeds of Trust by Condemnation**

Senator Frosh moved that the Senate concur in the House amendments.

**SB0850/303825/1**

BY: Delegate Braveboy

#### AMENDMENTS TO SENATE BILL 850

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “Condemnation” insert “and Related Study”; in line 6, after “time;” insert “requiring the Department of Housing and Community Development to conduct a certain study; specifying the contents of the study; requiring the Department to monitor certain developments; requiring the Department to hold a certain minimum number of public hearings as part of the study; requiring the Department to consult with certain persons in carrying out the study; requiring the Department to report to the General Assembly on or before a certain date; defining a certain term;”; and in line 6, after “to” insert “mortgages and”.

AMENDMENT NO. 2

On page 2, after line 28 insert:

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

(a) In this section, “Department” means the Department of Housing and Community Development.

(b) The Department shall conduct a study of ways of restoring equity for underwater homeowners with private label securities.

(c) The study shall identify and evaluate methods, including the use of eminent domain by local governments, for restoring equity to homeowners with private label securities in their mortgages who have been unable to obtain mortgage loan modifications that would allow the homeowners to keep their homes.

(d) In conducting the study required by this section, the Department shall:

(1) monitor the development of and legal challenges to the use of eminent domain to assist underwater homeowners in other parts of the country;

(2) hold a minimum of two public hearings; and

(3) consult, as appropriate, with:

(i) housing counselors;

(ii) State and local elected officials;

- (iii) local housing departments;
- (iv) local government legal counselors;
- (v) homeowners and their advocates;
- (vi) civil rights and community organizations;
- (vii) legal experts; and
- (viii) any other stakeholders identified by the Department.

(e) On or before November 1, 2015, the Department shall report to the General Assembly, in accordance with § 2-1246 of the State Government Article, on the results of the study required under this Section and on any recommendations the Department has on ways of restoring equity to underwater homeowners with private label securities.”;

and in line 29, strike “2.” and substitute “3.”.

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 – 44    Negative – 0    (See Roll Call No. 1255)

### CONFERENCE COMMITTEE REPORT

**BILL NO.: HB 1161      SPONSOR: Delegate Waldstreicher**

**SUBJECT: Criminal Procedure – Electronic Device  
Location Information – Order**

**THIRD READING CALENDAR      HOUSE NO. 58      SENATE NO. 42**

Hon. Thomas V. Mike Miller, Jr., President of the Senate  
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the Judicial Proceedings Committee Amendments (HB1161/298377/1) be rejected.

(2) That the attached Conference Committee Amendments (HB1161/663626/1) be adopted.

**HB1161/663626/1**

BY: Conference Committee

AMENDMENTS TO HOUSE BILL 1161

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 13 down through “report;” in line 14 and substitute “providing that a person may not be held civilly liable for complying with this Act by providing location information;”.

AMENDMENT NO. 2

On page 2, in line 9, after “**(3)**” insert “**(1)**”; and after line 13, insert:

**“(II) “ELECTRONIC DEVICE” DOES NOT INCLUDE:**

**1. AN AUTOMATIC IDENTIFICATION SYSTEM INSTALLED ON A VESSEL IN ACCORDANCE WITH TITLE 33, PART 164.46 OF THE CODE OF FEDERAL REGULATIONS; OR**

**2. A VESSEL MONITORING SYSTEM (VMS) OR A VMS UNIT INSTALLED ON BOARD A VESSEL FOR VESSEL MONITORING IN ACCORDANCE WITH TITLE 50, PART 648 OF THE CODE OF FEDERAL REGULATIONS.”.**

AMENDMENT NO. 3

On pages 8 and 9, strike in their entirety the lines beginning with line 30 on page 8 through line 21 on page 9, inclusive, and substitute:

**“(G) A PERSON MAY NOT BE HELD CIVILLY LIABLE FOR COMPLYING WITH THIS SECTION BY PROVIDING LOCATION INFORMATION.”.**

Senate Members:

House Members:



Chair, **Christopher B. Shank**

Chair, **Jeff Waldstreicher**

**Norman R. Stone, Jr.**

**Sam Arora**

**Jamie Raskin**

**Neil Parrott**

Read in the Senate:

Read in the House of Delegates:

Amendment Office Delivers Report to:

(X) Chief Clerk  
( ) Secretary, Senate

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 44    Negative – 0    (See Roll Call No. 1256)

The Bill was then sent to the House of Delegates.

**CONCURRENCE CALENDAR #46**

**AMENDED IN THE HOUSE**

**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**

Senator Middleton moved that the Senate concur in the House amendments.

**SB0654/476883/1**

BY: Health and Government Operations Committee

AMENDMENT NO. 1

On page 1, in line 7, strike “requiring” and substitute “authorizing”.

AMENDMENT NO. 2

On page 3, in line 25, strike “SHALL” and substitute “MAY”.

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 – 46    Negative – 0    (See Roll Call No. 1257)

**SPECIAL ORDERS**

The presiding officer submitted the Special Orders of the day, as follows:

**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**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

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

Affirmative – 44    Negative – 0    (See Roll Call No. 1258)

The Bill was then sent to the House of Delegates.

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (SENATE BILLS) #76**

**Senate Joint Resolution 6 – Senators Raskin, Conway, Frosh, Gladden,  
Kelley, Madaleno, Montgomery, Peters, Pinsky, Robey, and Rosapepe**

A Senate Joint Resolution concerning

**United States Constitutional Convention – Democracy Amendment**

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

**PETITIONS, MEMORIALS AND OTHER PAPERS**

SUMMARY REPORT OF THE  
SENATE EXECUTIVE NOMINATIONS COMMITTEE

(See Exhibit S of Appendix III)

REPORT ON THE FISCAL 2015 STATE OPERATING BUDGET (SENATE BILL 170)  
AND THE STATE CAPITAL BUDGET (SENATE BILL 171)  
AND RELATED RECOMMENDATIONS BY THE CHAIRMEN  
OF THE SENATE BUDGET AND TAXATION COMMITTEE AND  
HOUSE APPROPRIATIONS COMMITTEE – JOINT CHAIRMEN’S REPORT

(See Exhibit T of Appendix III)

**MESSAGE TO THE SENATE**

APRIL 7, 2014

BY THE MAJORITY LEADER:

LADIES AND GENTLEMEN OF THE SENATE:

WE PROPOSE WITH YOUR CONCURRENCE, THAT WHEN THE GENERAL ASSEMBLY ADJOURNS APRIL 7, 2014 AT TWELVE O’CLOCK MIDNIGHT, IT STANDS ADJOURNED SINE DIE.

WE FURTHER PROPOSE THE APPOINTMENT OF A JOINT COMMITTEE, TWO ON THE PART OF THE SENATE AND TWO ON THE PART OF THE HOUSE, TO WAIT UPON HIS EXCELLENCY, THE GOVERNOR OF MARYLAND, TO INFORM HIM THAT THE GENERAL ASSEMBLY WILL ADJOURN APRIL 7, 2014, AT TWELVE O’CLOCK SINE DIE, IN ACCORDANCE WITH THE PROVISIONS OF THE CONSTITUTION AND TO INQUIRE IF HE HAS ANY FURTHER COMMUNICATIONS TO MAKE TO THE GENERAL ASSEMBLY.

WE HAVE APPOINTED ON THE PART OF THE HOUSE, DELEGATES BARVE AND KIPKE.

BY ORDER,

SYLVIA SIEGERT  
CHIEF CLERK

Read and Ordered journalized.

### MESSAGE TO THE HOUSE OF DELEGATES

April 7, 2014

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

We have received your message proposing that when the General Assembly adjourns, April 7, 2014, at Twelve o'clock Midnight, it stands adjourned Sine Die.

The Senate concurs therein.

We agree to the Joint Committee to wait upon his Excellency, the Honorable Martin O'Malley, Governor of Maryland. The Senate appoints Senators Robey and Brinkley.

By Order,

William B.C. Addison, Jr.  
Secretary

Read and adopted.

At 12:00 A.M. on motion of Senator Robey the Senate adjourned Sine Die.