

Journal *of* Proceedings

of the

House of Delegates

of

Maryland

2015 Regular Session

Volume II

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Annapolis, Maryland
Wednesday, February 18, 2015

The House met at 10:01 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Mike McKay of Washington County.

QUORUM CALL

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

(See Roll Call No. 74)

The Journal of February 17, 2015 was read and approved.

EXCUSES:

Del. B. Barnes – illness

Del. Carr – personal

Del. Davis – doctor’s appointment

Del. Mautz – jury duty

Del. A. Miller – illness

Del. Pendergrass – personal

INTRODUCTION OF BILLS

House Bill 1107 – Delegates Vitale and Saab

AN ACT concerning

Creation of a State Debt – Anne Arundel County – Broadneck High School Field House

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

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

House Bill 1108 – Delegate Frick

AN ACT concerning

Maryland Technology Development Corporation – Maryland Innovation Initiative

FOR the purpose of altering the membership of the Maryland Innovation Initiative in the Maryland Technology Development Corporation; authorizing the use of money in the Maryland Innovation Initiative Fund to provide equity investment financing to promote the commercialization of research in accordance with certain provisions of law; authorizing the Initiative to provide equity investment financing for certain entities to promote the commercialization of certain technology developed by a certain university; requiring certain equity investment financing to be awarded for certain costs; and generally relating to the Maryland Innovation Initiative and the commercialization of technology developed by universities in the State.

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 10–455, 10–457, and 10–458
Annotated Code of Maryland
(2008 Volume and 2014 Supplement)

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

House Bill 1109 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Behavioral Health Administration – Powers, Duties, and Responsibilities

FOR the purpose of establishing certain powers, duties, and responsibilities of the Director of the Behavioral Health Administration in the Department of Health and Mental Hygiene; requiring the Secretary of Health and Mental Hygiene to provide certain facilities for certain purposes to the extent of certain funds; establishing certain duties of the Behavioral Health Administration; requiring the Secretary to adopt certain regulations; prohibiting discrimination against certain individuals by certain hospitals or programs; requiring certain behavioral health programs to be licensed by the Secretary, with certain exceptions; authorizing the Secretary to require certain accreditation as a condition of licensure; authorizing certain licensing fees; establishing that individuals served by a behavioral health program have certain rights; prohibiting an individual or organization from operating a behavioral health program in violation of certain provisions of law; establishing a certain criminal fine; authorizing the Department of Health and Mental Hygiene to pursue an injunction under certain circumstances; requiring certain halfway houses for certain individuals with certain substance-related disorders to be licensed in accordance

with certain provisions of law; establishing certain zoning provisions for certain halfway houses; requiring the Director on or after a certain date to prepare and implement a certain mental health plan in concert with certain entities; altering certain provisions of law relating to county mental health advisory committees; requiring certain private group homes to be licensed in accordance with certain provisions of law; altering a certain exception to a certain prohibition on review of a certain court record relating to a certain petition; establishing certain duties of certain local behavioral health authorities under certain circumstances; establishing certain duties of the Director regarding the initiation of the development of core service agencies under certain circumstances; altering certain provisions of law relating to a certain mental health crisis response system; repealing certain limitations on admission to certain private group homes; repealing certain provisions of law setting salaries of employees of certain community mental health programs; repealing a certain program for certain hearing-impaired individuals with a mental disorder; establishing certain legislative policy; adding and altering certain defined terms; making conforming, clarifying, technical, and stylistic changes; and generally relating to behavioral health care and the Behavioral Health Administration in the Department of Health and Mental Hygiene.

BY repealing

Article – Health – General

Section 8-402 through 8-404, 8-702, 8-703, 10-515, 10-517, 10-520 through 10-523, 10-604, 10-901, and 10-905; and 10-908 through 10-913 and the part “Part II. Program for Hearing Impaired Individuals”

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 7-4A-03(a)(9)(xi)

Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 4-307(a)(3) and (h), 5-705(b)(11), 5-803(1), 5-805(a)(1), 7.5-101, 7.5-204, 8-101, 10-101, 10-207(b)(1) and (d), 10-308(f) and (g), 10-309(a), 10-312(b)(4)(i)5., 10-516, 10-518, 10-630(b)(5), 10-701(a)(6), 10-1101, 10-1201, 10-1202(a), (b), (c), and (d)(2), (4)(iii), and (7), 10-1202.1(b), (c)(2)(i), and (f), 10-1203, 16-101(b)(2) and (e)(2)(i) and (v), 16-201.2(a)(3) and (4), 16-204(c), and 19-2301(d)(10) and (11)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY adding to

Article – Health – General

Section 7.5–205 and 7.5–206; 7.5–301 through 7.5–304 to be under the new subtitle “Subtitle 3. Behavioral Health Programs”; and 8–405, 8–406, and 16–201.2(a)(6)

Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Health – General
Section 10–630(a) and 16–101(e)(1)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 10–1401(b), 10–1403(a)(1)(ii) and (b), and 10–1404(b)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)
(As enacted by Chapter 371 of the Acts of the General Assembly of 2002)

BY adding to
Article – Health – General
Section 10–1401(d)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)
(As enacted by Chapter 371 of the Acts of the General Assembly of 2002)

BY repealing and reenacting, with amendments,
Article – Human Services
Section 8–101(e), 8–302(2)(iii), 8–406(a)(1)(iv), and 8–407(4)
Annotated Code of Maryland
(2007 Volume and 2014 Supplement)

BY adding to
Article – Human Services
Section 8–101(k–1)
Annotated Code of Maryland
(2007 Volume and 2014 Supplement)

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

House Bill 1110 – Chair, Judiciary Committee (By Request – Departmental – State Police)

AN ACT concerning

Law Enforcement – Special Police Officers

FOR the purpose of altering the minimum age of eligibility for a special police officer commission; authorizing the Secretary of State Police to require a certain manner and format for an application for a commission; providing that a certain application fee is nonrefundable if a certain application is granted; requiring the Secretary to apply for a certain state and national criminal history records check under certain circumstances; requiring the Criminal Justice Information System Central Repository to provide a certain receipt to a certain applicant; requiring the Central Repository to forward to a certain applicant and the Secretary a printed statement of the applicant's criminal history information; providing that certain information obtained from the Central Repository is confidential and may only be used for certain purposes; requiring the Central Repository to provide to the Department of State Police Licensing Division a revised printed statement of a certain person's state criminal history record under certain circumstances; requiring a special police officer to wear a uniform that gives a certain notice; authorizing the Department of State Police to approve certain vehicles and equipment for use by certain special police officers; requiring the return of a certain certification card to the Secretary within a certain time period under certain circumstances; altering the expiration date of the initial commission of a special police officer; authorizing the Governor to delegate the power to suspend a commission to the Secretary; authorizing the Secretary to suspend a commission under certain circumstances; requiring a review of certain suspensions by the Governor or his designee; defining certain terms; making stylistic and conforming changes; and generally relating to special police officers.

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 3–301, 3–303, 3–304, 3–305, 3–310, 3–312, and 3–313

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article – Public Safety

Section 3–302 and 3–316

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

House Bill 1111 – Chair, Ways and Means Committee (By Request – Departmental – Lottery and Gaming Control Agency)

AN ACT concerning

Video Lottery Facility – Areas Prohibited to Individuals Under the Age of 21 Years – Employee Exception

FOR the purpose of altering a prohibition on certain individuals entering and remaining in an area within a video lottery facility designated for table game or video lottery

terminal activities to allow an adult who is a video lottery employee to work in the area; and generally relating to a prohibition on certain individuals entering or remaining in an area within a video lottery facility designated for certain activities.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 10–136
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–1A–24(c)
Annotated Code of Maryland
(2014 Replacement Volume)

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

**House Bill 1112 – Chair, Ways and Means Committee (By Request – Departmental
– Lottery and Gaming Control Agency)**

AN ACT concerning

State Lottery and Gaming Control Commission – Hearing Committee

FOR the purpose of authorizing the State Lottery and Gaming Control Commission to designate a hearing committee that consists of a certain number of members of the Commission to conduct evidentiary hearings and prepare certain decisions for the Commission; providing that certain procedures apply to a hearing before the hearing committee; requiring a hearing committee to hold certain hearings and make certain recommendations; and generally relating to the authority of the State Lottery and Gaming Control Commission to create a hearing committee.

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–108(a)
Annotated Code of Maryland
(2014 Replacement Volume)

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

**House Bill 1113 – Chair, Ways and Means Committee (By Request – Departmental
– Lottery and Gaming Control Agency)**

AN ACT concerning

Video Lottery Facilities – Operation and Employee Licenses – Crimes or Acts of Moral Turpitude or Gambling

FOR the purpose of altering the circumstances under which the State Lottery and Gaming Control Commission must disqualify an applicant for certain licenses due to the commission of a crime involving moral turpitude or a gambling offense; expanding the requirement to disqualify an applicant due to certain crimes or offenses to include crimes or offenses occurring in certain jurisdictions; limiting, to a certain period, the requirement that an applicant be disqualified for the commission of certain acts that are not prosecuted; and generally relating to applicants for video lottery operation licenses and video lottery employee licenses.

BY repealing and reenacting, with amendments,

Article – State Government
Section 9–1A–08(d) and 9–1A–14(c)
Annotated Code of Maryland
(2014 Replacement Volume)

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

House Bill 1114 – Chair, Ways and Means Committee (By Request – Departmental – Lottery and Gaming Control Agency)

AN ACT concerning

State Lottery and Gaming Control Agency – Raffles – Authorized

FOR the purpose of altering the definition of “State lottery” to include a raffle conducted by the State Lottery and Gaming Control Agency; authorizing the Director of the State Lottery and Gaming Control Agency to enter into agreements to operate raffles with certain entities outside the State; and generally relating to the authority of the State Lottery and Gaming Control Agency to operate or enter into agreements to operate raffles.

BY repealing and reenacting, with amendments,

Article – State Government
Section 9–101 and 9–111(b)
Annotated Code of Maryland
(2014 Replacement Volume)

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

House Bill 1115 – Chair, Ways and Means Committee (By Request – Departmental – Lottery and Gaming Control Agency)

AN ACT concerning

Gaming – Video Lottery Employee – Temporary License

FOR the purpose of authorizing the State Lottery and Gaming Control Commission to issue a temporary video lottery employee license to an applicant for a video lottery employee license under certain circumstances; requiring that the applicant make certain acknowledgements in writing; providing that the temporary license may not be issued to certain applicants; providing that the temporary license expires after a certain number of days; authorizing the Commission to extend the temporary license for a certain number of days; authorizing the Commission to terminate the temporary license without a hearing under certain circumstances; requiring an applicant to surrender a certain temporary license identification and cease certain work if the application for a certain license is denied; and generally relating to the issuance of video lottery employee licenses.

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–1A–14(a)
Annotated Code of Maryland
(2014 Replacement Volume)

BY adding to
Article – State Government
Section 9–1A–14(d)
Annotated Code of Maryland
(2014 Replacement Volume)

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

House Bill 1116 – Delegates C. Wilson and Pena–Melnik

AN ACT concerning

Public Schools – Student Suicide Intervention – Required Procedures

FOR the purpose of requiring certain public school employees who believe a certain student may be at risk of suicide to report the student to a certain qualified school professional; requiring a certain qualified school professional to assess a certain student using a certain checklist and notify certain individuals of a student's risk of suicide under certain circumstances; requiring a certain qualified school professional to complete a certain report and providing for the contents of the report; requiring certain school employees and certain administrators to complete certain tasks and notify certain individuals if a student is making an imminent suicide attempt; prohibiting certain students who are either at risk of suicide or making an imminent suicide attempt from leaving school property or being left alone without certain supervision; requiring the Department of Education, in collaboration with the Department of Health and Mental Hygiene, to develop a certain checklist and adopt

certain regulations on or before a certain date; defining a certain term; and generally relating to student suicide interventions at public schools.

BY adding to

Article – Education

Section 7–437

Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)

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

House Bill 1117 – Delegates Sydnor and Vallario

AN ACT concerning

Criminal Procedure – Statewide DNA Data Base System – Admissibility of DNA Match Evidence

FOR the purpose of altering a certain provision of law to provide that a match obtained between a certain evidence sample and a certain data base entry may be used as probable cause and is not admissible at a criminal trial to prove the guilt of the defendant who is the subject of the prosecution unless confirmed by additional testing; and generally relating to the statewide DNA data base system.

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 2–510

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

House Bill 1118 – Delegates C. Wilson, Barron, Morgan, Valderrama, Walker, and A. Washington

EMERGENCY BILL

AN ACT concerning

General Provisions – Commemorative Days – Welcome Home Vietnam Veterans Day

FOR the purpose of establishing a certain day as Welcome Home Vietnam Veterans Day in recognition of the service and sacrifice of Vietnam veterans; making this Act an emergency measure; and generally relating to Welcome Home Vietnam Veterans Day.

BY renumbering

Article – General Provisions
Section 7–402 through 7–413, respectively
to be Section 7–403 through 7–414, respectively
Annotated Code of Maryland
(2014 Volume)

BY adding to

Article – General Provisions
Section 7–402
Annotated Code of Maryland
(2014 Volume)

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

House Bill 1119 – Delegate C. Wilson

AN ACT concerning

Office of the Public Defender – Caseload Standards

FOR the purpose of providing that a certain defendant or party may not be provided a certain representation by certain personnel of the Office of the Public Defender if the representation would violate certain caseload standards; providing that a certain defendant or party shall be represented by a certain panel attorney; and generally relating to the Office of the Public Defender.

BY adding to

Article – Criminal Procedure
Section 16–204(c)
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

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

House Bill 1120 – Delegate Hettleman

AN ACT concerning

**Creation of a State Debt – Baltimore County – Greenspring Montessori Method
Training Center**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$200,000, the proceeds to be used as a grant to the Board of Trustees of the Greenspring Montessori School for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or

expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1121 – Delegate Bromwell

AN ACT concerning

Alternate Contributory Pension Selection – Return to Employment

FOR the purpose of allowing an individual to resume participation in the Alternate Contributory Pension Selection in the Employees' Pension System or Teachers' Pension System if the individual has been separated from employment for a certain period, has accrued a certain amount of eligibility service by a certain date, and by a certain date has returned to employment in a position included in the Employees' Pension System or Teachers' Pension System; and generally relating to participation in the Alternate Contributory Pension Selection in the Employees' Pension System and Teachers' Pension System.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 23–215.1
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

House Bill 1122 – Delegate Hill

EMERGENCY BILL

AN ACT concerning

Public Health – Nondiscrimination in Access to Anatomical Gifts and Organ Transplantation

FOR the purpose of prohibiting certain entities from taking certain actions regarding organ transplantation and anatomical gifts solely on the basis of an individual's disability; authorizing, under certain circumstances, certain entities to take an individual's disability into account when making certain recommendations or decisions; requiring, except under certain circumstances, certain entities to make certain modifications to policies, practices, and procedures to make certain services available to an individual with a disability; requiring, except under certain circumstances, certain entities to take certain steps to ensure that an individual with a disability is not denied certain services; authorizing, under certain circumstances, a certain individual to bring a certain action in a certain court for certain relief; requiring a

circuit court in a certain action to schedule a hearing as soon as possible and apply certain standards in rendering a judgment; declaring the findings of the General Assembly; providing for the construction and application of this Act; defining certain terms; making this Act an emergency measure; and generally relating to nondiscrimination in access to anatomical gifts and organ transplantation.

BY adding to

Article – Health – General

Section 20–1601 through 20–1606 to be under the new subtitle “Subtitle 16.
Nondiscrimination in Access to Anatomical Gifts and Organ Transplantation”

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

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

House Bill 1123 – Delegate Afzali

AN ACT concerning

Income Tax – Flat Tax

FOR the purpose of altering the State and county income tax rates on certain income of individuals; providing for the application of this Act; and generally relating to the State and county income tax rates on income of individuals.

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–105

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

BY repealing

Article – Tax – General

Section 10–106

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

BY adding to

Article – Tax – General

Section 10–106

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

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

House Bill 1124 – Delegate Smith

AN ACT concerning

State Board of Cosmetology – Natural Hair Care Stylist – Licensure

FOR the purpose of requiring individuals to be licensed by the State Board of Cosmetologists to provide natural hair care styling services in the State; repealing certain provisions for the licensing and regulation of individuals providing hair services; requiring the Board to adopt certain curriculum standards for use by certain entities for instruction in the provision of natural hair care styling services; establishing the qualifications and examination requirements for applicants for a limited license to provide natural hair care styling services; providing that certain applicants licensed in another state or a foreign country to practice as a natural hair care stylist have met certain training requirements in the State under certain circumstances; authorizing a beauty salon to operate as a limited practice beauty salon by offering certain services limited to the provision of natural hair care styling services; prohibiting a person from providing natural hair care styling services in any place other than a certain beauty salon except under certain circumstances; altering certain defined terms; defining certain terms; requiring the Board to grant a waiver of a certain licensing requirement under this Act to certain individuals under certain circumstances; and generally relating to licensing requirements for the provision of natural hair care styling services by the State Board of Cosmetology.

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 5–101, 5–205, 5–301, 5–305, 5–310, 5–501, and 5–605
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 92 – Senator Middleton

AN ACT concerning

Health Insurance – Assignment of Benefits and Reimbursement of Nonpreferred Providers – Repeal of Termination Date

FOR the purpose of repealing the termination date of certain provisions of law relating to the assignment of benefits and reimbursement of nonpreferred providers; and generally relating to the assignment of benefits and reimbursement of nonpreferred providers.

BY repealing and reenacting, with amendments,
Chapter 537 of the Acts of the General Assembly of 2010
Section 7

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

**Senate Bill 110 – ~~Senator Middleton~~ Senators Middleton, Astle, Benson, Feldman,
Hershey, Jennings, Kelley, Klausmeier, Mathias, Pugh, and Reilly**

AN ACT concerning

**Developmental Disabilities Administration – Low Intensity Support Services –
Definition**

FOR the purpose of altering the definition of “low intensity support services” as it relates to the Low Intensity Support Services Program in the Developmental Disabilities Administration; and generally relating to the Developmental Disabilities Administration and low intensity support services.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 7-717
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

**Senate Bill 142 – ~~Senators Pugh, Benson, Conway, Feldman, King, Madaleno, and
Nathan-Pulliam~~**

AN ACT concerning

**Property and Casualty Insurance – Premium Finance Companies – Assignment
of Rights and Obligations – Repeal of Termination Date**

FOR the purpose of repealing the termination date of certain provisions of law relating to the authority of a premium finance company, with respect to certain motor vehicle insurance, personal insurance, and commercial insurance, to assign certain rights and obligations under a premium finance agreement and to pledge a premium finance agreement as collateral for a loan; and generally relating to premium finance companies under property and casualty insurance.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 23-301.2
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Chapter 334 of the Acts of the General Assembly of 2013
Section 6

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

Senate Bill 222 – The President (By Request – Department of Legislative Services)

EMERGENCY BILL

AN ACT concerning

Annual Curative Bill

FOR the purpose of generally curing previous Acts of the General Assembly with possible title defects; increasing the maximum average final compensation of a retiree of the Local Fire and Police System at the time of retirement for purposes of applying an exemption from a certain reemployment earnings limitation; requiring the Department of Health and Mental Hygiene to certify to the Comptroller the applicability of a certain income tax credit for each Health Enterprise Zone employer and the amount of each credit assigned to a Health Enterprise Zone employer for each taxable year; requiring the State Board of Physicians to conduct a certain examination and provide certain information to the Naturopathic Medicine Advisory Committee; providing for the effect and construction of certain provisions of this Act; making this Act an emergency measure; and generally repealing and reenacting without amendments certain Acts of the General Assembly that may be subject to possible title defects in order to validate those Acts.

BY repealing and reenacting, without amendments,
Article – Education
Section 8–412(c)
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – State Personnel and Pensions
Section 28–402(b)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 7–309(c)(3), 10–207(y), and 10–731
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Chapter 153 of the Acts of the General Assembly of 2014
Section 4

BY repealing and reenacting, without amendments,
Chapter 399 of the Acts of the General Assembly of 2014
Section 4

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

Senate Bill 223 – The President (By Request – Department of Legislative Services)

EMERGENCY BILL

AN ACT concerning

Annual Corrective Bill

FOR the purpose of correcting certain errors or omissions in certain articles of the Annotated Code and in certain uncodified laws; clarifying language; correcting certain obsolete references; reorganizing certain sections of the Annotated Code; ratifying certain corrections made by the publishers of the Annotated Code; providing that this Act is not intended to affect any law other than to correct technical errors; providing for the correction of certain errors and obsolete provisions by the publishers of the Annotated Code; providing for the effect and construction of certain provisions of this Act; and making this Act an emergency measure.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 6–201(h)(3)(vii) and 9–204.3(d)(1)(ii)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing
Article 2B – Alcoholic Beverages
Section 9–217(f)(3)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Agriculture
Section 2–508(a)
Annotated Code of Maryland
(2007 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions

Section 15–305(b)(1)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 20–403(a)(1)(i)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Corporations and Associations
Section 5–6C–07(a)(1)
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–309(l)(5)(ii)2. and 7–409(a)(2)(xi)
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 3–107(a)(2)
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 3–114(f), 3–1401(c)(3), 4–306.2(c), 7–1608(a)(1), 8–501(b),
16–414.1(a)(16), 17–302(a), 18–406(e), and 18–1502(c)
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Election Law
Section 8–202(b)(2) and 13–504
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Environment
Section 6–804(b)
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment

Section 9–505(a)(19)(i), 9–677(a), and 9–1601(dd)(1)

Annotated Code of Maryland

(2014 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Estates and Trusts

Section 14.5–103(d)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Family Law

Section 4–512(a)(2)(ii)2. and (4)(ii)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – General Provisions

Section 5–515(f) and 5–702(c)(1)

Annotated Code of Maryland

(2014 Volume)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 4–101, 4–102(a)(1), 4–306(b)(5), 7–307(a), 13–203(b)(2), 13–3307(e)(2),
19–703(f)(1), 21–2A–07(b)(2), 21–304(e)(2), and 24–804(c)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article – Health – General

Section 13–203(b)(1) and (3)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing

Article – Health – General

Section 19–706(m), (n), and (o)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 1-208(a)(2)(iii), 1-212(a), (b)(3), (d), and (e), 2-101(t)(2), 8-101(m)(2)(iv),
8-6B-19(h)(1), 9-306(b)(2), 14-5F-09, 14-5F-20(b) and (c)(1),
14-5F-21(c), (d), and (e), 14-5F-22(a), and 17-6A-22(a) and (b)
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Human Services
The part designation “Part III. Interagency Council on Homelessness” immediately
preceding Section 6-417
Annotated Code of Maryland
(2007 Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Human Services
Section 6-417(a)
Annotated Code of Maryland
(2007 Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 5-205(i)(1) and 8-223
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

BY repealing
Article – Labor and Employment
The subtitle designation “Subtitle 10. Bloodborne Pathogen Standard” immediately
preceding former Section 5-1001
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Local Government
Section 10-312(e)(2)
Annotated Code of Maryland
(2013 Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4-701(j)(1) and 5-1203(b), (d)(1)(concerning Parcel 2), (l)(concerning Parcel
8), (q)(5), (r)(3)(concerning Parcel 4), (v)(3)(concerning Parcel 3), (gg), (jj)(1),
and (mm)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety
Section 1–401(b)(9) and 3–506.1(c)(2) and (3)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 7–105.1(m)(2)(i) and 11–111(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 3A–309(e)(2)(ii) and 14–302(a)(9)(i)1.
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 2–403(a)(2)(vii), 6.5–303(2), 9–120(a)(2), and 9–1A–24(b)(1)
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 21–601(d)(3)(ii)2., 22–405(c), and 29–303(g)(2)(i)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 2–1104(a)(1) and (b)(3), 2–1302.1(a)(2) and (b)(2), 10–204(j),
10–402(c)(2)(vii), and 10–702(a)(5) through (7)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing
Article – Tax – General
Section 10–702(a)(4)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY adding to
Article – Tax – General
Section 10–702(a)(7)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–803(j)(2), 17–105(a), and 25–111(a)(3)(ii), (b), and (f)(2)(iv)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Chapter 505 of the Acts of the General Assembly of 2014
Section 2

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

QUORUM CALL

The presiding officer announced a quorum call, showing 132 Members present.

(See Roll Call No. 75)

ADJOURNMENT

At 10:23 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Thursday, February 19, 2015.

Annapolis, Maryland
Thursday, February 19, 2015

The House met at 10:07 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Eric Ebersole of Baltimore and Howard Counties.

QUORUM CALL

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

(See Roll Call No. 76)

The Journal of February 18, 2015 was read and approved.

EXCUSES:

Del. Pendergrass – personal

Del. Waldstreicher – funeral – out of town

INTRODUCTION OF BILLS

House Bill 1125 – Delegate C. Wilson

AN ACT concerning

Family Law – Rehoming of Adopted Children

FOR the purpose of prohibiting a person from rehoming a child, committing certain acts related to rehoming a child, conspiring in the commission of certain acts related to rehoming a child, or acting as an accessory to the commission of certain acts related to rehoming a child; providing that this Act does not apply to the placement of a child by a licensed attorney, a child placement agency, or the State Department of Human Resources; defining certain terms; imposing a certain penalty; and generally relating to the rehoming of children.

BY repealing and reenacting, without amendments,

Article – Family Law

Section 5–101(a) through (c) and (e)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY adding to

Article – Family Law

Section 5–3C–01 through 5–3C–03 to be under the new subtitle “Subtitle 3C.
Rehoming of Adopted Children”

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1126 – Delegate Beidle

AN ACT concerning

Creation of a State Debt – Anne Arundel County – Camp Woodlands Restoration Project

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

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

House Bill 1127 – Delegate Oaks

AN ACT concerning

Maryland Transit Administration – Free Ridership for State Employees

FOR the purpose of requiring the Maryland Transit Administration to extend to employees of the Judicial Branch and the Legislative Branch of State government the application of any program, policy, or practice through which free ridership on transit vehicles is offered to employees of the Executive Branch of State government; and generally relating to the Maryland Transit Administration and free ridership for State employees.

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

House Bill 1128 – Delegate Cluster

AN ACT concerning

Baltimore County – Education – Why Try Program

FOR the purpose of establishing the Why Try Program in Baltimore County; specifying the purpose of the Program; requiring the Baltimore County Board of Education to develop and implement the Program; requiring the Board of Education to select certain schools to participate in the Program; requiring the Program to include certain teachers who have received certain training; defining a certain term; providing for the termination of this Act; and generally relating to establishing the Why Try Program in Baltimore County.

BY adding to

Article – Education

Section 7–208

Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)

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

House Bill 1129 – Delegates O’Donnell and Dumais

AN ACT concerning

Real Property – Actions to Quiet Title

FOR the purpose of authorizing a certain action to be brought to establish title against adverse claims to property; establishing that certain remedies are cumulative and not exclusive of certain other remedies, form or right of action, or proceedings; authorizing a court in certain actions or proceedings to require that certain issues be resolved in accordance with certain provisions of law; providing for jurisdiction, venue, and the application of certain statutes and rules in an action under this Act; establishing that an action under this Act is commenced by filing a complaint; providing for the manner of establishing notice of the pendency of a certain action; establishing requirements for a complaint, an answer to a complaint, a cross-complaint, naming of defendants, joinder of parties, and service of process in an action under this Act; requiring the court to take certain actions in an action under this Act; providing for the recording of a certain judgment; providing for the admissibility and effect of certain evidence; providing that certain provisions of this Act do not deprive a party of a right to a jury trial; providing for the effect of a judgment in an action under this Act; defining certain terms; and generally relating to actions to quiet title.

BY repealing and reenacting, with amendments,

Article – Real Property

Section 14–108

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

BY adding to

Article – Real Property

Section 14–601 through 14–628, to be under the new subtitle “Subtitle 6. Actions to Quiet Title”

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

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

House Bill 1130 – Delegates Carter, Anderson, Clippinger, Conaway, Dumais, Gutierrez, Moon, Morales, Pena–Melnyk, and Vallario

AN ACT concerning

Vehicle Laws – Driving Without a License or While License is Suspended – Penalties

FOR the purpose of altering the maximum penalty for driving a motor vehicle while a person’s license or privilege to drive is suspended under certain provisions of State law relating to the lapse of required security, noncompliance with traffic citations, and nonpayment of fines; altering the maximum penalty for driving a motor vehicle while a person’s license or privilege to drive is suspended by another state for failure to comply with a certain notice to appear in court or to pay a certain fine; altering the maximum penalty for driving on a highway without a license; and generally relating to penalties for driving without a license or while a person’s license or privilege to drive is suspended.

BY repealing and reenacting, without amendments,

Article – Transportation

Section 27–101(b)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 27–101(c) and (y)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1131 – Delegates Lierman, Clippinger, and Hammen

AN ACT concerning

Creation of a State Debt – Baltimore City – Habitat for Humanity of the Chesapeake

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

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

House Bill 1132 – Delegates Haynes and B. Robinson

AN ACT concerning

Creation of a State Debt – Baltimore City – Alpha Phi Alpha Corporate Headquarters

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

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

House Bill 1133 – Delegates Walker, D. Barnes, Jackson, and A. Washington

AN ACT concerning

Task Force to Study the Warrant Intercept Program for Maryland Income Tax Refunds

FOR the purpose of establishing the Task Force to Study the Warrant Intercept Program for Maryland Income Tax Refunds; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study the Warrant Intercept Program for Maryland Income Tax Refunds.

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

House Bill 1134 – Delegate M. Washington

AN ACT concerning

Public Health – Opioid Maintenance Programs – Licensing

FOR the purpose of requiring that certain regulations adopted by the Secretary of Health and Mental Hygiene include a requirement that the process for approval of a license for an opioid maintenance program include an assessment of the number of existing slots in opioid maintenance programs in a certain zip code and the number of individuals in need of certain services in a certain zip code, the severity of drug-related crime in a certain zip code, the at-risk population of opioid addiction in a certain zip code, and the need for an opioid maintenance program in a certain zip code; requiring that certain regulations adopted by the Secretary of Health and Mental Hygiene include a requirement that the Department of Health and Mental Hygiene conduct a certain assessment and that an applicant for a license for an opioid maintenance program pay the cost of a certain assessment; defining a certain term; and generally relating to the licensing of opioid maintenance programs.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 8-404
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

House Bill 1135 – Delegate B. Wilson

AN ACT concerning

Criminal Procedure – Life Without Parole – Repeal of Sentencing Proceeding

FOR the purpose of repealing certain provisions of law that provide a separate jury proceeding to determine whether a person convicted of first degree murder is sentenced to imprisonment for life without the possibility of parole or imprisonment for life; establishing that a court may sentence a person convicted of first degree murder to imprisonment for life without the possibility of parole without the requirement of a separate jury sentencing procedure under certain circumstances; making conforming changes; providing for the application of this Act; and generally relating to sentencing for first degree murder.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 2-201(b) and 2-203
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing

Article – Criminal Law

Section 2–304 and 2–305

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1136 – Delegates Shoemaker, Buckel, and McKay

AN ACT concerning

Higher Education – Military Dependents – In-State Tuition

FOR the purpose of exempting certain dependents of certain members of the United States armed forces from paying nonresident tuition at a public institution of higher education in the State under certain circumstances; and generally relating to tuition charges for certain dependents of certain members of the armed forces.

BY repealing and reenacting, with amendments,

Article – Education

Section 15–106.4

Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)

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

House Bill 1137 – Delegates Shoemaker, Buckel, and McKay

AN ACT concerning

Primary Education – State Standardized Assessments – Moratorium

FOR the purpose of requiring the State Board of Education to place a moratorium on State standardized assessments in prekindergarten through grade 2 during certain school years; providing that a public school may not be required to administer a certain assessment during a certain time; making a certain exception for the administration of a pilot State standardized assessment in conjunction with a certain report; requiring the State Board of Education, in consultation with certain stakeholders, to report to certain committees of the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to a moratorium on State standardized assessments.

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

House Bill 1138 – Delegates McCray, Barkley, Beidle, Brooks, Fraser–Hidalgo, Frush, Glenn, Lam, Lisanti, Stein, and Vaughn

AN ACT concerning

Railroad Company – Movement of Freight – Required Crew

FOR the purpose of prohibiting a train or light engine used in connection with the movement of freight from operating in the State unless it has a certain number of crew members; providing for the application of this Act; establishing certain penalties; and generally relating to the crew for a train or light engine used in connection with the movement of freight.

BY adding to

Article – Public Utilities

Section 9–404

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

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

House Bill 1139 – Delegates McIntosh, Anderson, Branch, Glenn, B. Robinson, and M. Washington

AN ACT concerning

Creation of a State Debt – Baltimore City – Niarchos Parkway Film Center

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

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

House Bill 1140 – Delegates Kipke, Bromwell, Cullison, Kelly, Krebs, Morgan, Morhaim, Oaks, Reznik, and Saab

AN ACT concerning

Health Insurance – Specialty Drugs – Participating Pharmacies

FOR the purpose of altering the conditions under which certain insurers, nonprofit health service plans, or health maintenance organizations may require a covered specialty drug to be obtained through a pharmacy participating in the provider network of the insurer, nonprofit health service plan, or health maintenance organization; altering

the definition of “specialty drug”; providing for the application of this Act; providing for a delayed effective date; and generally relating to specialty drugs.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 15–847
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

House Bill 1141 – Delegate Vogt

AN ACT concerning

Education – PARCC Testing – Exemption for Children With Disabilities

FOR the purpose of exempting a child with a disability from taking a Partnership for Assessment of Readiness for College and Careers (PARCC) assessment or its equivalent in a public school; making a certain exception; defining a certain term; and generally relating to assessments of students in public schools.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–203
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

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

House Bill 1142 – Allegany County Delegation

AN ACT concerning

Maryland Income Tax Refunds – Allegany County – Warrant Intercept Program

FOR the purpose of altering the requirement for the Comptroller to withhold Maryland income tax refunds of certain individuals with outstanding warrants to include residents of Allegany County or individuals who have outstanding warrants from Allegany County; making nonsubstantive changes to certain termination provisions; making conforming changes; and generally relating to withholding income tax refunds of individuals with outstanding warrants.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 13–935 and 13–937 through 13–940
Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 13–936
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Chapter 451 of the Acts of the General Assembly of 2012, as amended by Chapter
213 of the Acts of the General Assembly of 2013
Section 3

BY repealing and reenacting, with amendments,
Chapter 213 of the Acts of the General Assembly of 2013
Section 3

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 13–936(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)
(As enacted by Section 1 of this Act)

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

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 25 – Senators Young ~~and Hough~~, Hough, and Montgomery

EMERGENCY BILL

AN ACT concerning

Frederick Center for Research and Education in Science and Technology

FOR the purpose of establishing the Frederick Center for Research and Education in Science and Technology; altering the name of the Frederick Center for Research and Education in Science and Technology (CREST); altering the name of the Frederick Center for Research and Education in Science and Technology Governing Board; altering the powers and duties of the Board to require the Board to operate and exercise general control over the Frederick CREST; authorizing the Board to fix the salaries and terms of employment of the Director and other employees of Frederick CREST; authorizing the Board to purchase, lease, sell, or otherwise acquire or

dispose of certain property; authorizing the Director of Frederick CREST or the chair of the Board to execute certain legal documents under certain circumstances; requiring the Board to submit an adopted mission statement to the Maryland Higher Education ~~Committee~~ Commission subject to certain Commission policies and guidelines; making this Act an emergency measure; and generally relating to the Frederick Center for Research and Education in Science and Technology.

BY repealing and reenacting, with amendments,
Article – Education
Section 24–1001, 24–1002, 24–1003(a), and 24–1004
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

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

Senate Bill 48 – Senator Conway

AN ACT concerning

State Board of Physical Therapy Examiners – Failure to Pass Licensure Examination – Prohibition on Issuance of License

FOR the purpose of prohibiting an applicant for licensure as a physical therapist or a physical therapist assistant who fails the examination for licensure a certain number of times from retaking the examination and being licensed by the State Board of Physical Therapy Examiners; and generally relating to examination requirements for licensure by the State Board of Physical Therapy Examiners.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 13–306
Annotated Code of Maryland
(2014 Replacement Volume)

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

Senate Bill 49 – Senator Conway

AN ACT concerning

State Board of Professional Counselors and Therapists – Examination of Applicants, Licensees, Certificate Holders, and Trainees

FOR the purpose of requiring the State Board of Professional Counselors and Therapists to require certain applicants, licensees, certificate holders, and trainees to submit to a mental health or physical examination under certain circumstances; providing that certain applicants, licensees, certificate holders, or trainees are deemed to have

consented to submit to an examination and to have waived a certain claim of privilege under certain circumstances; providing that a certain report or testimony of a certain health care practitioner is confidential, except under certain circumstances; providing that the failure or refusal of a certain applicant, licensee, certificate holder, or trainee to submit to a certain examination is prima facie evidence of the inability to practice competently, unless the Board makes a certain finding; requiring the Board to pay the reasonable cost of certain examinations for certain licensees, certificate holders, or trainees; requiring certain applicants to pay the reasonable cost of a certain examination; and generally relating to the State Board of Professional Counselors and Therapists and examinations of applicants, licensees, certificate holders, and trainees.

BY adding to

Article – Health Occupations
Section 17–513.1
Annotated Code of Maryland
(2014 Replacement Volume)

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

Senate Bill 69 – Senator Conway

EMERGENCY BILL

AN ACT concerning

State Board of Pharmacy – Sterile Compounding – Compliance by Nonresident Pharmacies and Repeal of Permit Requirement

FOR the purpose of repealing the requirement that certain entities hold a sterile compounding permit issued by the State Board of Pharmacy before engaging in certain activities relating to sterile compounding; repealing the requirement that a person that prepares and distributes sterile drug products into or within the State hold a certain permit; repealing the qualifications, fees, and other requirements for applying for a sterile compounding permit; repealing the requirement for the Board to adopt regulations relating to sterile compounding permits; repealing requirements for inspections of and reporting by sterile compounding permit holders; repealing the authority of the Board to take certain disciplinary action or impose certain fines for violating sterile compounding permit requirements; repealing the requirement that the inspection report submitted by a wholesale distributor applicant or permit holder that prepares sterile drug products demonstrate compliance with certain standards; repealing certain criminal penalties and civil fines for operating a sterile compounding facility without a permit; requiring a nonresident pharmacy that will dispense compounded sterile preparations to patients in the State to obtain and submit to the Board a report of an inspection that meets certain standards and is conducted by a certain entity within a certain time period in order for the nonresident pharmacy to obtain a pharmacy permit from the Board; requiring a

nonresident pharmacy, if dispensing compounded sterile preparations to patients in the State, to comply with certain standards and regulations; repealing certain definitions; defining certain terms; making this Act an emergency measure; and generally relating to sterile compounding and the State Board of Pharmacy.

BY renumbering

Article – Health Occupations
Section 12–101(d) through (t–1) and (u) through (w), respectively
to be Section 12–101(e) through (y), respectively
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing

Article – Health Occupations
Section 12–4A–01 through 12–4A–12 and the subtitle “Subtitle 4A. Sterile
Compounding Permits”
Annotated Code of Maryland
(2014 Replacement Volume)

BY adding to

Article – Health Occupations
Section 12–101(d) and (z)
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Health Occupations
Section 12–403(f)(1) and (g), 12–6C–03.2, and 12–707(b) and (e)
Annotated Code of Maryland
(2014 Replacement Volume)

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

QUORUM CALL

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

(See Roll Call No. 77)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #3

House Bill 14 – ~~Delegate O'Donnell~~ Delegates O'Donnell and S. Howard

AN ACT concerning

Hunting Licenses – Exemption for Retired Members of the Armed Forces

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

Affirmative – 136 Negative – 0 (See Roll Call No. 78)

The Bill was then sent to the Senate.

House Bill 48 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Clerks of the Circuit Courts – Collection of Appearance Fees

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

Affirmative – 136 Negative – 1 (See Roll Call No. 79)

The Bill was then sent to the Senate.

House Bill 49 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Clerks of the Circuit Courts – Water and Sewer Lien Registers – Fees

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

Affirmative – 133 Negative – 2 (See Roll Call No. 80)

The Bill was then sent to the Senate.

House Bill 50 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Active Armed Forces Member – Exemption From Payment of Fees for Certain Court Records

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

Affirmative – 135 Negative – 0 (See Roll Call No. 81)

The Bill was then sent to the Senate.

House Bill 53 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Real Property – Manufactured Homes – Recording of Affidavits of Affixation and Severance – Fees

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

Affirmative – 134 Negative – 2 (See Roll Call No. 82)

The Bill was then sent to the Senate.

House Bill 76 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Accumulated Contributions of Nonvested Former Members

Delegate O'Donnell moved to make the Bill a Special Order for February 20, 2015.

The motion was adopted.

House Bill 77 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

Judges' Retirement System – Membership, Accrual of Interest, and Reemployment

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

Affirmative – 134 Negative – 0 (See Roll Call No. 83)

The Bill was then sent to the Senate.

House Bill 78 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

**State Retirement and Pension System – Noncontributory Pension Benefit –
Definition**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 84)

The Bill was then sent to the Senate.

House Bill 106 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Illegal Dumping and Litter Control Law – Adoption of
Local Ordinance
MC 11-15**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 85)

The Bill was then sent to the Senate.

House Bill 217 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

**State Retirement and Pension System – Credit for Unused Sick Leave –
Clarification**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 86)

The Bill was then sent to the Senate.

LETTERS OF REASSIGNMENT

MEMORANDUM

To: Hon. Dereck E. Davis, Chairman, ECM
From: Michael E. Busch, Speaker
Re: Reassignment of Bill(s)

In accordance with Rule 33, you are hereby requested to return to the Office of the Chief Clerk, the following legislation for reassignment as indicated below:

<u>Bill No.</u>	<u>Reassignment</u>
HB 568	ENV and ECM

Read and ordered journalized.

MEMORANDUM

To: Hon. Maggie McIntosh, Chairman, APP
From: Michael E. Busch, Speaker
Re: Reassignment of Bill(s)

In accordance with Rule 33, you are hereby requested to return to the Office of the Chief Clerk, the following legislation for reassignment as indicated below:

<u>Bill No.</u>	<u>Reassignment</u>
HB 667	JUD and APP

Read and ordered journalized.

MEMORANDUM

To: Hon. Joseph F. Vallario, Jr., Chairman, JUD
From: Michael E. Busch, Speaker
Re: Reassignment of Bill(s)

In accordance with Rule 33, you are hereby requested to return to the Office of the Chief Clerk, the following legislation for reassignment as indicated below:

<u>Bill No.</u>	<u>Reassignment</u>
HB 847	W&M

Read and ordered journalized.

MEMORANDUM

To: Hon. Peter A. Hammen, Chairman, HGO
From: Michael E. Busch, Speaker
Re: Reassignment of Bill(s)

In accordance with Rule 33, you are hereby requested to return to the Office of the Chief Clerk, the following legislation for reassignment as indicated below:

<u>Bill No.</u>	<u>Reassignment</u>
HB 1075	ENV

Read and ordered journalized.

QUORUM CALL

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

(See Roll Call No. 87)

ADJOURNMENT

At 10:38 A.M. on motion of Delegate Kaiser the House adjourned until 11:00 A.M. on Friday, February 20, 2015.

**Annapolis, Maryland
Friday, February 20, 2015**

The House met at 11:01 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Sally Jameson of Charles County.

QUORUM CALL

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

(See Roll Call No. 88)

The Journal of February 19, 2015 was read and approved.

EXCUSES:

Del. Fennell – personal – husband’s surgery

Del. O’Donnell – funeral

Del. Waldstreicher – funeral – out of town

INTRODUCTION OF BILLS

House Bill 1143 – Delegate Cullison

AN ACT concerning

**Public Health – Maryland AIDS Drug Assistance Program – Expansion of
Eligibility and Services – Pharmaceutical Rebate Coverage**

FOR the purpose of authorizing certain rebates received by the Department of Health and Mental Hygiene from the Maryland AIDS Drug Assistance Program to be used to provide certain services to eligible individuals as allowable under Part B of the federal Ryan White HIV/AIDS Program; and generally relating to the Maryland AIDS Drug Assistance Program.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 2–104(j)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

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

House Bill 1144 – Delegate Buckel

AN ACT concerning

Tax Sales – Reimbursement for Expenses

FOR the purpose of requiring a certain notice sent by the holder of a tax sale certificate to the owner of the property to include certain information; clarifying that certain costs incurred by the holder of a tax sale certificate shall be reimbursed on redemption of the property; providing that the holder of a tax sale certificate shall be reimbursed a certain amount for attorney's fees if an action to foreclose the right of redemption has not been filed and establishing that amount as reasonable; altering the amount of attorney's fees that the holder of a tax sale certificate shall be reimbursed if an action to foreclose the right of redemption has been filed; providing that the holder of a tax sale certificate shall be reimbursed for certain fees incurred for obtaining certain judgment reports; and generally relating to tax sales of property.

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 14–833(a–1)(3)(v) and 14–843(a)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article – Tax – Property

Section 14–833(a–1)(3)(vi)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1145 – Delegates Frush, B. Barnes, and Pena–Melnyk

AN ACT concerning

State Board of Tree Experts – Establishment

FOR the purpose of establishing the State Board of Tree Experts in the Department of Labor, Licensing, and Regulation; providing for the composition of the Board and the qualifications, appointments, removal, terms, and expenses of the Board members; providing for the meetings and staff for the Board; authorizing the Board to issue subpoenas for certain purposes under certain circumstances; authorizing the Board to adopt certain bylaws and regulations; requiring the Board to keep certain records and make certain records available to certain persons; requiring the Board to adopt a code of ethics for practicing as a tree expert and to distribute the code of ethics to certain persons at certain times; requiring the Board to adopt certain regulations governing continuing education; requiring the Board to pay certain money to the

State Treasury for certain use; requiring the Board to prepare an annual report on certain Board revenues and expenses; providing that the Board exercises its powers, duties, and functions subject to the authority of the Secretary of Labor, Licensing, and Regulation; prohibiting a person from practicing as a tree expert in the State without a license issued by the Board, subject to certain exceptions; establishing certain qualifications for a license; establishing certain examination and experience requirements for a license; establishing certain insurance requirements that apply to a licensee; requiring the Board to set certain license application and renewal fees; providing for the renewal of a license; requiring a licensee to provide to the Board certain notice of certain business activity; authorizing the Board to suspend or revoke a license under certain circumstances, subject to a certain hearing requirement; establishing certain prohibited acts; providing for certain criminal penalties; requiring that an evaluation of the Board and the statutes and regulations that relate to the Board be performed on or before a certain date; providing for the staggering of certain terms; repealing certain provisions of law that establish a licensing program for tree experts under the Department of Natural Resources; requiring each appointee to the Board to take a certain oath; establishing certain purposes for the Board; providing for a delayed effective date for certain provisions of this Act; defining certain terms; and generally relating to the State Board of Tree Experts.

BY renumbering

Article – Business Regulation
Section 2–108(a)(23) through (33), respectively
to be Section 2–108(a)(24) through (34), respectively
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY renumbering

Article – State Government
Section 8–403(b)(55) through (57), respectively
to be Section 8–403(b)(56) through (58), respectively
Annotated Code of Maryland
(2014 Replacement Volume)

BY adding to

Article – Business Occupations and Professions
Section 22–101 through 22–502 to be under the new title “Title 22. Tree Experts”
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY adding to

Article – Business Regulation
Section 2–108(a)(23)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing

Article – Natural Resources
Section 5–415 through 5–423 and the part “Part III. Tree Experts”
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY adding to

Article – State Government
Section 8–403(b)(55)
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Business Occupations and Professions
Section 22–304
Annotated Code of Maryland
(As enacted by Section 3 of this Act)

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

House Bill 1146 – Delegates Dumais and Campos

AN ACT concerning

Child Abuse and Neglect – Failure to Report

FOR the purpose of requiring an agency that is participating in a child abuse or neglect investigation and that has reasonable grounds to believe that a person has failed to report child abuse as required under a certain provision of law to file a certain complaint with a certain board, agency, institution, or facility; and generally relating to child abuse and neglect.

BY adding to

Article – Family Law
Section 5–705.3
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1147 – Delegates Szeliga, Bromwell, Cluster, Impallaria, and Miele

AN ACT concerning

Creation of a State Debt – Baltimore County – Angel Park

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

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

House Bill 1148 – Delegates Clippinger, Hammen, and Lierman

AN ACT concerning

Creation of a State Debt – Baltimore City – Cherry Hill Early Head Start

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

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

House Bill 1149 – Delegate Mautz

AN ACT concerning

Creation of a State Debt – Talbot County – Chesapeake Bay Maritime Museum

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

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

House Bill 1150 – Allegany County Delegation

AN ACT concerning

Allegany County – Video Lottery Facilities – Distribution of Proceeds

FOR the purpose of altering, for a certain fiscal year, the payment of the proceeds of video lottery terminals at a video lottery facility in Allegany County; and generally relating to the payment of the proceeds of video lottery terminals at a video lottery facility in Allegany County.

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–1A–27(c)
Annotated Code of Maryland
(2014 Replacement Volume)

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

House Bill 1151 – Delegates Hammen, Clippinger, and Lierman

AN ACT concerning

**Creation of a State Debt – Baltimore City – Port Discovery Children’s Museum
Renovation Project**

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

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

**House Bill 1152 – Delegates B. Barnes, Beidle, Carey, Chang, Frush, S. Howard,
McConkey, McMillan, Pena–Melnik, Saab, Simonaire, and Sophocleus**

AN ACT concerning

**Anne Arundel County – Solicitation and Collection of Money or Donations From
Occupants of Vehicles – Adoption of a Permit Program**

FOR the purpose of authorizing the Anne Arundel County Council or the governing body of a municipal corporation in Anne Arundel County to enact a permit program to allow individuals who are at least a certain age and representatives of a certain organization who are at least a certain age to solicit money or donations from the occupant of a vehicle by standing in a roadway, a median divider, or an intersection; requiring an applicant for a permit to submit proof of a certain safety plan; providing that a permit be effective only for a certain time period; providing that an individual or a certain organization may obtain only a certain number of permits per calendar

year; defining a certain term; and generally relating to the solicitation and collection of money or donations from occupants of vehicles in Anne Arundel County.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–507(e)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1153 – Delegate Proctor

AN ACT concerning

State Highway Administration – Signs Along State Highways – Public Libraries

FOR the purpose of requiring the State Highway Administration to place a sign along a certain State highway indicating the presence of a public library if there is a public library within a certain distance of an exit ramp on the highway; and generally relating to informational signs along State highways.

BY adding to
Article – Transportation
Section 8–605(g)
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

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

House Bill 1154 – Delegate Haynes

AN ACT concerning

Creation of a State Debt – Baltimore City – Multifamily Low–Income Housing Project

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

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

House Bill 1155 – Delegate Otto

AN ACT concerning

**Somerset County – Alcoholic Beverages – Selling Near Schools, Places of
Worship, Public Libraries, and Youth Centers**

FOR the purpose of altering a certain exception to the prohibition against the Somerset County Board of License Commissioners approving a license to sell alcoholic beverages for certain establishments located within 300 feet of a school, church or other place of worship, public library, or youth center; and generally relating to the issuance of a license to sell alcoholic beverages in Somerset County.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 9–220
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

House Bill 1156 – Delegate Otto

AN ACT concerning

**Creation of a State Debt – Worcester County – Delmarva Discovery Center and
Museum**

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

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

House Bill 1157 – Delegate Krebs

AN ACT concerning

**Health Insurance – Nonpreferred Providers – Assignment of Benefits,
Reimbursement, and Fraudulent Insurance Acts**

FOR the purpose of altering the maximum difference between the coinsurance percentage applicable to certain nonpreferred providers and the coinsurance percentage

applicable to certain preferred providers; altering the reimbursement amount payable by certain insurers to certain on-call physicians or hospital-based physicians who are nonpreferred providers; providing that it is a fraudulent insurance act for a nonpreferred provider to knowingly or willfully waive, forgive, or fail to collect certain deductibles, copayments, coinsurance, or other cost sharing amounts; providing certain penalties for a violation of certain provisions of this Act; repealing the termination date of certain provisions of law relating to the assignment of benefits and reimbursement of nonpreferred providers; and generally relating to health insurance and nonpreferred providers.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 14–201(a) and (k)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 14–205 and 14–205.2
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY adding to
Article – Insurance
Section 27–407.3
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 27–408
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)
(As enacted by Chapter 35 of the Acts of the General Assembly of 1997)

BY repealing and reenacting, with amendments,
Chapter 537 of the Acts of the General Assembly of 2010
Section 7

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

House Bill 1158 – Delegate Stein

AN ACT concerning

Lead Risk Reduction Standards – Maintenance of Exemptions

FOR the purpose of altering the time period when an owner of certain residential rental property is required to submit a certain certification to the Department of the Environment in order to maintain a certain exemption from certain lead-based paint risk reduction standards; requiring an owner of certain residential rental property to submit a certain certification to the Department within a certain time period after receiving a written notice of chipping, peeling, or flaking paint on the exterior of the property in order to maintain a certain exemption; requiring an owner of a certain residential rental property to submit a certain affidavit on or before a certain date and annually thereafter in order to maintain a certain exemption; providing that a failure to possess or maintain certain records does not invalidate a certain exemption; providing that a certain exemption for a multifamily rental dwelling expires on a certain date unless a certain inspection for the presence of lead-based paint was conducted in accordance with certain standards established by the U.S. Department of Housing and Urban Development; and generally relating to exempting lead-free residential rental property from certain lead-based paint risk reduction standards.

BY repealing and reenacting, with amendments,
Article – Environment
Section 6–804
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

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

House Bill 1159 – Delegate Lafferty

AN ACT concerning

Education – Student Organizations – Sale of Beverages With Caffeine – Exceptions

FOR the purpose of authorizing a student who is a member of a student organization to sell beverages with caffeine and certain accompaniments on a public school campus under certain circumstances notwithstanding certain laws or policies; and generally relating to the sale of beverages with caffeine on a public school campus.

BY adding to
Article – Education
Section 7–423.1
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

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

MESSAGE FROM THE SENATE
FIRST READING OF SENATE BILLS

Senate Bill 5 – ~~Senator Getty~~ Senator Bates

AN ACT concerning

Election Law – Canvass of Votes – Public Observation

FOR the purpose of clarifying the definition of “canvass” as it applies to votes cast during early voting; providing that a board of canvassers and the staff of a local board may be observed as they complete each part of the canvass by authorized observers; specifying certain individuals or entities who have the right to designate a registered voter as an observer at each counting center; authorizing the State Board of Elections to adopt regulations prohibiting public observation of the canvass only if necessary to accomplish certain purposes; requiring the State Board to ensure that the requirements of this Act are implemented uniformly and consistently by each local board; making conforming changes; and generally relating to public observation of the canvass of votes.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 11–101 and 11–301
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

Senate Bill 12 – Senator DeGrange

AN ACT concerning

**Family Law – Child Abuse and Neglect – Expungement of Reports and Records –
Time Period**

FOR the purpose of requiring a local department of social services to maintain certain reports of suspected abuse or neglect and all assessments and investigative findings ~~for a certain purpose~~ for certain periods of time; altering the time period after which a local department is required to expunge certain reports and records of suspected child abuse and neglect; and generally relating to reports of child abuse and neglect.

BY repealing and reenacting, with amendments,
Article – Family Law
Section 5–707
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 20 – Senator Hershey

AN ACT concerning

Kent County – Board of Elections – Membership

FOR the purpose of altering the number of regular members of the Kent County Board of Elections; requiring the members of the local board to be of certain political parties; requiring that a vacancy on the local board be filled in a certain manner; making a conforming change; and generally relating to the membership of the Kent County Board of Elections.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 2–201(l)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing
Article – Election Law
Section 2–204(b)(2)(ii)3.
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

Senate Bill 30 – Senator Peters

AN ACT concerning

**Procurement – Veteran-Owned Small Business Enterprise Participation –
Award of Contracts**

FOR the purpose of requiring a unit awarding a ~~contract with a certain expected goal of veteran-owned small business enterprise participation to award the contract in accordance with certain provisions of law to a certain bidder or offeror that meets or makes a good faith effort to meet the expected goals~~ contract with a certain goal of veteran-owned small business participation to comply with certain requirements depending on the type of procurement being conducted; and generally relating to veteran-owned small business enterprise participation in State procurements.

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 14–602

Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 14–603
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 38 – Senator Mathias

AN ACT concerning

**Worcester County – Alcoholic Beverages – ~~Veterans’ License – Fee Class C~~
Licenses – Clubs**

FOR the purpose of ~~altering the annual fee for a seven-day veterans’~~ repealing a certain requirement relating to the daily average receipts from the sale of food needed for a club to qualify for a certain seven-day license in Worcester County; and generally relating to alcoholic beverages in Worcester County.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 6–301(y)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section ~~6–301(y)(2) and (4)~~ 6–301(y)(9)(i)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 44 – Senators Edwards, Astle, Cassilly, DeGrange, Eckardt, Getty, Hershey, Jennings, Klausmeier, Manno, Mathias, Middleton, Norman, Peters, Reilly, Salling, Shank, and Waugh

AN ACT concerning

Vehicle Laws – Maximum Speed Limits on Highways

FOR the purpose of increasing the maximum speed limit that may be established on certain highways in the State; and generally relating to maximum speed limits on highways.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 21–801.1(b) and (d)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–801.1(e)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 51 – ~~Senators Shank, Benson, and Edwards~~ Senators Serafini, Edwards, and Benson

AN ACT concerning

Commission on African American History and Culture – Duties

FOR the purpose of authorizing the Commission on African American History and Culture to provide operational funding to certain museums; and generally relating to the duties of the Commission on African American History and Culture.

BY repealing and reenacting, without amendments,
Article – State Government
Section 9.5–401
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9.5–407
Annotated Code of Maryland
(2014 Replacement Volume)

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

Senate Bill 60 – Chair, Judicial Proceedings Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Clerks of the Circuit Courts – Collection of Appearance Fees

FOR the purpose of clarifying that if more than one stockholder, partner, member, or employee of a certain entity engaged in practicing law enters an appearance in an action or a case, the clerk of the circuit court may collect only one appearance fee per entity; clarifying that, if more than one employee of a certain governmental entity enters an appearance in an action or a case, the clerk of the circuit court may collect only one appearance fee per governmental entity; and generally relating to the collection of appearance fees.

BY renumbering

Article – Courts and Judicial Proceedings

Section 7–204(b) through (w), respectively to be Section 7–204(c) through (x), respectively

Annotated Code of Maryland

(2013 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article – Courts and Judicial Proceedings

Section 7–204(a)(1)

Annotated Code of Maryland

(2013 Replacement Volume and 2014 Supplement)

BY adding to

Article – Courts and Judicial Proceedings

Section 7–204(b)

Annotated Code of Maryland

(2013 Replacement Volume and 2014 Supplement)

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

Senate Bill 61 – Chair, Judicial Proceedings Committee (By Request – Maryland Judicial Conference) and Senators Zirkin, Brochin, Cassilly, Gladden, Hough, Lee, Muse, Norman, Ramirez, Raskin, and Ready

AN ACT concerning

Active Armed Forces Member – Exemption From Payment of Fees for Certain Court Records

FOR the purpose of requiring a clerk of a court to provide without charge a copy of certain papers or records requested by an active armed forces member or the United States government; requiring a clerk of a court to provide without charge a copy of certain marriage records that are requested under certain circumstances; and generally relating to certain court papers and records.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 7–406

Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

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

Senate Bill 62 – Chair, Judicial Proceedings Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Clerks of the Circuit Courts – Water and Sewer Lien Registers – Fees

FOR the purpose of repealing a requirement that certain water and sewer authorities pay a certain fee to the clerk of a certain circuit court to record a lien in a certain lien register; and generally relating to real estate lien registers.

BY repealing and reenacting, with amendments,
Article – Environment
Section 9–949(d)
Annotated Code of Maryland
(2014 Replacement Volume)

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

Senate Bill 67 – Senator Lee

AN ACT concerning

Crime of Violence – Home Invasion

FOR the purpose of classifying the offense of home invasion as a crime of violence under certain provisions of law; and generally relating to crimes of violence.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 4–401(b) and 14–101(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 5–101(c)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 76 – Senator Peters (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Noncontributory Pension Benefit – Definition

FOR the purpose of clarifying that the definition of “noncontributory pension benefit”, as it relates to the State Retirement and Pension System, does not include the Reformed Contributory Pension Benefit; and generally relating to the definition of “noncontributory pension benefit” for the State Retirement and Pension System.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 20–101(aa–1)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 83 – Senator Simonaire

AN ACT concerning

Department of Natural Resources – Vibrio Notice Regulations

FOR the purpose of requiring the Department of Natural Resources by regulation to provide for the inclusion of a Vibrio notice with certain recreational tidal fishing licenses, recreational crabbing licenses, and certificates of boat number; authorizing the Department by regulation to provide for the inclusion of a Vibrio notice with certain other licenses or authorizations; specifying the minimum information that a Vibrio notice must contain; and generally relating to Vibrio notice regulations.

BY adding to
Article – Natural Resources
Section 4–222
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 87 – Chair, Judicial Proceedings Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Criminal Procedure – Transfer to Juvenile Court – Petition for Expungement

FOR the purpose of requiring a petition for expungement of a criminal charge that has been transferred to the juvenile court to be filed in the court of original jurisdiction from which the order of transfer was entered; and generally relating to expungement.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 10–105(b) and 10–106
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

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

Senate Bill 106 – Senator Astle

AN ACT concerning

Chesapeake Bay Trust – Investment Options – Expansion

FOR the purpose of authorizing the Chesapeake Bay Trust to invest any money of the Trust in marketable equity securities, marketable equity–related mutual funds, or debt–related mutual funds; making stylistic changes; and generally relating to the Chesapeake Bay Trust.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 8–1909
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 108 – Senator Conway

AN ACT concerning

State Finance and Procurement – Maryland State Board of Contract Appeals – Membership

FOR the purpose of altering the membership of the Maryland State Board of Contract Appeals; requiring the membership of the Appeals Board to reasonably reflect the geographic, racial, ethnic, cultural, and gender diversity of the State; specifying that at least one member of the Appeals Board have expertise concerning certain preferences under the procurement law; requiring that certain members of the Appeals Board be licensed to practice law in this State; and generally relating to the membership of the Maryland State Board of Contract Appeals.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 15–207
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 116 – Senator Pugh

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loans of 2013 and 2014 – Baltimore City –
Skatepark of Baltimore at Roosevelt Park**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loans of 2013 and 2014 to change the grantees of certain grants; extending the deadline for a grantee to present evidence of a certain matching fund; making this Act an emergency measure; and generally relating to amending the Maryland Consolidated Capital Bond Loans of 2013 and 2014.

BY repealing and reenacting, with amendments,
Chapter 424 of the Acts of the General Assembly of 2013
Section 1(3) Item ZA02(W)

BY repealing and reenacting, with amendments,
Chapter 463 of the Acts of the General Assembly of 2014
Section 1(3) Item ZA02(Z) and Item ZA03(X)

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

**Senate Bill 122 – Senators Eckardt, Bates, Cassilly, Edwards, Hershey, Hough,
Jennings, King, Middleton, Montgomery, Salling, and Waugh**

EMERGENCY BILL

AN ACT concerning

Public Health – Regulation of Milk Products – Revisions

FOR the purpose of altering certain definitions related to the regulation of milk products; repealing the limitation on the number of milk processor – farmstead cheese producer permits the Secretary of Health and Mental Hygiene may issue; repealing the requirement that an applicant for a milk processor – farmstead cheese producer permit operate a dairy farm with no more than a certain number of cows or goats in

the herd; repealing the limit on the number of times a milk processor – farmstead cheese producer permit may be renewed; making conforming changes; making this Act an emergency measure; and generally relating to the regulation of milk products.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 21–401, 21–416.1, and 21–417
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 124 – Senator Gladden

AN ACT concerning

Vehicle Laws – Special Registration Plates and Parking Placards for Individuals With Disabilities – Licensed Physical Therapists

FOR the purpose of authorizing a licensed physical therapist to certify certain medical conditions of an applicant for a special disability registration number and special disability registration plates for a certain vehicle; requiring the State Board of Physical Therapy Examiners to be responsible for the development and maintenance of a database system with which the Motor Vehicle Administration can interface and verify licensure; authorizing a licensed physical therapist to certify the existence of certain permanent disabilities for applicants for a certain parking placard; authorizing a licensed physical therapist to certify the existence of a certain temporary disability of an applicant for a temporary parking placard; defining a certain term; making conforming changes; repealing certain obsolete provisions; and generally relating to special registration plates and parking placards for individuals with disabilities.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 13–616(a), (b)(1) and (2), and (m), 13–616.1(a) and (k), and 13–616.2(a), (b),
(c), and (i)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 133 – Senator Edwards

AN ACT concerning

Environment – Bay Restoration Fund – Use of Funds

FOR the purpose of authorizing funds in the Bay Restoration Fund, in certain fiscal years, to be used to pay a certain percentage of the total cost of projects relating to combined sewer overflows abatement, rehabilitation of existing sewers, and upgrading certain conveyance systems; adding certain funding to an order of priority for certain projects funded by the Bay Restoration Fund in certain fiscal years; and generally relating to the use of funds in the Bay Restoration Fund.

BY repealing and reenacting, with amendments,
Article – Environment
Section 9–1605.2(i)(2)
Annotated Code of Maryland
(2014 Replacement Volume)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 148 – Senator Klausmeier

AN ACT concerning

Office of Cemetery Oversight – Preneed Burial Contracts – Report Submission Requirement

FOR the purpose of altering the time period within which a certain seller of preneed goods or preneed services is required to submit a certain report regarding preneed burial contracts and preneed trust accounts to the Director of the Office of Cemetery Oversight; and generally relating to preneed burial contracts and the Office of Cemetery Oversight.

BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 5–710(a) and (b)(2)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 5–710(b)(1)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

Senate Bill 157 – Senators Nathan–Pulliam, Klausmeier, Montgomery, and Pugh

AN ACT concerning

**Consultation, Diagnosis, and Treatment of Mental and Emotional Disorders –
Consent by Minors**

FOR the purpose of altering the ~~list of~~ health care providers who provide consultation, diagnosis, and treatment of a mental or emotional disorder to which certain minors have the same capacity as an adult to consent; providing that the capacity to consent does not include the capacity to refuse consultation, diagnosis, or treatment for a mental or emotional disorder by certain health care providers for which a certain individual has given consent; authorizing, except under certain circumstances, certain health care providers to give certain individuals information about treatment needed by or provided to a minor under a certain provision of this Act; defining a certain term; and generally relating to the consent of minors to consultation, diagnosis, and treatment of mental and emotional disorders.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 20–104
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 177 – Senator Kasemeyer

AN ACT concerning

Estate Tax – Filing of Tax Returns

FOR the purpose of altering certain requirements for filing certain estate tax returns so as to require that they be filed with the Comptroller only; and generally relating to filing Maryland estate tax returns.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 7–305(a) and (b)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

Senate Bill 178 – ~~Senator Kasemeyer~~ Senators Kasemeyer and Waugh

AN ACT concerning

Estate Tax – Alternative Payment Schedule – Penalty Prohibition

FOR the purpose of prohibiting a certain penalty for late payment of the Maryland estate tax if a certain alternative payment schedule is allowed by the Comptroller and the tax is paid in accordance with the alternative payment schedule; providing for the application of this Act; and generally relating to alternative payment schedules for the payment of the Maryland estate tax.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 7–307
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

Senate Bill 186 – Senator McFadden (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Residential Retention Property Tax Credit – Modification

FOR the purpose of providing a certain exemption from a prohibition against certain homeowners receiving certain property tax credits under certain circumstances; providing for a delayed effective date; providing for the application and termination of this Act; and generally relating to a property tax credit in Baltimore City.

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 9–304(g)(2)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–304(g)(6)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 76 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

**State Retirement and Pension System – Accumulated Contributions of
Nonvested Former Members**

STATUS OF BILL: BILL ON 3RD READING.

Delegate B. Barnes moved to make the Bill a Special Order for February 24, 2015.

The motion was adopted.

LETTERS OF REASSIGNMENT

MEMORANDUM

To: Hon. Dereck E. Davis, Chairman, ECM
From: Michael E. Busch, Speaker
Re: Reassignment of Bill(s)

In accordance with Rule 33, you are hereby requested to return to the Office of the Chief Clerk, the following legislation for reassignment as indicated below:

<u>Bill No.</u>	<u>Reassignment</u>
HB 827	W&M

Read and ordered journalized.

MEMORANDUM

To: Hon. Kumar P. Barve, Chairman, ENV
From: Michael E. Busch, Speaker
Re: Reassignment of Bill(s)

In accordance with Rule 33, you are hereby requested to return to the Office of the Chief Clerk, the following legislation for reassignment as indicated below:

<u>Bill No.</u>	<u>Reassignment</u>
HB 948	HGO

Read and ordered journalized.

QUORUM CALL

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

(See Roll Call No. 89)

ADJOURNMENT

At 11:25 A.M. on motion of Delegate Kaiser the House adjourned until 8:00 P.M. on Monday, February 23, 2015.

Annapolis, Maryland
Monday, February 23, 2015

The House met at 8:06 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate Meagan C. Simonaire of Anne Arundel County.

QUORUM CALL

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

(See Roll Call No. 91)

The Journal of February 20, 2015 was read and approved.

EXCUSES:

Del. Arentz – personal

Del. Jalisi – business

Del. Waldstreicher – funeral – out of town

INTRODUCTION OF BILLS

House Bill 1160 – Delegate Luedtke

AN ACT concerning

State Racing Commission – Employees of Licensees – Repeal of Citizenship Requirement

FOR the purpose of repealing certain provisions of law that require a certain percentage of individuals employed by a person licensed by the State Racing Commission to hold a race meeting to be citizens of the United States who have maintained a certain residency; and generally relating to horse racing and a citizenship requirement for employees of licensees of the State Racing Commission.

BY repealing

Article – Business Regulation

Section 11–320

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

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

House Bill 1161 – Delegates Krimm, Afzali, Ciliberti, Folden, Frick, Vogt, and K. Young

AN ACT concerning

Ethan Saylor Center for Self-Advocates as Educators

FOR the purpose of establishing the Ethan Saylor Center for Self-Advocates as Educators as an independent unit of State government; establishing the purpose of the Center; providing for the location and staffing of the Center; requiring the Center to develop and update a certain plan to establish community inclusion training priorities and goals; specifying other functions and duties of the Center; establishing the Governing Board of the Center; providing for the composition, chair, and staffing of the Governing Board; providing for the appointment and terms of certain members of the Governing Board; prohibiting a member of the Governing Board from receiving certain compensation, but authorizing the reimbursement of certain expenses; providing for the duties of the Governing Board; providing for the funding of the Center; requiring the Governing Board to make a certain report to the Governor and the General Assembly on or before a certain date each year; defining certain terms; and generally relating to the establishment of the Ethan Saylor Center for Self-Advocates as Educators.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 7-101(k)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Human Services
Section 7-202
Annotated Code of Maryland
(2007 Volume and 2014 Supplement)

BY adding to
Article – Human Services
Section 7-501 through 7-505 to be under the new subtitle “Subtitle 5. Ethan Saylor Center for Self-Advocates as Educators”
Annotated Code of Maryland
(2007 Volume and 2014 Supplement)

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

House Bill 1162 – Washington County Delegation

AN ACT concerning

Washington County – Tax Increment Financing – Application of Bond Proceeds

FOR the purpose of authorizing Washington County to use the proceeds from the issuance of certain bonds for certain purposes; and generally relating to the application of proceeds from certain bonds issued by the County Commissioners of Washington County.

BY repealing and reenacting, without amendments,
Article – Economic Development
Section 12–201(i) and (n), 12–204(a), and 12–207(a)
Annotated Code of Maryland
(2008 Volume and 2014 Supplement)

BY adding to
Article – Economic Development
Section 12–207(f)
Annotated Code of Maryland
(2008 Volume and 2014 Supplement)

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

House Bill 1163 – Delegates Glenn, Carter, and Clippinger

AN ACT concerning

Consumer Protection – Maryland Telephone Consumer Protection Act

FOR the purpose of requiring the Office of the Attorney General to include on the Web site of the Office’s Division of Consumer Protection an explanation of a consumer’s rights under a certain federal law and a link to a certain Web site; and generally relating to consumer rights relating to telemarketing under federal and State telephone consumer protection laws.

BY repealing and reenacting, without amendments,
Article – Commercial Law
Section 14–3201 and 14–3202
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

BY adding to
Article – Commercial Law
Section 14–3201.1
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

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

House Bill 1164 – Washington County Delegation

AN ACT concerning

Washington County – Property Tax Credit – Economic Development Projects

FOR the purpose of expanding a certain property tax credit for certain business entities in Washington County to include certain business entities that invest a certain amount for capital improvements of certain real property and create a certain number of new and permanent full-time positions in Washington County; providing for the amount and duration of the property tax credit; making conforming changes; providing for the application of this Act; and generally relating to a property tax credit in Washington County for real property owned or leased by certain business entities.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–323(f)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1165 – Delegates Conaway, Hayes, and B. Robinson

AN ACT concerning

Creation of a State Debt – Baltimore City – North Avenue Gateway II

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

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

House Bill 1166 – Delegate Davis

AN ACT concerning

Public Utilities – Telecommunications Law – Modernization

FOR the purpose of providing that a telephone company is not required to file with the Public Service Commission a certain tariff schedule for certain retail services except

under certain circumstances; requiring a telephone company to post on a certain Web site certain rates and charges for certain retail intrastate wireline telephone services; limiting the types of services for which a telephone company may not establish a new rate or change in rate under certain circumstances to only rates for services that the telephone company files in a certain tariff schedule; allowing a telephone company to discontinue or abandon a certain regulated retail service under certain circumstances after providing certain notice; providing that prior authorization of the Commission is not required for certain transactions involving a certain franchise, capital stock, or obligations or liabilities between a certain telephone company and a certain entity under certain circumstances; prohibiting the Commission or any other State unit or local government from restricting in a certain manner a telephone company's choices to use a certain technology or facility to provide services; allowing a telephone company to satisfy certain statutory and regulatory obligations through the use of certain technology or facility of its choosing; providing that the use of certain technology or facility by a telephone company to provide certain services may not confer a certain jurisdiction or authority; defining certain terms; and generally relating to modernizing the telecommunications law for services provided by telephone companies.

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 4–202, 4–203, 5–103, 5–202, 5–203, and 6–101
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY adding to
Article –Public Utilities
Section 8–502
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

House Bill 1167 – Delegate Kipke

AN ACT concerning

State Board of Cosmetologists – Mobile Beauty Salons and Practice Location Requirement Repeal

FOR the purpose of altering the definition of “beauty salon” to include a certain mobile beauty salon; requiring an applicant for a certain beauty salon permit to lease or own the motor vehicle or trailer in which a certain mobile beauty salon is located for which a certain application is made; repealing certain provisions that prohibit a person from practicing cosmetology, providing esthetic services, providing hair services, or providing nail technician services in a certain location; defining a certain

term; making certain conforming and stylistic changes; and generally relating to beauty salons and the State Board of Cosmetologists.

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 5–101 and 5–502
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing
Article – Business Occupations and Professions
Section 5–605
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

House Bill 1168 – Delegates McConkey, Dumais, Gutierrez, and Rey

AN ACT concerning

Real Property – Foreclosure – Residential Property – Prefile Mediation

FOR the purpose of making it mandatory, rather than discretionary, for a secured party to offer prefile mediation to a mortgagor or grantor before filing an action to foreclose a mortgage or deed of trust on certain residential property; making conforming changes; and generally relating to foreclosure of a mortgage or deed of trust on residential property.

BY repealing and reenacting, without amendments,
Article – Real Property
Section 7–105.1(a), (b), and (h) through (m)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 7–105.1(c), (d), and (e)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

House Bill 1169 – Delegate Parrott

AN ACT concerning

Natural Resources – Black Fly Management and Control – Washington County

FOR the purpose of requiring the Department of Natural Resources to establish a program to control the spread of black flies in the State; requiring that the program be implemented initially on certain property in Washington County; authorizing the Department, in conjunction with the Department of Entomology in the University of Maryland, to conduct the program in a certain manner; authorizing the Department to accept, use, or expend certain funding to implement this Act; requiring the Department to adopt certain regulations; stating a certain finding and the intent of the General Assembly; and generally relating to the management and control of black flies in the State.

BY adding to

Article – Natural Resources

Section 8–2201 through 8–2205 to be under the new subtitle “Subtitle 22. Black Fly Management and Control”

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1170 – Washington County Delegation

AN ACT concerning

Washington County – Hotel Rental Tax Revenue Distribution – Annual Reports

FOR the purpose of altering the due date of certain annual reports on the county hotel rental tax revenue distribution; repealing certain reporting requirements relating to the county hotel rental tax revenue; requiring the Washington County Commissioners to post a certain report on the hotel rental tax revenue on the county’s Web site; requiring the Hagerstown/Washington County Convention and Visitors Bureau to report to the County Commissioners on its use of the hotel rental tax revenue; and generally relating to annual reports on the Washington County hotel rental tax revenue distribution.

BY repealing and reenacting, with amendments,

Article – Local Government

Section 20–421

Annotated Code of Maryland

(2013 Volume and 2014 Supplement)

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

House Bill 1171 – Washington County Delegation

AN ACT concerning

Washington County – Property Tax Credit – Disabled Veterans

FOR the purpose of authorizing the governing body of Washington County to grant, by law, a property tax credit against the county property tax imposed on certain residential property owned by certain disabled veterans of active military, naval, or air service; providing for the amount of the property tax credit; requiring certain disabled veterans or surviving spouses of disabled veterans to provide certain documents when applying for the property tax credit under this Act; prohibiting the inspection of a certain certificate of disability by certain individuals; authorizing the governing body of Washington County to provide, by law, for the duration of the credit and regulations, procedures, and any other provision necessary to carry out the tax credit; defining certain terms; providing for the application of this Act; and generally relating to a property tax credit for certain residential property in Washington County.

BY adding to

Article – Tax – Property

Section 9–323(g)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1172 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Individuals With Developmental Disabilities – Providers – Licenses

FOR the purpose of requiring a person to be licensed by the Department of Health and Mental Hygiene before the person may provide services to an individual with a developmental disability or a recipient of individual support services; repealing the authority of the Developmental Disabilities Administration to license certain persons to provide certain services; requiring the Department to adopt certain regulations; altering the circumstances under which the Deputy Secretary for Developmental Disabilities may waive the requirement for a certain license; requiring the Department to make a certain approval of the composition of a governing body; requiring the Secretary of Health and Mental Hygiene to adopt certain rules and regulations; requiring an applicant for a certain license to submit a certain application to the Department in a certain manner; requiring an applicant to meet certain requirements to be issued a certain license; requiring the Department to conduct a certain investigation; authorizing the Department to deny a certain license under certain circumstances; altering a certain definition; requiring the Department to conduct certain inspections and to evaluate the performance of certain surveyors; requiring the Department to define certain criteria; repealing the

authority of the Administration and the Office of Health Care Quality to adopt certain regulations; making conforming changes; authorizing the Department to impose certain sanctions; repealing the authority of the Administration to impose a certain sanction; providing for the effective date of this Act; and generally relating to the licensing of providers of services to an individual with a developmental disability or a recipient of individual support services by the Department of Health and Mental Hygiene.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 7–903 through 7–907, 7–909, and 7–910
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

House Bill 1173 – Delegate Hammen

AN ACT concerning

Department of Health and Mental Hygiene – Certified Community Behavioral Health Clinic Demonstration Program – Grant Application

FOR the purpose of requiring the Department of Health and Mental Hygiene to apply to the federal Department of Health and Human Services for a planning grant for a certain purpose; and generally relating to the Department of Health and Mental Hygiene and the federal demonstration program for the establishment of certified community behavioral health clinics.

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

House Bill 1174 – Delegates Jacobs, Arentz, and Ghrist

AN ACT concerning

Kent County – Fisheries – Use of Haul Seines

FOR the purpose of authorizing in Kent County a person to catch certain fish with a haul seine during the period from Friday midnight until sunrise on Monday under certain circumstances; requiring the Department of Natural Resources to adopt certain regulations; and generally relating to the use of haul seines in Kent County.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–713
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1175 – Delegate Walker

AN ACT concerning

Education – Concussion Impact Sensor Pilot Program

FOR the purpose of establishing the Concussion Impact Sensor Pilot Program; requiring the State Department of Education to develop and implement the Program in collaboration with certain entities; prohibiting certain funds from being used to purchase concussion impact sensors; requiring certain circumstances to be met before the Program can be implemented; requiring each board of education to choose one high school football team to participate in the Program and to provide certain team members with a concussion impact sensor; requiring high schools chosen to participate in the Program to keep a record of certain information and to report to the Department certain information; defining certain terms; requiring the Department to report to certain committees, on or before a certain date, certain information and make certain recommendations relating to the Program; providing for the termination of this Act; and generally relating to the Concussion Impact Sensor Pilot Program.

BY repealing and reenacting, without amendments,

Article – Education

Section 7–433

Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)

BY adding to

Article – Education

Section 7–433.1

Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)

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

House Bill 1176 – Delegates Knotts and Luedtke

AN ACT concerning

Harness Racing – Purses – Deductions Paid to an Organization

FOR the purpose of requiring that a certain organization representing certain standardbred owners and trainers set a certain amount to be deducted from certain purses and paid to a certain organization; defining a certain term; and generally relating to standardbred racing purses.

BY adding to

Article – Business Regulation

Section 11–607

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

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

House Bill 1177 – Prince George’s County Delegation

AN ACT concerning

Prince George’s County – Tax Sales – Limited Auction for County Employees PG 425–15

FOR the purpose of requiring the tax collector in Prince George’s County to conduct a certain limited auction prior to conducting a public auction for property subject to tax liens; specifying the individuals who may participate in a limited auction; requiring certain individuals authorized to place bids at the limited auction to be residents of Prince George’s County; requiring the tax collector to include the date, time, and location of a limited auction in certain notices; establishing that a limited auction shall be subject to the same requirements as a certain public auction; establishing that the purchase of property at a limited auction shall be treated the same as the purchase of property at a certain public auction; requiring the tax collector to establish a system to verify that individuals who place bids at a limited auction are eligible to place bids; establishing that a certificate of sale for property purchased at a limited auction is void if it is not purchased by an individual who meets certain criteria; requiring property offered for sale at a limited auction that is not sold at the limited auction to be offered for sale at a public auction; establishing certain remedies when a certificate of sale for property sold at a limited auction is void; and generally relating to tax sales of property in Prince George’s County.

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 14–817 and 14–833(c)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article – Tax – Property

Section 14–833(d)(1)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1178 – Delegate Lafferty**EMERGENCY BILL**

AN ACT concerning

Recordation and Transfer Taxes – Exemption – Purchase Money Mortgage or Purchase Money Deed of Trust

FOR the purpose of providing certain exemptions under the recordation tax and State transfer tax for a certain purchase money mortgage or certain purchase money deed of trust related to a transfer from a certified community development financial institution under certain circumstances; providing for the application of this Act; making this Act an emergency measure; and generally relating to exemptions under the recordation tax and State transfer tax for certain purchase money mortgages or purchase money deeds of trust.

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 12–108(ff)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article – Tax – Property

Section 13–207(a)(24)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1179 – Delegate Beitzel**EMERGENCY BILL**

AN ACT concerning

Sprinkler System Requirements – Tents – Exemption

FOR the purpose of providing that, notwithstanding any other provision of law, a certain structure is not required to have a sprinkler system under certain circumstances; defining a certain term; making this Act an emergency measure; and generally relating to sprinkler system requirements.

BY adding to

Article – Public Safety

Section 9–204.1

Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

House Bill 1180 – Chair, Baltimore County Delegation (By Request – Baltimore County Orphans’ Court)

AN ACT concerning

Baltimore County – Orphans’ Court Judges – Compensation

FOR the purpose of repealing provisions of law establishing the annual compensation of the judges of the Orphans’ Court for Baltimore County; requiring the annual compensation of the judges of the Orphans’ Court for Baltimore County to be as set by the County Executive and the County Council in accordance with certain provisions of the Baltimore County Code; providing for the application of this Act; and generally relating to the compensation of the judges of the Orphans’ Court for Baltimore County.

BY repealing

Article – Estates and Trusts
Section 2–108(e)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY adding to

Article – Estates and Trusts
Section 2–108(e)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

House Bill 1181 – Frederick County Delegation

AN ACT concerning

Frederick County – Deer Management Permit – Use of Rifles

FOR the purpose of authorizing an individual in Frederick County who holds a Deer Management Permit to use a certain rifle to harvest deer throughout the year, including all deer hunting seasons; authorizing an agent of a permittee in Frederick County to use a rifle to harvest deer throughout the year with a certain exception and to harvest deer in a deer firearms season only by using the weapon approved for that season; defining a certain term; requiring the Department to adopt certain regulations; making a technical correction; providing for the effective date of certain

provisions of this Act; providing for the termination of certain provisions of this Act; and generally relating to Deer Management Permits.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 10–415(d)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY adding to
Article – Natural Resources
Section 10–415(d)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)
(As enacted by Chapter 574 of the Acts of the General Assembly of 2014)

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

House Bill 1182 – Chair, Appropriations Committee (By Request – Departmental – University System of Maryland)

AN ACT concerning

Academic Facilities Bonding Authority

FOR the purpose of approving certain projects for the acquisition, development, and improvement of certain academic facilities for the University System of Maryland; approving the issuance of bonds by the University System of Maryland in a certain total principal amount for financing the projects; providing that the bonds issued under the authority of this Act are not a debt or an obligation of the State or any of its subdivisions; and generally relating to academic facilities bonding authority of the University System of Maryland and specified projects.

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

House Bill 1183 – Delegate Knotts

AN ACT concerning

Real Property – Contract for Sale of New Home

FOR the purpose of repealing a certain exception to the requirement that a contract for the initial sale of a new home be contingent on the purchaser obtaining a written commitment for a loan secured by the property; making a conforming change; and generally relating to contracts for the sale of property.

BY repealing and reenacting, with amendments,

Article – Real Property
Section 14–117(j–1)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

House Bill 1184 – Delegate Knotts

AN ACT concerning

**Real Property – Foreclosure Moratorium and Study
(Foreclosure Relief Act of 2015)**

FOR the purpose of prohibiting a lender from maintaining an action to foreclose a mortgage or deed of trust on residential property in the State for a certain period of time; requiring the Office of the Attorney General to study, evaluate, and make recommendations regarding certain foreclosure alternatives and report its findings to the General Assembly on or before a certain date; providing for the termination of certain provisions of this Act; and generally relating to foreclosures.

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

House Bill 1185 – Delegate Dumais

AN ACT concerning

Family Law – Application for Divorce – Residency Requirement

FOR the purpose of reducing the period of time, under certain circumstances, that a party to an application for divorce must reside in the State before the application may be filed; and generally relating to applications for divorce.

BY repealing and reenacting, with amendments,
Article – Family Law
Section 7–101(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

**House Bill 1186 – Delegates Carter, Anderson, Oaks, Pena–Melnik, B. Robinson,
and Rosenberg**

AN ACT concerning

Domestic Violence – Confidentiality Program – Name of Victim

FOR the purpose of expanding the scope and purpose of the Address Confidentiality Program for victims of domestic violence to include making the legal names of domestic violence victims confidential under certain circumstances; altering the contents of an application for participation in the Program; prohibiting an applicant from participating in the Program if the applicant falsely attests in the application that disclosure of the applicant's legal name would endanger the applicant's safety or the safety of the applicant's child; establishing that an individual who ceases to be a Program participant is responsible for notifying certain persons that a certain substitute name is no longer valid; authorizing a Program participant to make a request to any State or local agency to use a substitute name designated by the Program participant as the Program participant's name; requiring a State or local agency to use a substitute name as a Program participant's name under certain circumstances; authorizing a State or local agency that has a certain requirement for using a Program participant's legal name to apply to the Secretary of State for a waiver from the requirements of the Program; authorizing a State or local agency to use a Program participant's legal name for certain purposes under certain circumstances; requiring each local board of elections to use a Program participant's legal name for all election-related purposes; prohibiting a Program participant from using a substitute name for voter registration purposes; prohibiting a local board of elections from making a Program participant's legal name contained in voter registration records available for public inspection, except under certain circumstances; specifying that a Program participant's legal name is not a public record under certain circumstances; prohibiting the Secretary from disclosing a Program participant's legal or substitute name, except under certain circumstances; requiring the Secretary to notify the court of a Program participant's substitute name under certain circumstances; prohibiting a person from knowingly and intentionally obtaining a Program participant's legal name without authorization; prohibiting an employee of the Secretary or any agency from knowingly and intentionally disclosing a Program participant's legal name, except under certain circumstances; making certain conforming changes; and generally relating to domestic violence and the Confidentiality Program.

BY repealing and reenacting, with amendments,

Article – Family Law

Section 4-519 through 4-523 and 4-525 through 4-529 to be under the amended part "Part IV. Confidentiality Program"

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article – Family Law

Section 4-524 and 4-530

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1187 – Delegates Carter and Anderson

AN ACT concerning

Public Safety – Law Enforcement Officers – Whistleblower Protections

FOR the purpose of prohibiting a supervisor, an appointing authority, and the head of a certain law enforcement agency from threatening or taking certain retaliatory actions against a certain law enforcement officer who discloses certain information or seeks a certain remedy; providing that the protections afforded under this Act apply to certain disclosures only under certain circumstances; requiring a law enforcement agency to provide certain law enforcement officers a copy of this Act under certain circumstances; authorizing a certain law enforcement officer to file a civil action against a certain law enforcement agency for certain relief; authorizing the law enforcement officer to seek certain statutory damages instead of certain relief; providing that, under certain circumstances, the law enforcement agency has the burden of proving by clear and convincing evidence that certain personnel actions would have occurred despite a certain disclosure; requiring the trier of fact to consider certain factors in awarding certain statutory damages; authorizing the court to award certain relief and damages to the law enforcement officer under certain circumstances; requiring the court to issue a certain injunction under certain circumstances; authorizing a court to award certain attorney's fees and litigation expenses to a law enforcement agency under certain circumstances; providing that this Act may not be construed to diminish certain rights, privileges, or remedies; requiring the Attorney General to take certain actions for certain purposes; providing that this Act does not preclude certain actions or prohibit certain personnel actions; providing for the application of this Act; defining certain terms; and generally relating to protections for disclosures of information by law enforcement officers.

BY adding to

Article – Public Safety

Section 3–801 through 3–806 to be under the new subtitle “Subtitle 8. Whistleblower Protections”

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

House Bill 1188 – Chair, Judiciary Committee (By Request – Departmental – General Services)

AN ACT concerning

Maryland Capitol Police of the Department of General Services

FOR the purpose of altering the definition of “police officer” and “law enforcement officer” under certain provisions of law; clarifying that the terms “police officer” and “law enforcement officer” include members of the Maryland Capitol Police of the Department of General Services; clarifying the description of the geographic area around certain multiservice centers over which the Department of General Services has police jurisdiction; specifying that the police and security force established by the Secretary of General Services is the Maryland Capitol Police of the Department of General Services; providing for the application of certain provisions of law; and generally relating to the Maryland Capitol Police of the Department of General Services.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 2–101(c)(9)
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 18–213.2(a)(8)(ix) and (x)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY adding to
Article – Health – General
Section 18–213.2(a)(8)(xi)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 3–101(e)(1)(ii)16. and 3–201(e)(1)(ii)11.
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 4–601 and 4–605
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 26–201(a)(10) and (b)(9)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–205.1(i)(3)(i)12.
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1189 – Delegate Sample–Hughes

AN ACT concerning

**Creation of a State Debt – Dorchester County – Chesapeake Grove Senior
Housing and Intergenerational Center**

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

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

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #1

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

**House Bill 1101 – Chair, Health and Government Operations Committee (By
Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

**Department of Health and Mental Hygiene – Health Program Integrity and
Recovery Activities**

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1104 – Chair, Health and Government Operations Committee (By Request – Departmental – Public Television)

AN ACT concerning

Procurement Exemptions – Maryland Public Broadcasting Commission – Repacking Requirements

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1109 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Behavioral Health Administration – Powers, Duties, and Responsibilities

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1110 – Chair, Judiciary Committee (By Request – Departmental – State Police)

AN ACT concerning

Law Enforcement – Special Police Officers

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1111 – Chair, Ways and Means Committee (By Request – Departmental – Lottery and Gaming Control Agency)

AN ACT concerning

Video Lottery Facility – Areas Prohibited to Individuals Under the Age of 21 Years – Employee Exception

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1112 – Chair, Ways and Means Committee (By Request – Departmental – Lottery and Gaming Control Agency)

AN ACT concerning

State Lottery and Gaming Control Commission – Hearing Committee

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1113 – Chair, Ways and Means Committee (By Request – Departmental – Lottery and Gaming Control Agency)

AN ACT concerning

Video Lottery Facilities – Operation and Employee Licenses – Crimes or Acts of Moral Turpitude or Gambling

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1114 – Chair, Ways and Means Committee (By Request – Departmental – Lottery and Gaming Control Agency)

AN ACT concerning

State Lottery and Gaming Control Agency – Raffles – Authorized

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1115 – Chair, Ways and Means Committee (By Request – Departmental – Lottery and Gaming Control Agency)

AN ACT concerning

Gaming – Video Lottery Employee – Temporary License

The Bill was re-referred to the Committee on Ways and Means.

MINORITY LEADERSHIP APPOINTMENTS

February 23, 2015

RESOLVED, THAT THE MINORITY LEADERSHIP MAKES THE FOLLOWING APPOINTMENT CHANGES:

Chief Deputy Minority Whip, The Hon. Herb McMillan

Minority Parliamentarian, The Hon. Robert Flanagan

Read and ordered journalized.

LINCOLN'S DAY ADDRESS

Delegate Susan K. McComas
Harford County

Mr. Speaker and Colleagues:

It is an honor and great privilege to give the Lincoln Day address to the second longest continuous democratic legislative body in the world, outside of Parliament.

I am honestly not sure that I am up to the task, but I do believe that President Lincoln and his character and conviction can provide an example of statesmanship and grace that we in the Maryland House of Delegates might hope to follow in the coming days when personalities and contrary points of view clash in earnest and with a vengeance.

Abraham Lincoln is perhaps the best political speaker. His speeches were short and to the point. I hope to follow his lead.

In the winter of our discontent, when clouds of contention lower upon our house, the past seems a glorious summer filled with fair felicity and cool comity.

Forgotten is the raging storm of brother against brother that tested whether our nation would endure over one hundred and fifty-five years ago.

Elected in 1860 with less than 40% of the popular vote, Abraham Lincoln faced a deeply divided and factious country.

He began by uniting his own party and naming three presidential rivals to his cabinet, William Henry Stewart – a U.S. Senator and former governor of New York as Secretary of

State. Salmon Chase another U.S. Senator and former Governor of Ohio. And Edward Bates, Missouri's first attorney general as the U.S. Attorney General.

These men had many more years of political experience than Lincoln. Lincoln had served only one term in Congress, lost two bids for the Senate and had no administrative experience, whatsoever.

This was a tremendous political risk since these men had run against Lincoln to win the Republican nomination and would likely do so again.

But in spite of being former competitors, Lincoln molded their relationship into a term dedicated to the preservation of the Union. Steward became his closest friend. And Chase was later named Chief Justice of the Supreme Court upon Roger Taney's death.

In Team of Rivals, Doris Kearns Goodwin, explained how Lincoln succeeded in molding his Cabinet. She writes, "He learned from early mistakes, transcended the jealousy of rivals, and his insight into men and events...deepened with each passing year."

The Civil War raged on from 1861 through 1865. Over 618,000 individuals lost their lives in the war. Brother against brother. Homes and families ripped asunder.

There were more war related casualties than all the other wars America fought up to and including the war in Iraq.

It would have been only human and natural that after the November election in 1864 with over 55% of the popular vote, Lincoln would have demanded retribution from the Southern insurgents.

But Lincoln was not just an ordinary man.

Lincoln had a divine capacity to see the grand design of forgiveness to preserve the union.

In his second inaugural address Lincoln prepared to bring the Southern states willingly back into the union. He faulted neither side, saying each read the same Bible, and prayed to the same God. Lincoln then closed with these words, "With malice toward none, with charity for all, with firmness in the right as God gives us to see the right, let us strive on to finish the work we are in, to bind up the nation's wounds, to care for him who shall have borne the battle and for his widow and his orphan, to do all which may achieve and cherish a just and lasting peace among ourselves with all nations."

His speech was succinct ... only 703 words, but he didn't need to say more. Both the South and the North had heard his message. They needed to put the war behind them.

Within six weeks, Lincoln issued guidelines for the reconstruction of the South. He was adamant in ordering no war trials, no hangings, no firing squads. Executive agencies were to be ready to immediately establish normal relationships with Southern states.

Emergency food and medical aid was to be made available. Pension checks were to be issued as soon as possible. The federal government was to be of whatever assistance it could.

On the military front, Lincoln ordered the surrender of Richmond to be handled peacefully, not like what happened in Atlanta. He ordered General Grant to treat General Lee and his men with respect and dignity if they surrendered. He issued the same order to General Sherman if General Johnston's confederate army surrendered in North Carolina.

On April 9, 1865, General Lee and his Army of Northern Virginia soldiers laid down their arms at Appomattox.

Lincoln was jubilant when he learned General Lee and General Grant had met peacefully, with Northern soldiers even saluting the Southern soldiers.

Unfortunately, Lincoln was shot before he could learn how amicably Sherman carried out his orders when he had his final meeting with Johnston.

In his last public address two days before his assassination, Lincoln gave the nation a plan for persuading the Southern states they were back.....into what he called, "Their proper practical relation" with their northern neighbors. He urged folks ["]not to decide....andnot even to consider....whether their states had ever been not of the Union." Instead, he said, simply let them, "Find themselves at home."

With this simple message, Lincoln sought to heal the deep political divisions the nation faced. Because of Lincoln, we still call ourselves....the United States of America.

Delegate Kipke moved the Delegate's remarks be journalized.

The motion was adopted.

QUORUM CALL

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

(See Roll Call No. 92)

ADJOURNMENT

At 8:44 P.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Tuesday, February 24, 2015.

Annapolis, Maryland
Tuesday, February 24, 2015

The House met at 10:06 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Susan K. McComas of Harford County.

QUORUM CALL

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

(See Roll Call No. 93)

The Journal of February 23, 2015 was read and approved.

EXCUSES:

Del. Atterbeary – illness

Del. Waldstreicher – funeral – out of town

INTRODUCTION OF BILLS

House Bill 1190 – Delegate Kipke

AN ACT concerning

**Health Insurance and Discount Medical Plans – Vision Care Services and
Materials**

FOR the purpose of prohibiting certain organizations from using in their advertisements, marketing material, brochures, and discount cards a certain term in a certain context; prohibiting certain organizations from selling, marketing, or soliciting a certain plan under certain circumstances; prohibiting certain provider contracts from containing a certain provision; prohibiting certain carriers from including in certain contracts a certain provision; defining certain terms; altering certain defined terms; providing for the application of this Act; and generally relating to the provision of discounts on vision care services and vision care materials by health insurance carriers and discount medical plan organizations.

BY repealing and reenacting, without amendments,

Article – Insurance

Section 14–601(a) and (e)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance

Section 14–601(g), 14–606, and 15–112.2

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

House Bill 1191 – Delegate B. Wilson

AN ACT concerning

Criminal Law – Sexual Offenses – Evidence of Defendant’s Past Conduct

FOR the purpose of authorizing evidence of a defendant’s past sex crime or past sex abuse of a minor to be admitted in certain prosecutions; requiring a prosecutor who intends to offer certain evidence to disclose the evidence to the defendant at least a certain period of time before trial; authorizing a prosecutor to satisfy a certain disclosure requirement in a certain manner under certain circumstances; establishing that this Act does not limit the admission or consideration of evidence under any rule or other provision of law; defining certain terms; and generally relating to evidence of a defendant’s past conduct in sexual offenses prosecutions.

BY adding to

Article – Criminal Law

Section 3–319.1

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1192 – Delegates Carter, Anderson, McConkey, Oaks, Pena–Melnyk, B. Robinson, and C. Wilson

AN ACT concerning

Family Law – Child Support – Custody and Visitation Determinations

FOR the purpose of requiring the court, in any case in which the court determines child support, to also consider custody and visitation of the child; requiring the Child Support Enforcement Administration to refer certain parties to the court for purposes of considering custody and visitation of the child under certain circumstances; and generally relating to child support and custody and visitation determinations.

BY adding to

Article – Family Law

Section 9–109

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1193 – Delegates Hixson, Moon, Barkley, Barve, Carr, Cullison, Dumais, Fraser–Hidalgo, Frick, Gilchrist, Gutierrez, Kaiser, Kelly, Korman, Kramer, Luedtke, A. Miller, Morales, Platt, Reznik, S. Robinson, Smith, and Zucker

AN ACT concerning

Supplemental Public School Construction Matching Fund Program

FOR the purpose of establishing the Supplemental Public School Construction Matching Fund Program; providing for the purpose of the Program and requiring the Department of Budget and Management to implement and administer the Program; establishing certain requirements a county must meet to be eligible for the Program; requiring the Department to provide to each county that is eligible for the Program up to a certain amount of State funding each fiscal year to be used for certain purposes related to the cost of public school construction projects and public school capital improvements in the county; requiring that certain funding provided under the Program shall be pledged or used for certain purposes; requiring that certain funding provided under the Program shall end at certain times; specifying that certain bonds issued in accordance with this Act are not a debt, liability, moral obligation, or pledge of the faith and credit or taxing power of the State; requiring certain projects to be approved by the Department and the Interagency Committee on School Construction before certain funding may be released; requiring a qualifying county, the Department, and the Interagency Committee on School Construction to enter into a certain memorandum of understanding regarding certain projects before certain funding may be released; specifying the requirements of the memorandum of understanding; specifying that funding provided under the Program is supplemental to public school construction funding from other sources; establishing the Supplemental Public School Construction Fund as a continuing, nonlapsing fund; specifying the contents of the Fund and the uses of the Fund; exempting the Fund from a certain provision of law requiring interest on State money in special funds to accrue to the General Fund of the State; altering the distribution of certain State lottery revenues and requiring the Comptroller to distribute certain State lottery revenues into the Fund; defining certain terms; and generally relating to the Supplemental Public School Construction Matching Fund Program.

BY adding to

Article – Education

Section 5–3A–01 through 5–3A–04 to be under the new subtitle “Subtitle 3A. Supplemental Public School Construction Matching Fund Program”
Annotated Code of Maryland
(2014 Replacement Volume and 2014 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 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)81. and 82.
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)83.
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–120
Annotated Code of Maryland
(2014 Replacement Volume)

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

House Bill 1194 – Delegate McKay

AN ACT concerning

Creation of a State Debt – Washington County – Cushwa Basin Area

FOR the purpose of authorizing the creation of a State Debt not to exceed \$300,000, the proceeds to be used as a grant to the National Park Service, U.S. Department of the Interior for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

THE COMMITTEE ON ECONOMIC MATTERS REPORT #2

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

House Bill 140 – Delegate Davis

AN ACT concerning

Public Service Commission – Restrictions After Service

HB0140/493495/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 140

(First Reading File Bill)

On page 3, in line 8, strike “October” and substitute “June”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 154 – Delegate Davis

AN ACT concerning

Maryland Home Builder Registration Act – Guaranty Fund – Claims

HB0154/313195/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 154

(First Reading File Bill)

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

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 223 – Delegate Hammen

EMERGENCY BILL

AN ACT concerning

Pilots – Recreational Vessels – Employment Requirement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON JUDICIARY REPORT #2

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

House Bill 7 – Delegate Sophocleus

AN ACT concerning

**Family Law – Child Abuse and Neglect – Expungement of Reports and Records –
Time Period**

HB0007/182513/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 7

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike beginning with “requiring” in line 4 down through “time;” in line 6; in line 6, strike “after” and substitute “within”; in line 7, after “local department” insert “of social services”; and in line 8, after the semicolon insert “authorizing a local”

department to immediately expunge certain reports and records of suspected child abuse and neglect under certain circumstances;".

AMENDMENT NO. 2

On page 2, in line 4, strike the brackets; strike beginning with "UNLESS" in line 4 down through "THE" in line 6; in line 6, strike the brackets; in the same line, strike "MAINTAIN"; strike beginning with "FOR" in line 7 down through "EXISTS" in line 8; in line 9, strike the second set of brackets; in the same line, strike "FOR AT LEAST 10"; in line 11, strike the brackets; in the same line, strike "10"; in line 13, strike "FOR AT LEAST 5 YEARS" and substitute "SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, WITHIN 1 YEAR"; and in line 15, strike "5 YEARS" and substitute "1 YEAR".

AMENDMENT NO. 3

Strike beginning with "THE" in line 16 down through "SUBSECTION" in line 19 and substitute "IF A REPORT IS RULED OUT, THE LOCAL DEPARTMENT MAY, ON GOOD CAUSE SHOWN, IMMEDIATELY EXPUNGE THE REPORT AND ALL ASSESSMENTS AND INVESTIGATIVE FINDINGS".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 40 – Delegate Rosenberg

AN ACT concerning

Courts – Certificate of Merit – Provider of Professional Services

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 111 – The Speaker (By Request – Maryland Judiciary)

AN ACT concerning

Judgeships – Circuit Courts and District Court

Delegate McIntosh moved to make the Bill and Report a Special Order for February 27, 2015.

The motion was adopted.

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

House Bill 131 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Criminal Procedure – Transfer to Juvenile Court – Petition for Expungement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 165 – Delegate Dumais

AN ACT concerning

Family Law – Grounds for Limited Divorce

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 200 – Delegates Cluster, Arentz, Aumann, Cassilly, Folden, S. Howard, Impallaria, Jacobs, Kittleman, Metzgar, Miele, W. Miller, Parrott, Szeliga, West, and B. Wilson

AN ACT concerning

State Correctional Facilities – Correctional Officers – Polygraph Examination

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 76 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

**State Retirement and Pension System – Accumulated Contributions of
Nonvested Former Members**

STATUS OF BILL: BILL ON 3RD READING.

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

Affirmative – 134 Negative – 0 (See Roll Call No. 94)

The Bill was then sent to the Senate.

MESSAGE TO THE SENATE

February 24, 2015

BY THE MAJORITY LEADER:

Ladies and Gentlemen of the Senate:

We propose with your concurrence a joint session of the General Assembly at 10:30 a.m. on February, 25, 2015 for the election and qualifying of the Treasurer of the State of Maryland by joint ballot in accordance with Article 6, Section 1 and 5 of the Constitution.

We have appointed Delegates Rosenberg and Frick to escort your Honorable Body to the House Chamber for this Joint Session.

We further propose a joint committee of four, two on the part of the House and two on the part of the Senate to escort the Treasurer–Elect. We have appointed on the part of the House, Delegates McIntosh and Jones.

We propose a Joint Committee of four, two on the part of the House and two on the part of the Senate to escort the Lieutenant Governor to the House Chamber. We have appointed on the part of the House, Delegates Gaines and Kipke.

We further propose the appointment of a Joint Committee of four, two on the part of the House and two on the part of the Senate to escort the Governor to the House Chamber. We have appointed Delegates Hixson and Aumann.

By Order, Sylvia Siegert, Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

February 24, 2015

BY THE MAJORITY LEADER:

LADIES AND GENTLEMEN OF THE HOUSE OF DELEGATES:

We have received your message proposing a joint session of the General Assembly in the House Chamber at 10:30 a.m. on Wednesday, February 25, 2015, for the purpose of the election and qualifying of the Treasurer of the State of Maryland, by joint ballot in accordance with Article 6, Sections 1 and 5, of the Constitution.

We respectfully concur in your message and have appointed on behalf of the Senate, Senators Rosapepe and Hershey as members of the joint committee to escort the Treasurer–Elect.

We have also appointed as members of the joint committee, Senators Edwards and Klausmeier to escort the Lt. Governor to the House Chamber.

We have further appointed Senators Pugh and Jennings as members of the joint committee to escort the Governor to the Chamber of the House of Delegates.

By Order,

William B.C. Addison, Jr.
Secretary

Read and ordered journalized.

QUORUM CALL

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

(See Roll Call No. 95)

ADJOURNMENT

At 10:32 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Wednesday, February 25, 2015.

Annapolis, Maryland
Wednesday, February 25, 2015

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

Prayer by Delegate Benjamin Brooks of Baltimore County.

QUORUM CALL

The presiding officer announced a quorum call, showing 127 Members present.

(See Roll Call No. 96)

The Journal of February 24, 2015 was read and approved.

EXCUSES:

Del. Campos – personal

Del. Cullison – doctor’s appointment

Del. Waldstreicher – funeral – out of town

INTRODUCTION OF BILLS

House Bill 1195 – Delegates B. Robinson, Anderson, Angel, Branch, Carter, Conaway, Cullison, Fennell, Glenn, Haynes, C. Howard, Jackson, Jalisi, Jones, Knotts, Lierman, A. Miller, Oaks, Patterson, Proctor, Rosenberg, Sydnor, Tarlau, Valentino-Smith, Walker, A. Washington, M. Washington, and C. Wilson

AN ACT concerning

Fair Foreclosure Act of 2015

FOR the purpose of requiring an action to foreclose a mortgage or deed of trust on certain residential property to be commenced by filing a complaint; requiring practice and procedure in an action to foreclose a mortgage or deed of trust on certain residential property to be governed by certain provisions of the Maryland Rules; altering the contents of a certain notice required to be served on a certain mortgagor or grantor; requiring all court proceedings in an action to foreclose a mortgage or deed of trust on certain residential property to be stayed for a certain period; prohibiting a foreclosure sale of residential property from occurring until a certain time; altering the amount that a mortgagor or grantor of residential property must pay in order to cure a certain default; making conforming changes; providing for the application of

this Act; and generally relating to actions to foreclose a mortgage or deed of trust on residential property.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 7–105.1
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

House Bill 1196 – Delegates Kelly, Cullison, and Pena–Melnik

AN ACT concerning

**Commission on the Long–Term Care Medical Assistance Program Eligibility
Determination Process**

FOR the purpose of establishing the Commission on the Long–Term Care Medical Assistance Program Eligibility Determination Process; providing for the composition, chair, duties, and staffing of the Commission; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Department of Health and Mental Hygiene to provide certain data to the Commission on the request of the Commission; requiring the Commission, on or before a certain date, to report its findings and recommendations to the Governor and the General Assembly; providing for the termination of this Act; and generally relating to the Commission on the Long–Term Care Medical Assistance Program Eligibility Determination Process.

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

House Bill 1197 – Delegate B. Robinson

AN ACT concerning

**Real Property – Foreclosure – Owner–Occupied Residential Property –
Prohibition on Collection of Deficiency**

FOR the purpose of prohibiting a secured party from obtaining a deficiency judgment or taking any other action to collect a deficiency in an action to foreclose a mortgage or deed of trust on certain owner–occupied residential property that was recorded on or after a certain date; and generally relating to foreclosure actions.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 7–105.13
Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

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

House Bill 1198 – Delegates Oaks, Anderson, and Carter

AN ACT concerning

Baltimore City Civilian Review Board

FOR the purpose of altering the definition of “law enforcement unit” as it relates to the Baltimore City Civilian Review Board so as to increase the number of law enforcement units that are subject to review by the Board; altering the composition of the Board; requiring the Board to hold a minimum number of meetings in locations rotated throughout different police districts in Baltimore City; altering certain definitions; and generally relating to the Baltimore City Civilian Review Board.

BY repealing and reenacting, with amendments,

The Public Local Laws of Baltimore City

Section 16–41

Article 4 – Public Local Laws of Maryland

(1979 Edition and 1997 Supplement, and 2000 Supplement, as amended)

(As enacted by Chapter 499 of the Acts of the General Assembly of 2006)

BY repealing and reenacting, with amendments,

The Public Local Laws of Baltimore City

Section 16–43

Article 4 – Public Local Laws of Maryland

(1979 Edition and 1997 Supplement, and 2000 Supplement, as amended)

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

House Bill 1199 – Delegates Carter, Anderson, and Oaks

AN ACT concerning

Baltimore City – Renters Tax Credit Program

FOR the purpose of altering the calculation of certain property tax relief provided to certain renters in Baltimore City by altering the percentage of rent used to determine the amount of assumed property tax and altering the calculation of combined income for a Baltimore City renter; increasing the maximum amount of property tax relief that may be provided to a Baltimore City renter; and generally relating to the renters property tax credit relief program for renters in Baltimore City.

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 9–102
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1200 – Delegates Kittleman, Afzali, Flanagan, McDonough, Metzgar, Reilly, Shoemaker, and Simonaire

AN ACT concerning

State Board of Education – High School Assessment – Government

FOR the purpose of requiring the State Board of Education to include in the graduation requirements for public high schools a requirement that each student take a standardized government high school assessment; requiring, beginning with a certain school year, the government high school assessment to include a certain number of questions used for the civics portion of a certain naturalization test; and generally relating to graduation requirements for public high schools and the high school assessment for government.

BY repealing and reenacting, without amendments,
Article – Education
Section 7–205.1(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

BY adding to
Article – Education
Section 7–205.1(f)
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

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

House Bill 1201 – Delegates Hayes, B. Barnes, Haynes, Oaks, Pena–Melnyk, and Rosenberg

AN ACT concerning

Health Occupations – Professional Counselors and Therapists – Provisional Licenses

FOR the purpose of authorizing the State Board of Professional Counselors and Therapists to issue a certain provisional license to an individual to practice clinical alcohol and drug counseling, clinical marriage and family therapy, clinical professional art therapy, or clinical professional counseling under certain circumstances;

establishing certain qualifications and application requirements for the provisional license; requiring the Board to issue a certain provisional license under certain circumstances; providing that a certain provisional license authorizes the holder to practice certain counseling or therapy; providing for the term of the provisional license; providing that a provisional license may not be renewed; and generally relating to provisional licenses and professional counselors and therapists.

BY repealing and reenacting, with amendments,

Article – Health Occupations
Section 17–301
Annotated Code of Maryland
(2014 Replacement Volume)

BY adding to

Article – Health Occupations
Section 17–301.1
Annotated Code of Maryland
(2014 Replacement Volume)

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

House Bill 1202 – Delegates Beidle and Carey

AN ACT concerning

Highway Construction and Maintenance – Use of Recycled Aggregate

FOR the purpose of requiring each highway construction or maintenance project that includes a pavement component to use at least a certain percentage of recycled aggregate in all bound pavement layers; and generally relating to the use of recycled aggregate in highway construction and maintenance projects.

BY adding to

Article – Transportation
Section 8–609.4
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

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

House Bill 1203 – Delegate Beidle

AN ACT concerning

Motor Vehicles – Registration – Class S (Drivers' School) Vehicle

FOR the purpose of establishing a Class S motor vehicle registration classification for motor vehicles used by a drivers' school to give highway driving instruction; establishing certain annual registration fees for Class S (drivers' school) vehicles; providing for the issuance of special Class S (drivers' school) registration plates by the Motor Vehicle Administration; requiring an owner of a Class S (drivers' school) vehicle to pay a certain registration surcharge; requiring licensed drivers' schools to use Class S (drivers' school) vehicles to give highway driving instruction; and generally relating to Class S (drivers' school) vehicles.

BY adding to

Article – Transportation
Section 13–939.3
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation
Section 13–954 and 15–708
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article – Transportation
Section 15–701 and 15–702
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1204 – Delegates Sophocleus, Beidle, and McConkey

AN ACT concerning

Anne Arundel County – Assistant to the Sheriff – Appointment

FOR the purpose of authorizing the Sheriff of Anne Arundel County to appoint an administrative or executive assistant to serve at the pleasure of the Sheriff; exempting the administrative or executive assistant to the Sheriff from a requirement that employees in the Sheriff's Office be in the county merit system; and generally relating to appointed employees of the Sheriff of Anne Arundel County.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings
Section 2–309(c)(2) and (3)
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

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

House Bill 1205 – Delegate Anderson (By Request – Office of the State’s Attorney for Baltimore City)

AN ACT concerning

Criminal Law – Sexual Offenses – Evidence of Defendant’s Past Conduct

FOR the purpose of authorizing evidence of a defendant’s past sex crime or past sex abuse of a minor to be admitted in certain prosecutions; requiring a prosecutor who intends to offer certain evidence to disclose the evidence to the defendant at least a certain period of time before trial; authorizing a prosecutor to satisfy a certain disclosure requirement in a certain manner under certain circumstances; establishing that this Act does not limit the admission or consideration of evidence under any rule or other provision of law; defining certain terms; and generally relating to evidence of a defendant’s past conduct in sexual offenses prosecutions.

BY adding to

Article – Criminal Law

Section 3–319.1

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1206 – Delegates Chang, Beidle, and Sophocleus

AN ACT concerning

**Creation of a State Debt – Anne Arundel County – Glen Burnie Masonic Lodge
213**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Board of Directors of the 213 Masonic Temple Holding Corp. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS**Senate Bill 50 – Senator Conway**

AN ACT concerning

State Acupuncture Board – Disciplinary Procedures – Judicial Appeals and Prohibition on Stays

FOR the purpose of prohibiting a hearing of charges filed by the State Acupuncture Board from being stayed or challenged by certain procedural defects; prohibiting an order of the Board from being stayed pending judicial review; authorizing the Board to appeal from any decision that reverses or modifies a certain order; clarifying the circumstances under which a person may take a direct judicial appeal; and generally relating to disciplinary procedures of the State Acupuncture Board.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 1A–310 and 1A–311
Annotated Code of Maryland
(2014 Replacement Volume)

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

Senate Bill 89 – Senator Astle

AN ACT concerning

City of Annapolis – Alcoholic Beverages – Election Days

FOR the purpose of adding the City of Annapolis to the list of subdivisions in which a holder of an alcoholic beverages license may exercise all of the privileges conferred by that license on the day of any election in that subdivision; and generally relating to alcoholic beverages in the City of Annapolis.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 11–401(b)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 94 – Senators Ferguson, Madaleno, Manno, Montgomery, Raskin, ~~and Young~~ Young, and Waugh

AN ACT concerning

**State Government – Automated Mapping–Geographic Information Systems –
System Services Costs**

FOR the purpose of repealing the authority of certain governmental units to adopt a fee structure to cover certain costs for system services; altering a certain definition for the purpose of repealing the authority of certain governmental units to adopt a fee structure to cover certain costs relating to existing system products; repealing a requirement that a person must contract with a governmental unit for certain online access to geographic data; making conforming changes; and generally relating to automated mapping–geographic information systems.

BY repealing and reenacting, with amendments,

Article – State Government
Section 10–901 through 10–904
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing

Article – State Government
Section 10–905
Annotated Code of Maryland
(2014 Replacement Volume)

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

**Senate Bill 97 – Senators Norman, Bates, Cassilly, Eckardt, Edwards, Hershey,
Jennings, Reilly, Salling, Simonaire, and Waugh**

AN ACT concerning

**Election Law – ~~Death of Voter Before Canvass~~ – Counting of ~~Ballot~~ Properly
Cast Ballots**

FOR the purpose of requiring a ballot properly cast by a voter who dies before the ballot is canvassed to be counted in full unless a law or regulation requires that it be fully or partially rejected for a reason unrelated to the death of the voter; making a conforming change; and generally relating to the counting of a ballot properly cast by a voter who dies before the canvass.

BY repealing and reenacting, without amendments,

Article – Election Law
Section 11–302(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Election Law
 Section 11–302(d)(3)
 Annotated Code of Maryland
 (2010 Replacement Volume and 2014 Supplement)

BY adding to

Article – Election Law
 Section 11–303.1
 Annotated Code of Maryland
 (2010 Replacement Volume and 2014 Supplement)

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

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT
 #1**

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

House Bill 5 – Delegate O’Donnell

EMERGENCY BILL

AN ACT concerning

**Department of Health and Mental Hygiene – Newborn Screening Program Fund
 – Establishment**

HB0005/746285/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 5

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, strike “EMERGENCY BILL”; in the sponsor line, strike “Delegate O’Donnell” and substitute “Delegates O’Donnell, S. Howard, Hammen, Pendergrass, Angel, Barron, Bromwell, Cullison, Hayes, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnyk, Sample–Hughes, West, and K. Young”; in line 9, after “Fund;” insert “requiring interest earnings of the Fund to be credited to 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;”; in line 10, strike “making this Act an emergency measure;”; and after line 16, insert:

“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 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)81. and 82.

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY adding to

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)83.

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 20, strike “AND”; after line 20, insert:

“(3) INTEREST EARNINGS OF THE FUND; AND”;

in line 21, strike “(3)” and substitute “(4)”; in line 26, after “(H)” insert “(1)”; and after line 27, insert:

“(2) ANY INTEREST EARNINGS OF THE FUND SHALL BE CREDITED TO THE FUND.”.

On page 3, after line 3, insert:

“Article – State Finance and Procurement

6–226.

(a) (2) (i) Notwithstanding any other provision of law, and unless inconsistent with a federal law, grant agreement, or other federal requirement or with the terms of a gift or settlement agreement, net interest on all State money allocated by the

State Treasurer under this section to special funds or accounts, and otherwise entitled to receive interest earnings, as accounted for by the Comptroller, shall accrue to the General Fund of the State.

(ii) The provisions of subparagraph (i) of this paragraph do not apply to the following funds:

81. the Cybersecurity Investment Fund; [and]

82. the Northeastern Maryland Additive Manufacturing Innovation Authority Fund; AND

83. THE NEWBORN SCREENING PROGRAM FUND.”.

AMENDMENT NO. 3

On page 3, strike beginning with “LEGISLATIVE” in line 1 down through “FUND” in line 2 and substitute “ACCOUNTS AND TRANSACTIONS OF THE FUND SHALL BE SUBJECT TO AUDIT BY THE LEGISLATIVE AUDITOR”.

AMENDMENT NO. 4

On page 3, strike beginning with “is” in line 4 down through “enacted” in line 7 and substitute “shall take effect July 1, 2015”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 68 – The Speaker (By Request – Department of Legislative Services)

AN ACT concerning

State Board of Examiners of Nursing Home Administrators – Sunset Extension and Program Evaluation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 179 – Delegate Barron

AN ACT concerning

State Board of Physical Therapy Examiners – Failure to Pass Licensure Examination – Prohibition on Issuance of License

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 181 – Delegates Hill, Bromwell, Cullison, Hammen, Kipke, Lam, Morhaim, Pendergrass, Ready, Reznik, and K. Young

EMERGENCY BILL

AN ACT concerning

State Board of Pharmacy – Sterile Compounding – Compliance by Nonresident Pharmacies and Repeal of Permit Requirement

HB0181/456688/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 181

(First Reading File Bill)

On page 1, in the sponsor line, strike “and K. Young” and substitute “K. Young, Angel, Barron, Hayes, Kelly, Krebs, McDonough, McMillan, Miele, Morgan, Oaks, Pena–Melnyk, Sample–Hughes, and West”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 208 – Delegate Pendergrass

AN ACT concerning

State Board of Chiropractic and Massage Therapy Examiners – Preapproval for Use of Trade Names – Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 231 – Delegate Hammen

AN ACT concerning

Developmental Disabilities Administration – Low Intensity Support Services – Definition

HB0231/146481/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 231

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Hammen” and substitute “Delegates Hammen, Pendergrass, Angel, Barron, Bromwell, Cullison, Hayes, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnik, Sample–Hughes, West, and K. Young”.

AMENDMENT NO. 2

On page 2, in line 31, strike “October” and substitute “July”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**JOINT SESSION
FOR THE PURPOSE OF SELECTING A STATE TREASURER**

Delegates Rosenberg and Frick escorted the Senate into the House Chamber.

President Miller called for the Senate roll.

QUORUM CALL

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

(See Senate Roll Call No. 198A)

Speaker Busch called for the House roll.

QUORUM CALL

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

(See House Roll Call No. 97)

A majority of both the House and the Senate being present, Speaker Busch declared both bodies in Joint Session.

The House Reading Clerk read the Report of the Committee on the Selection of the Treasurer:

REPORT OF THE SPECIAL JOINT LEGISLATIVE COMMITTEE TO SELECT THE STATE TREASURER

(See Exhibit G of Appendix II)

Read and ordered journalized.

Staff members of the Secretary of the Senate’s Office and the Chief Clerk of the House of Delegates’ Office distributed the following ballots to the Members of the Senate and House of Delegates present on the Floor and returned any extra ballots to the Desk.

VOTE FOR ONLY ONE APPLICANT

	APPLICANT
	William H. Campbell

	Nancy K. Kopp
	Write in Candidate:

A total of 182 ballots were distributed.

Said ballots were then collected by the same staff members and placed in the Ballot Box on the Clerk's Desk at the Lower Rostrum.

The Majority and Minority Leaders of the House and Senators Madaleno and Waugh came to the Rostrum to observe the opening of the Ballots.

The Secretary of the Senate removed and opened each ballot individually and handed it to the Chief Clerk of the House of Delegates who announced openly the name selected.

The Assistant Chief Clerk of the House of Delegates and the Journal Clerk of the House of Delegates recorded a tally of each vote announced.

When the Clerk announced the 94th vote cast for Nancy K. Kopp, a majority of members present, the Clerk declared a result had been established.

Note: After adjournment from the Joint Session the Chief Clerk's Office of the House of Delegates completed the opening and tallying of the remaining ballots.

The Results were as follows:

Candidates

William H. Campbell – 43

Nancy K. Kopp – 130

Write-In Candidates

D. Davis – 2

Alex Hughes – 1

A. Jones – 1

Timothy Mantegna – 1

Metallica – 1

Dan Morhaim – 1

Meagan Simonaire – 1

FINAL TALLY 181

The Speaker announced the State Treasurer–Elect to be Nancy K. Kopp.

Senators Edwards and Klausmeier and Delegates Gaines and Kipke escorted the Lieutenant Governor to the House Chamber.

Senators Pugh and Jennings and Delegates Hixson and Aumann escorted the Chief Executive to the Speaker's Rostrum to witness the administering of the Oaths of Office to the Treasurer-Elect.

Senators Rosapepe and Hershey and Delegates McIntosh and Jones escorted the Treasurer-Elect Nancy K. Kopp to the Speaker's Rostrum.

Speaker Busch administered the oath of office, as required by Article I, Section 9 of the Maryland Constitution, to the Treasurer-Elect.

President Miller administered the fidelity oath, as required by Section 5-101.1 of the Maryland Code – State Government, to the Treasurer-Elect.

Treasurer Kopp addressed the General Assembly.

Senator McFadden moved the Senate be adjourned.

The motion was adopted.

QUORUM CALL

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

(See Roll Call No. 98)

ADJOURNMENT

At 11:17 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Thursday, February 26, 2015.

Annapolis, Maryland
Thursday, February 26, 2015

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

Prayer by Delegate David E. Vogt, III of Frederick and Carroll counties.

QUORUM CALL

The presiding officer announced a quorum call, showing 132 Members present.

(See Roll Call No. 99)

The Journal of February 25, 2015 was read and approved.

EXCUSES:

Del. Waldstreicher – funeral – out of town

INTRODUCTION OF BILLS

House Bill 1207 – Delegates Anderson, Conaway, Oaks, and Vallario

AN ACT concerning

Public Health – Forensic Laboratories – Regulation

FOR the purpose of requiring the Department of Health and Mental Hygiene, for a certain purpose, to require that certain forensic laboratories be accredited by a certain accreditation body; specifying that certain required inspections be conducted for certain forensic laboratories in the State; requiring a forensic laboratory to obtain accreditation from a certain accreditation body before applying for a certain license; defining a certain term; and generally relating to the regulation of forensic laboratories in the State.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 17–2A–01 and 17–2A–02
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY adding to
Article – Health – General

Section 17-2A-03.1
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

**House Bill 1208 – Delegates Hixson, Carr, Fennell, Lam, A. Miller, S. Robinson,
and Tarlau**

AN ACT concerning

Public Schools – Health and Safety – Food Transparency

FOR the purpose of requiring certain local school systems to create certain dining menus; requiring a certain dining menu to include certain information under certain circumstances; requiring certain local school systems to post certain information on the local school system's Web site; requiring certain public schools to provide a certain link on the public school's Web site under certain circumstances; requiring certain public schools to send, by regular mail, certain information to parents and guardians under certain circumstances; and generally relating to food transparency in public schools.

BY adding to

Article – Education
Section 7-437
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

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

**House Bill 1209 – Delegates Hixson, Carr, Fennell, Lam, A. Miller, S. Robinson,
and Tarlau**

AN ACT concerning

Education – Health and Safety – School Wellness Committees

FOR the purpose of requiring each county board of education to establish a certain wellness committee to discuss certain topics and make certain recommendations; providing for the membership of certain wellness committees; requiring each meeting of certain wellness committees to be open to the public and to provide opportunity for public comment; authorizing each county board to adopt certain regulations; and generally relating to school wellness committees.

BY adding to

Article – Education
Section 7-437

Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

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

House Bill 1210 – Delegates Cassilly, Glass, Impallaria, Lisanti, McDonough, and Reilly

AN ACT concerning

Public Safety – Maryland Building Performance Standards – Adoption, Implementation, and Enforcement of Modifications

FOR the purpose of altering the period of time in which the Department of Housing and Community Development is required to adopt each subsequent version of the Maryland Building Performance Standards; altering the period of time in which a local jurisdiction is required to implement and enforce a modification of the Maryland Building Performance Standards adopted by the State; and generally relating to the Maryland Building Performance Standards.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 12–503(a) and 12–505(a)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

House Bill 1211 – Delegates Korman, Barron, Hettleman, and Lierman

AN ACT concerning

State Budget – Board of Public Works – Notice of Reductions in Appropriations

FOR the purpose of requiring the Board of Public Works to provide certain public notice within a certain period of time before approving a reduction in appropriations; requiring the Board of Public Works to provide certain notice within a certain period of time to certain committees of the General Assembly; and generally relating to the State budget and reductions in appropriations.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 7–213
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

House Bill 1212 – Delegates Valentino–Smith, Holmes, and Vallario

AN ACT concerning

Creation of a State Debt – Prince George’s County – Champ House

FOR the purpose of authorizing the creation of a State Debt in the amount of \$100,000, the proceeds to be used as a grant to the Board of Directors of the Champ House Recovery, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1213 – Delegate Miele

AN ACT concerning

State Finance and Procurement – One Maryland Blue Ribbon Commission

FOR the purpose of establishing the One Maryland Blue Ribbon Commission; providing for the composition, chair, and staffing of the Commission; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission to review the current State procurement process and develop policy recommendations to ensure greater participation of businesses located in the State in State contracting; requiring the Commission to report its findings and recommendations to the Governor and General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the One Maryland Blue Ribbon Commission.

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

MESSAGE FROM THE SENATE**FIRST READING OF SENATE BILLS****Senate Bill 71 – ~~Senator Edwards~~ Senators Edwards, Montgomery, and Serafini**

AN ACT concerning

~~Reappointment of Washington County Superintendent~~ **Superintendents of Schools – Reappointment Exemption in Washington County and Recruitment Recommendations**

FOR the purpose of exempting the Washington County Board of Education from certain requirements for the appointment and reappointment of a Washington County Superintendent of Schools; requiring the State Superintendent of Schools, on or before a certain date, to submit certain recommendations to the Governor and the General Assembly; and generally relating to ~~the Washington County Superintendent of Schools~~ county superintendents of schools.

BY repealing and reenacting, with amendments,
 Article – Education
 Section 4–201
 Annotated Code of Maryland
 (2014 Replacement Volume and 2014 Supplement)

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

Senate Bill 174 – Senator Eckardt

AN ACT concerning

Behavioral Health Administration – Behavioral Health Advisory Council

FOR the purpose of establishing the Behavioral Health Advisory Council in the Office of the Governor; providing for the purpose, duties, and membership of the Council; requiring the Council to appoint the chair of the Council; providing for the terms of members; authorizing the Council to adopt certain procedures; authorizing the chair to designate certain individuals to serve on a committee or task force of the Council; requiring the Council to meet at least a certain number of times a year; providing that a member may not receive compensation as a member of the Council but is entitled to certain reimbursement for expenses; requiring the Behavioral Health Administration to provide certain staff for the Council; repealing the Maryland Advisory Council on Mental Hygiene and the State Drug and Alcohol Abuse Council; making certain conforming changes; and generally relating to the Behavioral Health Advisory Council.

BY adding to
 Article – Health – General
 Section 7.5–301 through 7.5–305 to be under the new subtitle “Subtitle 3. Behavioral Health Advisory Council”
 Annotated Code of Maryland
 (2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
 Article – Health – General
 Section 10–101(g), 10–312(b)(4)(i)9., and 10–1203(a)
 Annotated Code of Maryland
 (2009 Replacement Volume and 2014 Supplement)

BY repealing

Article – Health – General

Section 10–301 through 10–305 and the part “Part I. Maryland Advisory Council”

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing

Article – State Government

Section 9–2801 through 9–2806 and the subtitle “Subtitle 28. State Drug and Alcohol Abuse Council”

Annotated Code of Maryland

(2014 Replacement Volume)

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

Senate Bill 220 – The President

AN ACT concerning

General Assembly – Mandated Reports by State Agencies

FOR the purpose of repealing certain provisions of law that require certain State agencies to submit certain reports to the General Assembly that are deemed obsolete, duplicative, impractical, inefficient, or otherwise unnecessary; altering certain provisions of law that require certain State agencies to submit certain reports to the General Assembly; combining certain reporting requirements for certain programs with another more extensive annual report required to be submitted by a certain department; providing that, in the year immediately preceding the beginning of a term of the General Assembly, the Department of Legislative Services, in consultation with other State agencies, shall review the laws of the State and make recommendations to the presiding officers of the General Assembly for the introduction of legislation to repeal or modify laws of the State that require the agencies to submit certain reports at certain times and on certain matters to the General Assembly or Governor; and generally relating to reports to the General Assembly by certain State agencies.

BY repealing and reenacting, with amendments,

Article – Agriculture

Section 2–901(b)(2)

Annotated Code of Maryland

(2007 Replacement Volume and 2014 Supplement)

BY repealing

Article – Agriculture

Section 5–704(i)

Annotated Code of Maryland

(2007 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 5–1002
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–1006(g)
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 2–123, 4–216(c)(3) and (d), 6–529(a), and 14–102
Annotated Code of Maryland
(2008 Volume and 2014 Supplement)

BY repealing
Article – Economic Development
Section 3–404(e), 5–315, 5–419, 5–512(c)(4), 5–555(h), and 6–307
Annotated Code of Maryland
(2008 Volume and 2014 Supplement)

BY adding to
Article – Economic Development
Section 3–404(e), 5–315, 5–419, 5–512(c)(4), 5–555(h), and 6–307
Annotated Code of Maryland
(2008 Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 16–106(d)
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

BY repealing
Article – Environment
Section 2–1107
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

BY repealing
Article – Environment
Section 9–351
Annotated Code of Maryland

(2014 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Family Law
Section 5–1309(f)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 10–207, 13–1002(g), 13–1004(d), 13–1102(h), 13–1104, 13–2105,
13–2504, and 19–310.1(f)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Health – General
Section 13–1013(a) and (b) and 13–21A–02(a) and (b)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing
Article – Health – General
Section 13–1013(h), 13–21A–02(i), 15–102.4(e), and 15–124.2(i)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Housing and Community Development
Section 4–215
Annotated Code of Maryland
(2006 Volume and 2014 Supplement)

BY repealing
Article – Human Services
Section 6–708
Annotated Code of Maryland
(2007 Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Human Services
Section 10–208(f) and 10–306
Annotated Code of Maryland
(2007 Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance

Section 11–326 and 14–102(e)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 5–608, 9–312, 10–219(b), and 10–320(b)
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

BY repealing
Article – Labor and Employment
Section 8–422(g)
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 1–104(e), 1–706(a), 4–210(h), 4–210.1(d), 4–746, 5–103(h), 5–307(j),
5–1613, 8–1808.1(e)(4), and 8–2103
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing
Article – Natural Resources
Section 3–3A–04, 4–2A–04(g), and 8–1808.1(e)(3)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing
Article – State Finance and Procurement
Section 5–7B–09(d) and 5A–403(g)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 7–314(g) and (j), 7–317(h), 14–505, and 17–204(b)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 7–317(a) and (f)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 2–506(b), 2–10A–03(f), 2–10A–13(f), ~~6–406(b)~~, and 9–1405(b)
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing
Article – State Government
Section 2–10A–07
Annotated Code of Maryland
(2014 Replacement Volume)

BY adding to
Article – State Government
Section 2–1209
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 21–104(e)(3) and 21–123(g)(2)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing
Article – State Personnel and Pensions
Section 21–108(a)(4), 21–125.1, and 21–128(g)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing
Article – Tax – General
Section 10–721(g)(1), 10–725(h)(1), 10–732(f), and 10–733(i)(1)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY adding to
Article – Tax – General
Section 10–721(g)(1), 10–725(h)(1), 10–732(f), and 10–733(i)(1)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–730(e)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 9–102(d)(3)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 6–201.2(c), 8–309(e), and 8–613

Annotated Code of Maryland

(2008 Replacement Volume and 2014 Supplement)

BY repealing

Article – Transportation

Section 6–210

Annotated Code of Maryland

(2008 Replacement Volume and 2014 Supplement)

BY repealing

Article – Transportation

Section 23–203(f)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY repealing

Chapter 674 of the Acts of the General Assembly of 1983, as amended by Chapter 533 of the Acts of the General Assembly of 1984 and Chapter 646 and Chapter 741 of the Acts of the General Assembly of 1987

Section 2

BY repealing

Chapter 791 of the Acts of the General Assembly of 1984

Section 2

BY repealing

Chapter 640 of the Acts of the General Assembly of 1991

Section 4

BY repealing

Chapter 111 of the Acts of the General Assembly of 1994, as amended by Chapter 471 of the Acts of the General Assembly of 1997

Section 5

BY repealing

Chapter 112 of the Acts of the General Assembly of 1994, as amended by Chapter 471 of the Acts of the General Assembly of 1997

Section 5

BY repealing

Chapter 414 of the Acts of the General Assembly of 1994
Section 2

BY repealing and reenacting, with amendments,

Chapter 584 of the Acts of the General Assembly of 1995
Section 2

BY repealing

Chapter 597 of the Acts of the General Assembly of 1995
Section 2

BY repealing

Chapter 96 of the Acts of the General Assembly of 1996
Section 2

BY repealing

Chapter 294 of the Acts of the General Assembly of 1997
Section 5

BY repealing

Chapter 692 of the Acts of the General Assembly of 1999
Section 2

BY repealing

Chapter 77 of the Acts of the General Assembly of 2001
Section 4

BY repealing

Chapter 103 of the Acts of the General Assembly of 2001, as amended by Chapter 46
of the Acts of the General Assembly of 2006
Section 12

BY repealing

Chapter 685 of the Acts of the General Assembly of 2001, as amended by Chapter
443 of the Acts of the General Assembly of 2003
Section 2

BY repealing

Chapter 453 of the Acts of the General Assembly of 2002, as amended by Chapter
203 of the Acts of the General Assembly of 2003
Section 3

BY repealing

Chapter 84 of the Acts of the General Assembly of 2004, as amended by Chapter 283
of the Acts of the General Assembly of 2008
Section 3

BY repealing

Chapter 206 of the Acts of the General Assembly of 2004
Section 3

BY repealing

Chapter 551 of the Acts of the General Assembly of 2005
Section 3

BY repealing

Chapter 368 of the Acts of the General Assembly of 2007
Section 2

BY repealing

Chapter 397 of the Acts of the General Assembly of 2011
Section 30

BY repealing

Chapter 617 of the Acts of the General Assembly of 2013
Section 3

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

Senate Bill 241 – Senator Astle

AN ACT concerning

Health Insurance – Coverage for Ostomy Equipment and Supplies – Required

FOR the purpose of requiring insurers, nonprofit health service plans, and health maintenance organizations that provide certain health insurance benefits under certain insurance policies or contracts to provide coverage for certain equipment and supplies used for the treatment of ostomies; requiring the Maryland Insurance Commissioner, in consultation with the Secretary of Health and Mental Hygiene, to adopt by regulation and periodically update a list of certain ostomy equipment and supplies; providing that ostomy equipment and supplies included on a certain list are subject to certain insurance coverage; providing that the required coverage may be subject to certain deductibles and coinsurance; providing for the application of this Act; and generally relating to coverage for ostomy equipment and supplies under health insurance.

BY adding to

Article – Insurance
Section 15–848

Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #2

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1172 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Individuals With Developmental Disabilities – Providers – Licenses

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1182 – Chair, Appropriations Committee (By Request – Departmental – University System of Maryland)

AN ACT concerning

Academic Facilities Bonding Authority

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1188 – Chair, Judiciary Committee (By Request – Departmental – General Services)

AN ACT concerning

Maryland Capitol Police of the Department of General Services

The Bill was re-referred to the Committee on Judiciary.

QUORUM CALL

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

(See Roll Call No. 100)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #4**House Bill 7 – Delegate Sophocleus**

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 – 132 Negative – 0 (See Roll Call No. 101)

The Bill was then sent to the Senate.

House Bill 40 – Delegate Rosenberg

AN ACT concerning

Courts – Certificate of Merit – Provider of Professional Services

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

Affirmative – 126 Negative – 3 (See Roll Call No. 102)

The Bill was then sent to the Senate.

**House Bill 131 – Chair, Judiciary Committee (By Request – Maryland Judicial
Conference)**

AN ACT concerning

Criminal Procedure – Transfer to Juvenile Court – Petition for Expungement

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

Affirmative – 132 Negative – 0 (See Roll Call No. 103)

The Bill was then sent to the Senate.

House Bill 140 – Delegate Davis

AN ACT concerning

Public Service Commission – Restrictions After Service

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

Affirmative – 132 Negative – 1 (See Roll Call No. 104)

The Bill was then sent to the Senate.

House Bill 154 – ~~Delegate Davis~~ Delegates Davis and Holmes

AN ACT concerning

Maryland Home Builder Registration Act – Guaranty Fund – Claims

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

Affirmative – 134 Negative – 1 (See Roll Call No. 105)

The Bill was then sent to the Senate.

House Bill 165 – Delegate Dumais

AN ACT concerning

Family Law – Grounds for Limited Divorce

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

Affirmative – 121 Negative – 14 (See Roll Call No. 106)

The Bill was then sent to the Senate.

House Bill 200 – Delegates Cluster, Arentz, Aumann, Cassilly, Folden, S. Howard, Impallaria, Jacobs, Kittleman, Metzgar, Miele, W. Miller, Parrott, Szeliga, West, and B. Wilson

AN ACT concerning

State Correctional Facilities – Correctional Officers – Polygraph Examination

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

Affirmative – 124 Negative – 10 (See Roll Call No. 107)

The Bill was then sent to the Senate.

House Bill 223 – Delegate Hammen**EMERGENCY BILL**

AN ACT concerning

Pilots – Recreational Vessels – Employment Requirement

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

Affirmative – 134 Negative – 1 (See Roll Call No. 108)

The Bill was then sent to the Senate.

QUORUM CALL

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

(See Roll Call No. 109)

ADJOURNMENT

At 10:27 A.M. on motion of Delegate Kaiser the House adjourned until 11:00 A.M. on Friday, February 27, 2015.

**Annapolis, Maryland
Friday, February 27, 2015**

The House met at 11:03 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Mary Beth Carozza of Wicomico and Worcester counties.

QUORUM CALL

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

(See Roll Call No. 110)

The Journal of February 26, 2015 was read and approved.

EXCUSES:

Del. Vallario – personal

INTRODUCTION OF BILLS

House Bill 1214 – Delegate C. Wilson

AN ACT concerning

Civil Actions – Child Sexual Abuse – Statute of Limitations and Limitation of Damages

FOR the purpose of extending the statute of limitations in certain civil actions relating to child sexual abuse; providing that a certain statute of limitations does not apply during a certain period for a person with a certain certificate of merit obtained from the person's attorney and a licensed psychiatrist or psychologist; requiring certain information in a certificate of merit for certain civil actions relating to child sexual abuse to be provided in statements by an attorney and a licensed psychiatrist or psychologist; authorizing a court to grant an extension for an attorney to provide a certificate of merit under certain conditions; requiring a court to dismiss an action if a certain certificate of merit is not filed within a certain period; authorizing claims for damages to be filed under this Act for a certain period of time for certain claims that would otherwise be barred under certain circumstances; limiting awards for damages in certain civil actions authorized under certain provisions of this Act; providing for the effective date of certain provisions of this Act; providing for the termination of certain provisions of this Act; and generally relating to civil actions and child sexual abuse.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 5–117
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

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

House Bill 1215 – Delegate B. Robinson

AN ACT concerning

Foreclosure – Indorsement of Debt Instrument, Lost Note Affidavit, and Penalties for False Statements

FOR the purpose of altering the requirements for the debt instrument required to be filed with an order to docket or complaint to foreclose a mortgage or deed of trust on residential property; altering the requirements for a certain lost note affidavit; establishing certain penalties for knowingly making a false statement in certain documents required to be filed with a court; providing for the application of this Act; and generally relating to actions to foreclose a mortgage or deed of trust on residential property.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 7–105.1(e) and (f)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY adding to
Article – Real Property
Section 7–105.1(t)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

House Bill 1216 – Delegate Knotts

AN ACT concerning

Task Force to Study the Effect of the Drug Ritalin on School Children

FOR the purpose of establishing the Task Force to Study the Effect of the Drug Ritalin on School Children; 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 conduct certain public hearings; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study the Effect of the Drug Ritalin on School Children.

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

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 54 – Senator Middleton

AN ACT concerning

Public Service Commission – Restrictions After Service

FOR the purpose of prohibiting a certain individual from receiving a certain financial benefit from certain public service companies, persons, or entities until a certain time has passed after the individual has left service with the Public Service Commission as a commissioner; providing for the application of this Act; and generally relating to the Public Service Commission.

BY repealing and reenacting, without amendments,

Article – Public Utilities

Section 1–101(a) and (x)

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Utilities

Section 2–306

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

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

Senate Bill 66 – Chair, Judicial Proceedings Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Circuit Court Real Property Records Improvement Fund – Funding

FOR the purpose of ~~altering the amount of the~~ extending the termination date of a certain increase in the surcharge on certain recordable instruments that the State Court Administrator is required to establish for the Circuit Court Real Property Records Improvement Fund; and generally relating to the Circuit Court Real Property Records Improvement Fund.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 13–604
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

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

Senate Bill 102 – Senator Peters (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Accumulated Contributions of Nonvested Former Members

FOR the purpose of requiring certain accumulated contributions of certain nonvested former members to be transferred into a certain fund; providing that certain accumulated contributions shall be paid to certain former members under certain circumstances; requiring certain transferred accumulated contributions to be paid to certain nonvested former members from a certain fund under certain circumstances; making conforming changes; and generally relating to accumulated contributions of nonvested former members of the State Retirement and Pension System.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 21–303(a) and 21–311
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 103 – Senator Peters (Chair, Joint Committee on Pensions)

AN ACT concerning

Judges’ Retirement System – Membership, ~~Accrual of Interest~~ Benefits, and Reemployment

FOR the purpose of clarifying that regular interest may not be paid on member contributions of certain members of the Judges’ Retirement System under certain circumstances; providing that membership in the Judges’ Retirement System ~~for~~

~~certain members~~ ends under certain circumstances; clarifying the eligibility for a retirement allowance for certain members of the Judges' Retirement System who are retired by order of the Court of Appeals; establishing the eligibility for a retirement allowance for certain members of the Judges' Retirement System who are retired by order of the Court of Appeals; providing for the method of calculating a retirement allowance for certain members of the Judges' Retirement System who are retired by order of the Court of Appeals and have less than a certain amount of service credit; repealing a limitation on when a member may withdraw accumulated contributions from the Judges' Retirement System; repealing a duplicative provision pertaining to the withdrawal of accumulated contributions from the Judges' Retirement System; clarifying that certain retirees of the Judges' Retirement System are required to have a certain break in service before obtaining certain employment; repealing obsolete language pertaining to the reemployment of retired former members of the Judges' Retirement System; making certain provisions of law relating to the return of accumulated contributions applicable to the Judges' Retirement System; providing that an individual who was a member of the Judges' Retirement System on or before a certain date, is separated from employment for a certain period of time, and returns to employment in a position that requires membership in the Judges' Retirement System, is subject to certain requirements; making conforming changes; and generally relating to membership, ~~accrual of interest~~ benefits, and reemployment in the Judges' Retirement System.

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 27–203, 27–204, 27–401, 27–402(c)(2), 27–405, ~~and~~ 27–406, and 29–502

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article – State Personnel and Pensions

Section 27–402(a)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing

Article – State Personnel and Pensions

Section 29–501

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 121 – Senators Norman, Cassilly, Hershey, Hough, Jennings, Salling, and Waugh

AN ACT concerning

Courts – Discovery – Examination in Aid of Enforcement of Money Judgment

FOR the purpose of prohibiting a circuit court and the District Court, in ruling on a certain request by a judgment creditor for an examination in aid of enforcement of a certain judgment, from requiring the judgment creditor to show that good cause exists for the examination; authorizing a circuit court and the District Court to require a judgment creditor to show that good cause exists for a certain examination under certain circumstances; and generally relating to an examination in aid of enforcement of a money judgment entered or recorded in a circuit court or in the District Court.

BY adding to

Article – Courts and Judicial Proceedings
Section 11–404
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

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

Senate Bill 135 – Senator Astle

AN ACT concerning

Workers’ Compensation – Heart Disease and Hypertension Presumption – Anne Arundel County ~~Correctional~~ Detention Officers

FOR the purpose of extending the presumption of compensability under the workers’ compensation law to include, subject to certain conditions, Anne Arundel County ~~correctional~~ detention officers who suffer from heart disease or hypertension resulting in partial or total disability or death; requiring Anne Arundel County ~~correctional~~ detention officers to submit certain medical disclosures to a certain official; providing that, subject to a certain limitation, workers’ compensation benefits received under this Act are in addition to certain retirement benefits; altering the definition of “public safety employee” to include Anne Arundel County ~~correctional~~ detention officers for the purposes of determining certain compensation; providing for the application of certain provisions of this Act; and generally relating to compensability of Anne Arundel County ~~correctional~~ detention officers under the workers’ compensation law.

BY repealing and reenacting, with amendments,

Article – Labor and Employment
Section 9–503(b) and (e) and 9–628(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article – Labor and Employment

Section 9–628(h)
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

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

Senate Bill 145 – Senator Zirkin

AN ACT concerning

Civil Actions – Disclosure of Information – Repeal of Certification Requirement

FOR the purpose of repealing the requirement that a plaintiff file a certain certification with the court and serve the certification on an insurer or a person that has a self–insurance plan before the insurer or person with a self–insurance plan is required to provide the plaintiff with certain information on the last known home and business addresses of the defendant; providing for the application of this Act; and generally relating to the disclosure of information in a civil action.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 6–311
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

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

Senate Bill 150 – Senators ~~Hough and Young~~ Hough, Young, Zirkin, Brochin, Cassilly, Gladden, Lee, Muse, Norman, Ramirez, Raskin, and Ready

AN ACT concerning

**Courts – Child Abuse and Neglect – Waiver of Reunification Efforts
(Anayah’s Law)**

FOR the purpose of altering the circumstances under which a local department of social services may ask the court in a child in need of assistance proceeding to find that reasonable ~~reunification efforts are not required~~ efforts to reunify the child with the child’s parent or guardian are not required; defining a certain term; making a stylistic change; and generally relating to child abuse and neglect.

~~BY repealing and reenacting, without amendments,
Article – Courts and Judicial Proceedings
Section 3–801(a) and (b)
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)~~

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 3–812
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

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

Senate Bill 182 – Senators King, Astle, Benson, Currie, DeGrange, Eckardt, Feldman, Ferguson, Guzzone, Jennings, Klausmeier, Manno, McFadden, Peters, and Pugh

AN ACT concerning

Video Lottery Terminal Revenues – Purse Dedication Account – Standardbred Racetrack Operating Assistance

FOR the purpose of extending through certain calendar years the authorization to use certain Purse Dedication Account funds generated from video lottery proceeds for operating assistance by the Ocean Downs Race Course and Rosecroft Raceway to support a minimum number of live racing days at each race course; and generally relating to the use of Purse Dedication Account funds by the Ocean Downs Race Course and Rosecroft Raceway for operating assistance.

BY repealing and reenacting, without amendments,
Article – State Government
Section 9–1A–27(a)(4) and 9–1A–28(a) and (e)(1)
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–1A–28(g)(1)
Annotated Code of Maryland
(2014 Replacement Volume)

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

Senate Bill 243 – Senators Feldman, Benson, Currie, Guzzone, King, Madaleno, Manno, McFadden, Ramirez, and Rosapepe

AN ACT concerning

State Personnel and Procurement – Service Contracts – Reporting and Audit Requirements

FOR the purpose of ~~altering the definition of “service contract”, for purposes of provisions of law governing procurement contracts for certain services, to include services provided within a State-owned facility; requiring that certain units submit a certain demonstration to a certain exclusive representative under certain circumstances;~~ requiring that certain units meet with a certain exclusive representative to discuss certain alternatives under certain circumstances; requiring that certain service contracts be subject to ~~an~~ a legislative audit to determine compliance with certain requirements; requiring that certain audits be completed before the expiration of an initial term of certain service contracts; requiring that a certain audit finding be made available to the public; requiring a unit in the Executive Branch of State government that has an independent personnel system to adopt certain rules and regulations; and generally relating to service contracts, reporting requirements, and audits of service contracts.

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 13–218.1(b)(1)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, ~~with~~ without amendments,

Article – State Personnel and Pensions

Section 13–401 ~~and 13–405~~

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 13–405

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 262 – Senator Jennings

AN ACT concerning

Maryland Building Performance Standards – Energy Codes – Local Authority

FOR the purpose of authorizing a local jurisdiction to adopt local amendments to the Maryland Building Performance Standards that are equivalent to the requirements of certain international energy conservation and energy efficiency codes; and generally relating to building performance standards.

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 12–504
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 274 – Harford County Senators

AN ACT concerning

Maryland Income Tax Refunds – Harford County – Warrant Intercept Program

FOR the purpose of altering the requirement for the Comptroller to withhold Maryland income tax refunds of certain individuals with outstanding warrants to include residents of Harford County or individuals who have outstanding warrants from Harford County; making nonsubstantive changes to certain termination provisions; making conforming changes; and generally relating to withholding income tax refunds of individuals with outstanding warrants.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 13–935 and 13–937 through 13–940
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 13–936
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Chapter 451 of the Acts of the General Assembly of 2012, as amended by Chapter
213 of the Acts of the General Assembly of 2013
Section 3

BY repealing and reenacting, with amendments,
Chapter 213 of the Acts of the General Assembly of 2013
Section 3

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 13–936(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)
(As enacted by Section 1 of this Act)

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

Senate Bill 353 – Senator Hershey

AN ACT concerning

Electric Companies – Installation of Solar Electric Generating Facility – New Interconnection Agreement

FOR the purpose of requiring a person who is negotiating a certain solar installation and interconnection contract with a ~~customer to contact the customer's~~ certain customer-generator to submit to the customer-generator's electric company to ~~determine whether the electric company is accepting new interconnection agreements in the customer's property area and to notify the customer of this determination before the contract is executed~~ a certain application; allowing a certain person to accept a certain payment before receiving a certain approval; prohibiting a certain person to begin a certain installation under certain circumstances; requiring a certain person to notify a certain customer-generator of a certain decision; requiring a certain person to refund a certain payment under certain circumstances; requiring an electric company, on request of a certain person, to provide certain information regarding the ability of the distribution system to accept a new interconnection process a certain application and notify the person of a certain decision in accordance with a certain process and time frame specified in certain regulations; and generally relating to a new interconnection agreement for the installation of a solar electric generating facility.

BY adding to

Article – Public Utilities

Section 7-306.1

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

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

Senate Bill 362 – Calvert County Senators

AN ACT concerning

Calvert County – Public Facilities Bonds

FOR the purpose of authorizing and empowering the County Commissioners of Calvert County, from time to time, to borrow not more than \$51,925,000 to finance the construction, improvement, or development of certain public facilities in Calvert County, as herein defined, and to effect such borrowing by the issuance and sale at public or private sale of its general obligation bonds in like par amount; empowering the County to fix and determine, by resolution, the form, tenor, interest rate or rates or method of determining the same, terms, conditions, maturities, and all other

details incident to the issuance and sale of the bonds; empowering the County to issue refunding bonds for the purchase or redemption of bonds in advance of maturity; empowering and directing the County to levy, impose, and collect, annually, ad valorem taxes in rate and amount sufficient to provide funds for the payment of the maturing principal of and interest on the bonds; exempting the bonds and refunding bonds and the interest thereon and any income derived therefrom from all State, county, municipal, and other taxation in the State of Maryland; providing that nothing in this Act shall prevent the County from authorizing the issuance and sale of bonds the interest on which is not excludable from gross income for federal income tax purposes; and generally relating to the issuance and sale of such bonds.

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

QUORUM CALL

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

(See Roll Call No. 111)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #5

House Bill 5 – ~~Delegate O'Donnell~~ Delegates O'Donnell, S. Howard, Hammen, Pendergrass, Angel, Barron, Bromwell, Cullison, Hayes, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena-Melnyk, Sample-Hughes, West, and K. Young

~~EMERGENCY BILL~~

AN ACT concerning

**Department of Health and Mental Hygiene – Newborn Screening Program Fund
– Establishment**

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

Affirmative – 134 Negative – 0 (See Roll Call No. 112)

The Bill was then sent to the Senate.

House Bill 68 – The Speaker (By Request – Department of Legislative Services)

AN ACT concerning

**State Board of Examiners of Nursing Home Administrators – Sunset Extension
and Program Evaluation**Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 0 (See Roll Call No. 113)

The Bill was then sent to the Senate.**House Bill 179 – Delegate Barron**

AN ACT concerning

**State Board of Physical Therapy Examiners – Failure to Pass Licensure
Examination – Prohibition on Issuance of License**Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 2 (See Roll Call No. 114)

The Bill was then sent to the Senate.**House Bill 181 – Delegates Hill, Bromwell, Cullison, Hammen, Kipke, Lam,
Morhaim, Pendergrass, Ready, Reznik, ~~and K. Young~~ K. Young, Angel,
Barron, Hayes, Kelly, Krebs, McDonough, McMillan, Miele, Morgan, Oaks,
Pena-Melnyk, Sample-Hughes, and West**

EMERGENCY BILL

AN ACT concerning

**State Board of Pharmacy – Sterile Compounding – Compliance by Nonresident
Pharmacies and Repeal of Permit Requirement**Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 115)

The Bill was then sent to the Senate.**House Bill 208 – Delegate Pendergrass**

AN ACT concerning

**State Board of Chiropractic and Massage Therapy Examiners – Preapproval for
Use of Trade Names – Repeal**

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

Affirmative – 134 Negative – 1 (See Roll Call No. 116)

The Bill was then sent to the Senate.

**House Bill 231 – ~~Delegate Hammen~~ Delegates Hammen, Pendergrass, Angel,
Barron, Bromwell, Cullison, Hayes, Kelly, Kipke, Krebs, McDonough,
McMillan, Miele, Morgan, Morhaim, Oaks, Pena-Melnyk,
Sample-Hughes, West, and K. Young**

AN ACT concerning

**Developmental Disabilities Administration – Low Intensity Support Services –
Definition**

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

Affirmative – 135 Negative – 0 (See Roll Call No. 117)

The Bill was then sent to the Senate.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 111 – The Speaker (By Request – Maryland Judiciary)

AN ACT concerning

Judgeships – Circuit Courts and District Court

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT NOT ADOPTED.

Delegate McIntosh moved to make the Bill a Special Order for March 6, 2015.

The motion was adopted.

QUORUM CALL

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

(See Roll Call No. 118)

ADJOURNMENT

At 11:33 A.M. on motion of Delegate Kaiser the House adjourned until 8:00 P.M. on Monday, March 2, 2015.

Annapolis, Maryland
Monday, March 2, 2015

The House met at 8:01 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate Samuel I. Rosenberg of Baltimore City.

QUORUM CALL

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

(See Roll Call No. 119)

The Journal of February 27, 2015 was read and approved.

EXCUSES:

Del. Jalisi – illness

Del. Kelly – personal

Del. McDonough – personal

Del. McMillan – business

INTRODUCTION OF BILLS

House Bill 1217 – Delegates McCray, Branch, and Glenn

AN ACT concerning

**Creation of a State Debt – Baltimore City – Great Blacks in Wax Museum
Expansion**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$400,000, the proceeds to be used as a grant to the Board of Directors of The National Great Blacks in Wax Museum, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1218 – Delegates West and Aumann

AN ACT concerning

**Creation of a State Debt – Baltimore County – Lutherville Volunteer Fire
Company Station Expansion**

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

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

House Bill 1219 – Cecil County Delegation

AN ACT concerning

Public Safety – Fire Police – Cecil County

FOR the purpose of authorizing a certain commanding officer to designate to the Sheriff of Cecil County a certain number of members of fire or ambulance companies to serve as fire police in Cecil County; requiring a certain designation to be read in a certain manner; authorizing the Sheriff of Cecil County to appoint certain individuals to serve as fire police in Cecil County; providing that certain powers are granted to individuals appointed to serve as fire police in Cecil County; authorizing certain powers to be exercised in a certain location; providing for the termination of a certain appointment; repealing the authority of the Sheriff of Cecil County and a certain commanding officer relating to designating and appointing certain individuals as deputy sheriffs for a certain purpose; and generally relating to fire police in Cecil County.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 7–302(a), 7–303(a) and (b), and 7–304
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 7–302(b)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

House Bill 1220 – Delegate Mautz

AN ACT concerning

Creation of a State Debt – Caroline County – Mt. Calvary United Methodist Church

FOR the purpose of authorizing the creation of a State Debt not to exceed \$200,000, the proceeds to be used as a grant to the Board of Trustees of the Mt. Calvary United Methodist Church, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1221 – Delegates Pena–Melnyk, Hammen, Lafferty, Lierman, Smith, M. Washington, and West

AN ACT concerning

Maryland Affordable Housing Trust – Award Criteria – Preference for Multijurisdictional Applicants

FOR the purpose of requiring the Board of Trustees of the Maryland Affordable Housing Trust to develop a process for making awards under the Trust that gives preference to multijurisdictional applicants; and generally relating to awards from the Maryland Affordable Housing Trust.

BY repealing and reenacting, with amendments,
Article – Housing and Community Development
Section 10–108
Annotated Code of Maryland
(2006 Volume and 2014 Supplement)

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

House Bill 1222 – Delegates Rosenberg, Carter, and Oaks

AN ACT concerning

Creation of a State Debt – Baltimore City – Elder Abuse Shelter and Office

FOR the purpose of authorizing the creation of a State Debt not to exceed \$50,000, the proceeds to be used as a grant to the Board of Directors of The Associated Jewish

Charities of Baltimore for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1223 – Delegates Chang, Beidle, Carey, and Sophocleus

AN ACT concerning

Creation of a State Debt – Anne Arundel County – The Arc of the Central Chesapeake Region

FOR the purpose of authorizing the creation of a State Debt not to exceed \$300,000, the proceeds to be used as a grant to the Board of Directors of The Arc of the Central Chesapeake Region, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1224 – Chair, Health and Government Operations Committee (By Request – Departmental – Transportation)

AN ACT concerning

Procurement – Contracts for Pretreatment and Removal of Snow and Ice

FOR the purpose of authorizing the State Highway Administration to enter into procurement contracts for snow and ice removal operations as required or permitted by certain provisions of law; requiring the State Highway Administration to report to the Board of Public Works on the operation and effectiveness of the procurement contracts; authorizing the Board of Public Works, in consultation with the State Highway Administration, to adopt regulations to carry out the requirements of this Act; and generally relating to procurement contracts for snow and ice removal.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 13–108
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

House Bill 1225 – Delegate Knotts

AN ACT concerning

Creation of a State Debt – Prince George’s County – Crossland High School

FOR the purpose of authorizing the creation of a State Debt in the amount of \$150,000, the proceeds to be used as a grant to the Board of Education of Prince George’s County for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1226 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Apprenticeship and Training – Replacement of Obsolete References

FOR the purpose of replacing obsolete references to the Bureau of Apprenticeship and Training with references to the Office of Apprenticeship; and generally relating to replacing obsolete references to the Bureau of Apprenticeship and Training.

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 11–401(6), 11–403(a)(5), 11–405(c), 11–406(b)(2) and (c)(1), and 11–408

Annotated Code of Maryland

(2008 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 12–827(a)(3) and (d)(1)(iii)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 17–201(b)(3) and 17–205(b)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

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

**House Bill 1227 – Chair, Economic Matters Committee (By Request –
Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

**Real Estate Appraisers – Licensing and Certification – Examination Waiver
Requirements**

FOR the purpose of altering the requirements for waiver of an examination for a real estate appraiser license or a certificate to provide certified real estate appraisal services for certain applicants who are licensed or certified in another state; repealing the requirement that the State Commission of Real Estate Appraisers and Home Inspectors may only grant a certain waiver of certain examination requirements for an applicant for a certain license or a certain certificate if the licensing or certifying state of the applicant has the same examination waiver requirement; and generally relating to licensing and certification of real estate appraisers.

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 16–305 and 16–507
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

House Bill 1228 – Delegates C. Howard and Vaughn

AN ACT concerning

**Creation of a State Debt – Prince George’s County – Town of Capitol Heights
Public Works Modular Home**

FOR the purpose of authorizing the creation of a State Debt in the amount of \$350,000, the proceeds to be used as a grant to the Mayor and Town Council of the Town of Capitol Heights for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

**House Bill 1229 – Chair, Environment and Transportation Committee (By
Request – Departmental – Transportation)**

AN ACT concerning

**Commercial Motor Vehicles – Denial, Cancellation, Suspension, or Revocation
of Registration**

FOR the purpose of authorizing the Motor Vehicle Administration to deny, cancel, suspend, or revoke the commercial motor vehicle registration of a vehicle if the motor carrier responsible for the safety of the vehicle is subject to certain federal sanctions or certain federal determinations; requiring that a denial, cancellation, suspension, or revocation under this Act continue until certain actions are taken; and generally relating to the denial, cancellation, suspension, or revocation of commercial motor vehicle registrations.

BY adding to

Article – Transportation
Section 13–710
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article – Transportation
Section 16–812(i)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1230 – Delegates C. Howard, Fennell, and Reilly

AN ACT concerning

**Standardbred Racing – Purse Dedication Account – Operating Assistance to
Rosecroft Raceway**

FOR the purpose of repealing certain requirements concerning the rehiring of certain workers and the recognition of certain collective bargaining agreements that a holder of a racing license at Rosecroft Raceway must meet to obtain operating assistance from the Purse Dedication Account; and generally relating to standardbred racing and the Purse Dedication Account.

BY repealing and reenacting, without amendments,

Article – State Government
Section 9–1A–28(a)
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – State Government
Section 9–1A–28(h)
Annotated Code of Maryland
(2014 Replacement Volume)

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

House Bill 1231 – Delegates Waldstreicher, Adams, Afzali, Arentz, Aumann, B. Barnes, D. Barnes, Branch, Clippinger, Fennell, Frick, Glenn, Hayes, Kaiser, Kipke, Lierman, Lisanti, Mautz, McCray, McIntosh, Morales, S. Robinson, Smith, Szeliga, and A. Washington

AN ACT concerning

Public Utilities – Transportation Network Services

FOR the purpose of authorizing the establishment of transportation network services in the State; authorizing an individual to submit an application for registration as a transportation network operator; requiring a transportation network company to conduct, or have a third party conduct, a certain criminal history records check using a certain database and obtain and review a driving record check for each applicant before approving an application for the applicant; prohibiting a transportation network company from approving an application for an applicant who has been convicted of certain crimes; requiring a transportation network operator to meet certain qualifications; requiring a transportation network company to register with the Public Service Commission and create an application process for individuals to apply for registration as a transportation network operator; requiring a transportation network company to maintain certain records and a certain registry of transportation network operators; requiring a transportation network company to submit certain information to the Commission; requiring a transportation network company to conduct, or have a third party conduct, a safety inspection of a motor vehicle that will be used to provide transportation network services before the motor vehicle is used to provide transportation network services; requiring the safety inspection to be consistent with certain standards; requiring a transportation network company to provide certain information on the transportation network company's Web site; authorizing a transportation network company or a transportation network operator to provide transportation network services at no cost, for a suggested donation, or for a certain fare; requiring a transportation network company or a transportation network operator to disclose certain fare information to a passenger before the passenger arranges a trip with a transportation network company or a transportation network operator; requiring a transportation network company to transmit a certain electronic receipt to a passenger on completion of providing transportation network services; requiring a transportation network company to implement a certain policy on the use of drugs or alcohol while an individual is arranging or providing transportation network services; requiring a transportation network company to adopt a certain policy prohibiting discriminatory conduct; requiring a transportation network operator to

comply with a certain policy and applicable laws regarding discriminatory conduct; requiring a transportation network company and a transportation network operator to maintain certain insurance coverage; authorizing certain insurance requirements to be satisfied in a certain manner; specifying the types of insurer that may issue certain required insurance; providing that certain required insurance shall be deemed to satisfy a certain financial responsibility requirement; authorizing certain insurers to exclude certain coverage and duty to defend if the exclusion is expressly set forth in a certain policy under certain circumstances; setting forth the types of coverage that the right to exclude coverage and duty to indemnify and defend may apply to under certain circumstances; requiring a certain insurer to notify a certain insured party that the insurer has no duty to defend or indemnify certain persons for liability for a loss under certain circumstances; requiring certain insurers to make certain disclosures in a certain manner; requiring a transportation network operator to provide certain insurance information if a certain accident occurs; requiring a transportation network operator to cooperate to facilitate the exchange of certain information under certain circumstances; requiring a motor vehicle used to provide transportation network services to meet certain criteria and display a certain trade dress under certain circumstances; requiring a transportation network company to ensure that the company's Web site is accessible to the blind and visually impaired and to the deaf and hard-of-hearing and report to the Commission on increasing access to wheelchair-accessible transportation network services on or before a certain date; prohibiting a transportation network company from imposing certain additional or special charges on an individual with a disability for providing certain services or requiring that an individual with a disability be accompanied by an attendant; requiring that if a transportation network operator accepts a certain ride request from a passenger with a disability who uses a mobility device the operator shall stow the device in the vehicle under certain circumstances; prohibiting a transportation network company from charging a trip cancellation fee and requiring a transportation network company to issue a certain refund in a timely manner under certain circumstances; requiring a transportation network operator to treat an individual with disabilities in a certain manner and properly and safely handle certain equipment; authorizing the Commission to inspect certain records of a transportation network company under certain circumstances; providing that certain records are not subject to disclosure under the Maryland Public Information Act; prohibiting the Commission or other public entity to disclose certain records or information unless the disclosure is required by a subpoena or court order; requiring the Commission or other public entity to promptly inform a transportation network company before disclosing certain records or information as required by a subpoena or court order; providing that transportation network companies and transportation network operators are governed exclusively by certain provisions and regulations; prohibiting a county or municipal corporation from imposing certain taxes or license requirements on a transportation application company or transportation network operator under certain circumstances or subjecting a transportation network company to a local permitting process, rate limitation, or other local requirement; specifying that a transportation network company and a transportation network operator are not common carriers; exempting a motor vehicle used to provide transportation network services from certain provisions of law relating to for-hire

driving services; specifying that certain provisions of law relating to for-hire driving services do not apply to a transportation network company or a transportation network operator; providing for the application of certain provisions; defining certain terms; and generally relating to transportation network services.

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 1–101(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 1–101(e), (pp), (qq), and (rr) and 10–102(b)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY adding to
Article – Public Utilities
Section 1–101(pp), (qq), and (rr); 4–101.1; and 10.5–101 through 10.5–112 to be
under the new title “Title 10.5. Transportation Network Services”
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

House Bill 1232 – Delegate Rosenberg

EMERGENCY BILL

AN ACT concerning

Real Property – Ground Rents

FOR the purpose of altering a certain definition for purposes of certain provisions of law prohibiting nonjudicial actions to take possession of property; repealing certain provisions of law providing that the establishment of a lien is the remedy for nonpayment of a ground rent on certain residential property; prohibiting a certain landlord from receiving reimbursement for additional costs and expenses related to collection of back rent under certain circumstances; altering the application of certain provisions of law requiring a certain landlord to give certain notice to certain persons when a certain ground rent is in arrears; altering the manner of giving a certain notice; authorizing the holder of a certain ground rent in arrears to be reimbursed for certain expenses under certain circumstances; altering the application of certain provisions of law authorizing a certain person to bring an action for possession of certain property; requiring service of process in a certain action for nonpayment of ground rent to be made in a certain manner; repealing

certain provisions of law authorizing service in a certain action for nonpayment of ground rent to be made in a certain manner; providing that certain provisions of law authorizing a default judgment in rem for possession of certain property do not apply to certain actions for nonpayment of certain ground rent; requiring that each lienholder of record be made a party to a certain action for possession of property; altering the contents of certain notices required to be included in certain ground rent bills and contracts for the sale of certain residential property subject to a ground lease; altering the period of time after which a certain rent is conclusively presumed to be extinguished if no demand or payment is made for the rent during that period; clarifying that certain prior provisions of law are repealed; making this Act an emergency measure; providing for a delayed effective date for a certain provision of this Act; and generally relating to ground rents.

BY repealing

Article – Real Property

Section 8–402.3

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article – Real Property

Section 7–113(a)(1) and 8–111.2

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Real Property

Section 7–113(a)(2), 8–107, 8–111.1, 8–402.2, 14–108.1, 14–116.1, and 14–117(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

BY adding to

Article – Real Property

Section 8–402.3

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

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

QUORUM CALL

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

(See Roll Call No. 120)

ADJOURNMENT

At 8:16 P.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Tuesday, March 3, 2015.

Annapolis, Maryland
Tuesday, March 3, 2015

The House met at 10:02 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Joseline A. Pena–Melnik of Prince George’s and Anne Arundel counties.

QUORUM CALL

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

(See Roll Call No. 121)

The Journal of March 2, 2015 was read and approved.

EXCUSES:

Del. Jones – funeral

Del. McMillan – business

Del. S. Robinson – business

Del. P. Young – illness

INTRODUCTION OF BILLS

House Bill 1233 – Delegate Walker

AN ACT concerning

Tax Amnesty Program

FOR the purpose of requiring the Comptroller to waive certain penalties and interest imposed for the nonpayment, nonreporting, or underreporting of certain taxes under certain circumstances; establishing a period during which the Comptroller shall grant amnesty; authorizing the Comptroller to enter into certain agreements to provide a certain waiver under certain circumstances with respect to certain taxes that a taxpayer agrees to pay in accordance with certain terms and a certain schedule; providing that the amnesty program does not apply to certain taxpayers under certain circumstances; requiring the Comptroller to submit a certain report on the tax amnesty program; and generally relating to a tax amnesty program for certain taxes.

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

House Bill 1234 – Montgomery County Delegation and Prince George’s County Delegation

AN ACT concerning

**Washington Suburban Sanitary Commission – Customer Affordability Program
MC/PG 107–15**

FOR the purpose of authorizing the Washington Suburban Sanitary Commission to establish a Customer Affordability Program for a certain purpose; requiring the Commission to establish certain income eligibility standards for certain ratepayers to receive assistance under the Program; requiring certain income eligibility standards to be applied uniformly throughout the Washington Suburban Sanitary District; providing for the funding of the Program; and generally relating to a Customer Affordability Program in the Washington Suburban Sanitary Commission.

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 25–501
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

SPEAKER’S SOCIETY PRESENTATIONS

SPEAKER’S MEDALLION AWARD

Awarded to: Dr. Darryll Pines
Dean, Clark School of Engineering
College Park

THOMAS KENNEDY AWARD

Awarded to: The Honorable William J. Frank of Baltimore County

THE COMMITTEE ON APPROPRIATIONS REPORT #3

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

House Bill 51 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Circuit Court Real Property Records Improvement Fund – Funding**HB0051/704464/1**

BY: Appropriations Committee

AMENDMENT TO HOUSE BILL 51

(First Reading File Bill)

On page 1, in line 3, strike “altering the amount of the” and substitute “extending the termination date of a certain increase in the”; in line 16, strike the opening bracket; in the same line, strike “] **THE**”; in line 17, strike the opening bracket; in the same line, strike “] **\$40**”; in line 19, strike the opening bracket; in line 20, strike “2015” and substitute “2020”; and in line 22, strike the closing bracket.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 296 – Carroll County Delegation

AN ACT concerning

Carroll County – Public Facilities Bonds

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 440 – Howard County Delegation

AN ACT concerning

**Howard County – Insurance – Certificates of Guarantee for County Bond Requirements
Ho. Co. 8-15**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 694 – Delegates Jackson, Angel, Barkley, D. Barnes, Barron, Buckel, Carter, Chang, Clippinger, Cluster, Fennell, Frush, Ghrist, Glenn, Haynes, Hettleman, Hill, Jalisi, Knotts, Lam, Luedtke, McConkey, McKay, O'Donnell, Patterson, B. Robinson, Sophocleus, Tarlau, Turner, Valderrama, Valentino-Smith, Vaughn, Vogt, Walker, A. Washington, C. Wilson, and Zucker

AN ACT concerning

**Law Enforcement Officers' Pension System – Division of Parole and Probation –
Warrant Apprehension Unit Employees – Membership**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON ECONOMIC MATTERS REPORT #3
CONSENT CALENDAR #3**

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

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
HB 75	FAV	Calvert County Delegation	Calvert County – Board of License Commissioners – Notice and Hearing on Proposed Legislation
HB 91	FAV	Montgomery County Delegation	Montgomery County – Alcoholic Beverages Licenses – Laytonsville MC 12–15
HB 92	FAV	Montgomery County Delegation	Montgomery County – Alcoholic Beverages – Wine Auction Permits MC 9–15

HB 93	FAV	Montgomery County Delegation	Montgomery Co – Alc Bevs – 1–Day Lic for Schools, Places of Worship, and Yth Ctrs MC 10–15
HB 95	FAV	Montgomery County Delegation	Cty of Gaithersburg – Lic’d Alc Bevs Restr’s – Dstn from Churches or Other Places of Worship MC 23–15
HB 117	FAV	Carroll County Delegation	Carroll County – Alcoholic Beverages – Hours of Sale on Sundays for Holders of Class A Licenses
HB 145	FAV	Howard County Delegation	Howard County – Appointed Alcoholic Beverage Hearing Board – Compensation Ho. Co. 6–15
HB 273	FAV	Frederick County Delegation	Frederick Co – Alc Bevs – Wine Events, Licensing, Alcohol Awareness Requirements, and Fines
HB 275	FAV	Frederick County Delegation	Frederick County – Alcoholic Beverages – Special Class C (Retirement Center) License
HB 328	FAV	Harford County Delegation	Harford County – Alcoholic Beverages – Applications for Licenses
HB 329	FAV	Harford County Delegation	Harford County – Alcoholic Beverages – Inspectors
HB 527	FAV	Harford County Delegation	Harford County – Alcoholic Beverages – Residency Requirements
HB 544	FAV	Calvert County Delegation	Calvert County – Alcoholic Beverages – Bottle Clubs
HB 589	FAV	Charles County Delegation	Charles County – Alcoholic Beverages – Certification for License Application

HB 794	FAV	Washington County Delegation	Washington County – Liquor Tasting License
HB 795	FAV	Washington County Delegation	Washington County – Board of License Commissioners – Expungement of Violations
HB 797	FAV	Washington County Delegation	Alcoholic Beverages – Washington County – Population Ratio Quota
HB 836	FAV	Washington County Delegation	Washington Co – Alc Bevs – Wine Tasting License for Class B License Holders – Repeal
HB 845	FAV	Harford County Delegation	Harford County – Alcoholic Beverages – Class B Cafe Licenses
HB 868	FAV	Del. Hayes	Baltimore City – Alcoholic Beverages – Penalties for Sales to Underage Persons

Favorable report adopted on all of the preceding Bills.

All of the preceding Bills were Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #4

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

House Bill 64 – Delegates Vitale, Beidle, Carey, Chang, McConkey, and Sophocleus

AN ACT concerning

Alcoholic Beverages – Local Licensing Boards – Judicial Review

HB0064/503890/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 64
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “McConkey,” insert “S. Howard, McMillan.”.

AMENDMENT NO. 2

On page 1, in line 3, strike “extending the time” and substitute “repealing the time limit”; and in line 12, strike “and reenacting, with amendments.”.

On page 2, in line 1, after “(3)” insert “**RESERVED.**”; and strike beginning with “Unless” in line 1 down through “board.” in line 4.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 88 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Refillable Wine Containers
MC 19–15**

HB0088/243396/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 88
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “of” insert “making certain provisions of law relating to refillable containers applicable with respect to wine in Montgomery County.”; in line 7, after “consumption” insert “under certain circumstances”; in line 8, after “container” insert “under certain circumstances”; strike beginning with “specifying” in line 8 down through “standards,” in line 13; after line 15, insert:

“BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 8–103

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)”;

and after line 20, insert:

“BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 21–107(a) and (c) through (e)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 23, insert:

“8–103.

(a) (1) This section applies with respect to draft beer in the following jurisdictions:

(i) Baltimore County;

(ii) Carroll County;

(iii) Harford County;

(iv) Howard County;

(v) Prince George’s County; and

(vi) St. Mary’s County.

(2) This section applies with respect to wine in THE FOLLOWING JURISDICTIONS:

(I) Howard County; AND

(II) MONTGOMERY COUNTY.

(b) There is a refillable container permit.

(c) With respect to the alcoholic beverages authorized for the local jurisdiction under subsection (a) of this section, a refillable container permit entitles the permit holder to sell draft beer or wine, respectively, for consumption off the licensed premises in a refillable container that meets the standards under § 21–107 of this article.

(d) The term of a refillable container permit is the same as that of the underlying alcoholic beverages license.

(e) Except as otherwise specifically provided, the hours of sale for a refillable container permit are the same as those for the underlying alcoholic beverages license.

(f) An applicant who holds an underlying alcoholic beverages license without an off-sale privilege shall meet the same advertising, posting of notice, and public hearing requirements as those for the underlying license.

(g) A holder of a refillable container permit may refill only a refillable container that meets the standards under § 21–107 of this article.”.

On page 2, in line 7, after “CONTAINER” insert “**THAT MEETS THE STANDARDS ESTABLISHED UNDER § 21–107 OF THIS ARTICLE**”.

On pages 2 and 3, strike beginning with “**TO**” in line 8 on page 2 down through “**(H)**” in line 3 on page 3.

On page 3, after line 4, insert:

“21–107.

(a) This section governs the standards for and use of containers that may be sold, filled, and refilled under the authority of a refillable container permit issued under this article.

(c) To be used as a refillable container for wine under the authority of a refillable container permit issued under this article, a container shall:

- (1) Have a capacity of not less than 17 ounces and not more than 34 ounces;
- (2) Be sealable;
- (3) Be branded with an identifying mark of the seller of the container;
- (4) Bear the federal health warning statement required for containers of alcoholic beverages under 27 C.F.R. 16.21;
- (5) Display instructions for cleaning the container; and
- (6) Bear a label stating that cleaning the container is the responsibility of the consumer.

(d) The Comptroller may adopt standards on containers that qualify for use under this section as refillable containers for beer and for wine, respectively, including containers originating from outside the State.

(e) Notwithstanding any other provision of this article, the holder of a refillable container permit issued under this article may refill a refillable container originating from inside or outside the State that meets standards adopted by the Comptroller under this section for a beer container or a wine container, as appropriate.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 89 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Class BD–BWL License
MC 18–15**

HB0089/483690/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 89
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “County;” insert “authorizing the Board to issue a refillable container permit to a holder of a Class BD–BWL license; authorizing a refillable container permit to be renewed each year concurrently with the renewal of a Class BD–BWL license; providing that the terms and hours of sale of a refillable container permit are the same as the underlying license;”; in the same line, after the first “the” insert “Class BD–BWL”; in line 7, after “premises;” insert “requiring an applicant for a Class BD–BWL license to attest to a certain proportion of future food and alcoholic beverages sales during certain hours, based on gross receipts, as a prerequisite to obtaining the license; requiring an applicant for a Class BD–BWL license to attest to a certain proportion of future food and alcoholic beverages sales during certain hours, based on gross receipts from sales during a certain time, as a prerequisite to renewing the license; requiring the Board of License Commissioners to adopt certain regulations providing for the inspection of certain premises; authorizing the Board to revoke a Class BD–BWL license under certain circumstances;”; in lines 8 and 9, strike “a certain number of” and substitute “one”; in line 9, strike “licenses” and substitute “license”; in line 10, after “fee;” insert “authorizing the Board to issue, renew, and transfer and otherwise provide for a Class BD–BWL license in Takoma Park;”; and after line 11, insert:

“BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 5–201(q) and 8–216(d)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 24, insert:

“5–201.

- (q) (1) This subsection applies only in Montgomery County.
- (2) The annual license fee is \$400.

(3) (i) The Board of License Commissioners may issue a refillable container permit to a holder of a Class B beer and light wine license OR A CLASS BD-BWL LICENSE issued by the Board of License Commissioners:

1. On completion of an application form that the Board provides; and

2. At no cost to the [Class B] license holder.

(ii) A refillable container permit may be renewed each year concurrently with the renewal of a Class B beer and light wine license OR A CLASS BD-BWL LICENSE.

(4) A refillable container permit entitles the holder to sell draft beer for consumption off the licensed premises in a refillable container that:

(i) Has a capacity of not less than 32 ounces and not more than 128 ounces; and

(ii) Meets the requirements under paragraph (5) of this subsection.

(5) To be used as a refillable container under paragraph (4) of this subsection, a container shall meet the standards under § 21-107 of this article.

(6) The term of and hours of sale for a refillable container permit issued under this subsection are as specified for the permit holder's Class B beer and light wine license OR CLASS BD-BWL LICENSE.

(7) A holder of a refillable container permit may refill only a refillable container that meets the standards under § 21-107 of this article.

(8) The Board of License Commissioners may adopt regulations to implement the provisions of this subsection relating to the issuance of a refillable container permit.

(9) (i) In this paragraph, "establishment" means a bowling alley, billiard hall, or drugstore or a restaurant located within these businesses.

(ii) A license may not be issued to, or for use in conjunction with, or upon the premises of any establishment or for use upon any premises which has a door, archway, opening or other passageway providing direct public access to any establishment.

AMENDMENT NO. 3

On page 2, in lines 9, 11, 13, and 18, strike “(III)”, “(IV)”, “(V)”, and “(VI)”, respectively, and substitute “(IV)”, “(V)”, “(VI)”, and “(VII)”, respectively; after line 8, insert:

“(III) 1. AS A PREREQUISITE FOR THE INITIAL ISSUANCE OF A LICENSE UNDER THIS PARAGRAPH, THE OWNER SHALL ATTEST IN A SWORN STATEMENT THAT GROSS RECEIPTS FROM FOOD SALES WILL BE AT LEAST EQUAL TO 40% OF THE GROSS RECEIPTS FROM THE SALE OF FOOD AND ALCOHOLIC BEVERAGES:

A. FROM 9 A.M. TO 9 P.M. ON MONDAY, TUESDAY, WEDNESDAY, THURSDAY, FRIDAY, AND SATURDAY; AND

B. FROM 10 A.M. TO 9 P.M. ON SUNDAY.

2. AS A PREREQUISITE FOR EACH RENEWAL OF A LICENSE ISSUED UNDER THIS PARAGRAPH, THE OWNER SHALL ATTEST IN A SWORN STATEMENT THAT THE GROSS RECEIPTS FROM FOOD SALES FOR THE 12-MONTH PERIOD IMMEDIATELY PRECEDING THE APPLICATION FOR RENEWAL HAVE BEEN AT LEAST EQUAL TO 40% OF THE GROSS RECEIPTS FROM THE SALE OF FOOD AND ALCOHOLIC BEVERAGES:

A. FROM 9 A.M. TO 9 P.M. ON MONDAY, TUESDAY, WEDNESDAY, THURSDAY, FRIDAY, AND SATURDAY; AND

B. FROM 10 A.M. TO 9 P.M. ON SUNDAY.

3. THE BOARD BY REGULATION SHALL PROVIDE FOR PERIODIC INSPECTION OF THE PREMISES AND FOR AUDITS TO DETERMINE THE RATIO OF GROSS RECEIPTS FROM THE SALE OF FOOD TO GROSS RECEIPTS FROM THE SALE OF ALCOHOLIC BEVERAGES.

4. REGULATIONS ADOPTED BY THE BOARD SHALL INCLUDE A REQUIREMENT OF:

A. AT LEAST MONTHLY PHYSICAL INSPECTIONS OF THE PREMISES DURING THE INITIAL LICENSE YEAR OF ANY LICENSEE; AND

B. THE SUBMISSION BY THE LICENSEE TO THE BOARD, DURING THE INITIAL LICENSE YEAR, OF MONTHLY STATEMENTS SHOWING GROSS RECEIPTS FROM THE SALE OF FOOD AND GROSS RECEIPTS FROM THE SALE OF ALCOHOLIC BEVERAGES FOR THE IMMEDIATELY PRECEDING MONTH.

5. A. IF A LICENSEE DURING THE INITIAL LICENSE YEAR FAILS TO MAINTAIN THE SALES RATIO REQUIREMENT PROVIDED IN THIS PARAGRAPH FOR 3 CONSECUTIVE MONTHS OR, AFTER THE INITIAL LICENSE YEAR, FOR EACH LICENSE OR CALENDAR YEAR, THE BOARD MAY REVOKE THE LICENSE.

B. THE BOARD MAY REQUIRE A LICENSEE TO PROVIDE SUPPORTING DATA AS THE BOARD CONSIDERS NECESSARY TO ESTABLISH THAT THE REQUIREMENTS OF THIS SUBPARAGRAPH RELATING TO THE RATIO OF GROSS RECEIPTS FROM THE SALE OF FOOD TO THOSE FROM THE SALE OF ALCOHOLIC BEVERAGES HAVE BEEN MET.”;

in line 11, strike “10” and substitute “1”; and in line 12, strike “LICENSES” and substitute “LICENSE”.

AMENDMENT NO. 4

On page 2, after line 19, insert:

“8-216.

(d) (1) The Montgomery County Board of License Commissioners may issue, renew, and transfer and otherwise provide for [8] THE FOLLOWING classes of alcoholic beverages licenses in the City of Takoma Park [as follows]:

(i) Class B (on- and off-sale) beer and light wine, hotel and restaurant licenses;

- licenses;
- (ii) Class H (on-sale) beer and light wine, hotel and restaurant licenses;
- (iii) Class B (on-sale) beer, wine and liquor, hotel and restaurant licenses;
- (iv) Class H-TP (on-sale) beer license;
- (v) Class D-TP (on- and off-sale) beer and light wine license;
- (vi) Class A-TP (off-sale) beer, wine and liquor license;
- (vii) Class C-TP (on-sale) beer, wine and liquor license; [and]
- (viii) Beer and wine sampling or tasting (BWST) licenses issued under § 8-408.3 of this title; AND

(IX) CLASS BD-BWL LICENSE ISSUED UNDER § 6-201(Q)(7) OF THIS ARTICLE.”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 137 – Charles County Delegation

AN ACT concerning

Charles County – Alcoholic Beverages – License Fees

HB0137/143994/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 137

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “Class” in line 5 down through “license” in line 9 and substitute “Class D beer license, Class H beer and light wine license, Class D beer and light wine license, Class C beer, wine and liquor license, and Class D beer, wine and liquor license”; in line 13, strike “6–201(j)(1),”; and in line 19, strike “6–201(j)(2), (3), (4), (5), and (6),”.

AMENDMENT NO. 2

On page 2, in lines 5 and 18, in each instance, after “(j)” insert “**(1)**”; after lines 5, 11, and 18, in each instance, insert:

“(2) IN ADDITION TO THE ANNUAL LICENSE FEE, A LICENSE HOLDER SHALL ANNUALLY PAY:

(I) \$200, IF THE LICENSE HOLDER PROVIDES LIVE ENTERTAINMENT; AND

(II) \$200, IF THE LICENSE HOLDER PROVIDES OUTDOOR TABLE SERVICE.”;

and in line 11, after “(f)” insert “**(1)**”.

On page 5, in line 14, after “(2)” insert “**(I)**”; after line 14, insert:

“(II) IN ADDITION TO THE ANNUAL LICENSE FEE, A LICENSE HOLDER SHALL ANNUALLY PAY:

1. \$200, IF THE LICENSE HOLDER PROVIDES LIVE ENTERTAINMENT; AND

2. \$200, IF THE LICENSE HOLDER PROVIDES OUTDOOR TABLE SERVICE.”;

and after line 26, insert:

“(3) IN ADDITION TO THE ANNUAL LICENSE FEE, A LICENSE HOLDER SHALL ANNUALLY PAY:

(I) \$200, IF THE LICENSE HOLDER PROVIDES LIVE ENTERTAINMENT; AND

(II) \$200, IF THE LICENSE HOLDER PROVIDES OUTDOOR TABLE SERVICE.”.

AMENDMENT NO. 3

On pages 2 through 5, strike in their entirety the lines beginning with line 27 on page 2 through line 6 on page 5, inclusive.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 139 – Delegate Beitzel

AN ACT concerning

Garrett County – Alcoholic Beverages – Sunday Sales

HB0139/673392/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 139

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “event;” insert “making a technical change;”.

AMENDMENT NO. 2

On page 2, in line 14, strike “and”; and strike beginning with the first comma in line 16 down through “or” in line 17 and substitute “OR SPECIAL CLASS C LICENSE; AND”.

On page 3, strike beginning with “2–day” in line 19 down through “12–day” in line 20.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 245 – Frederick County Delegation

EMERGENCY BILL

AN ACT concerning

Frederick County – Alcoholic Beverages – Sunday Permit – Hours of Sale

HB0245/903097/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 245

(First Reading File Bill)

On page 1, in line 5, strike “off-premises” and substitute “on-premises”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 246 – Frederick County Delegation

AN ACT concerning

**Frederick County – Alcoholic Beverages – Notice for License Applications, Fees,
and Inspectors**

HB0246/303197/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 246

(First Reading File Bill)

On page 7, in line 10, strike the second set of brackets; strike beginning with “**THE**” in line 10 down through “**COUNCIL,**” in line 11; in line 23, strike the brackets; strike beginning with “**THE**” in line 23 down through “**COUNCIL,**” in line 24; in lines 33 and 34, in each instance, strike the bracket; and in line 34, strike “**THE COUNTY EXECUTIVE, A MEMBER OF THE COUNTY COUNCIL,**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 316 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Licenses in Takoma Park
MC 29–15**

HB0316/723091/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 316

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike “repealing certain obsolete language;” and substitute “making conforming changes; providing for the issuance of certain licenses under certain circumstances on or after the effective date of this Act;”.

AMENDMENT NO. 2

On page 5, in lines 3, 6, 8, 10, 15, 18, and 20, in each instance, strike the bracket; in lines 6, 8, 10, 12, 13, 15, 16, and 18, strike “**(1)**”, “**(2)**”, “**(3)**”, “**(4)**”, “**(5)**”, “**(6)**”, “**(7)**”, and

“(8)”, respectively; and in lines 12, 13, and 16, in each instance, strike the first set of brackets.

On page 6, in line 24, strike the bracket.

AMENDMENT NO. 3

On page 6, after line 24, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on the renewal or transfer by a licensee of a Class H-TP (on-sale) beer license, a Class D-TP (on- and off-sale) beer and light wine license, or a Class C-TP (on-sale) beer, wine, and liquor license, respectively, on or after the effective date of this Act, the Montgomery County Board of License Commissioners shall issue a Class H (on-sale) beer license, a Class D (on- and off-sale) beer and light wine license, or a Class C (on-sale) beer, wine, and liquor license, respectively, to the licensee as a replacement license for the license being renewed or transferred.”;

and in line 25, strike “2.” and substitute “3.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 330 – Allegany County Delegation

AN ACT concerning

Alcoholic Beverages – Micro-Breweries and Farm Breweries

HB0330/163090/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 330

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “and Farm Breweries” and substitute “– Additional License”; in line 3, strike “or farm brewery”; in line 4, strike “one or more certain additional licenses for the same or” and substitute “an additional micro–brewery license for”; in line 5, after “premises,” insert “specifying certain limitations on the distribution and sale of beer brewed by a holder of an additional micro–brewery license;”; and in line 12, strike “2–208(e)” and substitute “2–208(c)(1), (d)(1), and (e)”.

AMENDMENT NO. 2

On page 1, in line 20, after “(2)” insert “**(I)**”; in the same line, strike the brackets; in line 21, strike “, **MICRO–BREWERY, OR FARM BREWERY**”; in line 22, strike the brackets; in line 23, strike “, **MICRO–BREWERY, OR FARM BREWERY**”; and after line 24, insert:

“(II) THE HOLDER OF A MICRO–BREWERY LICENSE MAY APPLY FOR AND OBTAIN NOT MORE THAN ONE ADDITIONAL MICRO–BREWERY LICENSE FOR ANOTHER PREMISES.”

On page 2, in line 19, before “or” insert an opening bracket; in line 20, after “license” insert a closing bracket; after line 22, insert:

“4. A HOLDER OF ONE OR TWO CLASS 7 MICRO–BREWERY LICENSES THAT PRODUCES IN AGGREGATE FROM ALL OF ITS LOCATIONS NOT MORE THAN 22,500 BARRELS OF BEER ANNUALLY MAY OBTAIN A CLASS 7 LIMITED BEER WHOLESALE’S LICENSE AND DISTRIBUTE BEER THAT:

A. TOTALS ANNUALLY NOT MORE THAN 3,000 BARRELS IN AGGREGATE FROM ALL OF ITS LOCATIONS; AND

B. HAS BEEN BREWED AT THE LOCATION FROM WHERE IT IS DISTRIBUTED.”;

and after line 23, insert:

“(c) (1) (I) A holder of a Class 7 micro–brewery license:

[(i) 1. May brew and bottle malt beverages at the license location;

[(ii)] 2. May obtain a Class 2 rectifying license for a premises located within 1 mile of the existing Class 7 micro-brewery location to bottle malt beverages brewed at the micro-brewery location only;

[(iii)] 3. May contract with the holder of a Class 2 rectifying license held under § 2-203 of this subtitle, a Class 5 brewery license, a Class 7 micro-brewery license, or a Class 8 farm brewery license, or the holder of a nonresident dealer's permit to brew and bottle malt beverages on their behalf;

[(iv)] 4. May store the finished product under an individual storage permit or at a licensed public storage facility for subsequent sale and delivery to a licensed wholesaler, an authorized person outside this State, and for shipment back to the micro-brewery location for sale on the retail premises;

[(v)] 5. [May] SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, MAY not collectively brew, bottle, or contract for more than 22,500 barrels of malt beverages each calendar year; and

[(vi)] 6. May enter into a temporary delivery agreement with a distributor only for delivery of beer to a beer festival or wine and beer festival and the return of any unused beer if:

[1.] A. The beer festival or wine and beer festival is in a sales territory for which the holder does not have a franchise with a distributor under the Beer Franchise Fair Dealing Act; and

[2.] B. The temporary delivery agreement is in writing.

(II) A LICENSE HOLDER THAT HAS LICENSES FOR TWO LOCATIONS MAY NOT COLLECTIVELY BREW, BOTTLE, OR CONTRACT FOR MORE THAN 22,500 BARRELS OF MALT BEVERAGES IN AGGREGATE FROM BOTH OF ITS LOCATIONS EACH CALENDAR YEAR.

(d) (1) The on-sale privilege authorizes the holder, each calendar year, to sell at retail [up] FOR ON-PREMISES CONSUMPTION:

(I) UP to 4,000 barrels of beer brewed under this license [to customers for consumption on the licensed premises]; OR

(II) IF THE HOLDER HAS LICENSES FOR TWO LOCATIONS, BEER THAT:

1. TOTALS ANNUALLY UP TO 4,000 BARRELS IN AGGREGATE FROM BOTH ITS LOCATIONS; AND

2. HAS BEEN BREWED AT THE LOCATION WHERE IT IS SOLD.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 399 – Harford County Delegation

AN ACT concerning

Harford County – Alcoholic Beverages – Class DBR License

HB0399/743894/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 399

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “food” insert “, but is required to provide prepackaged snacks”.

AMENDMENT NO. 2

On page 2, in line 7, after “FOOD” insert “, BUT IS REQUIRED TO PROVIDE PREPACKAGED SNACKS”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 424 – Howard County Delegation

AN ACT concerning

**Howard County – Alcoholic Beverages – Special Event – Education Permits
Ho. Co. 05–15**

HB0424/563795/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 424

(First Reading File Bill)

On page 3 in line 6, and on page 4 in line 4, in each instance, strike “4” and substitute “**6**”.

On page 3 in line 8, and on page 4 in line 6, in each instance, strike “3” and substitute “**2**”.

On page 3 in line 9, and on page 4 in line 7, in each instance, strike “8” and substitute “**6**”.

On page 4, in line 9, strike “1/4” and substitute “**1/2**”; and in line 10, strike “1 OUNCE” and substitute “**3 OUNCES**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 447 – Delegates McMillan, B. Barnes, Beidle, Chang, Frush, S. Howard,
and McConkey**

AN ACT concerning

City of Annapolis – Alcoholic Beverages – Election Days

HB0447/983096/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 447

(First Reading File Bill)

On page 1, in the sponsor line, strike beginning with “Delegates” down through “McConkey” and substitute “Anne Arundel County Delegation”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 475 – Delegate Impallaria

AN ACT concerning

Harford County – Alcoholic Beverages – Refillable Wine Container Permits

HB0475/363291/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 475

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Impallaria” and substitute “Harford County Delegation”.

AMENDMENT NO. 2

On page 1, in line 6, strike “, including mead”.

On page 3, in line 3, strike the opening bracket; strike beginning with the closing bracket in line 3 down through “WINE” in line 4; in line 4, after “in” insert “THE FOLLOWING JURISDICTIONS:”

(I) HARFORD COUNTY; AND

(II)”;

and strike beginning with “; AND” in line 4 down through “COUNTY” in line 5.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 515 – Allegany County Delegation

AN ACT concerning

Alcoholic Beverages – Allegany County – Class B–MB (Micro–Brewery/Restaurant) License

HB0515/523497/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 515

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 21, strike “6–201(b–1)(9)” and substitute “6–201(b)(4)”.

AMENDMENT NO. 2

On page 2, in line 8, strike “(b–1)(9)” and substitute “(4)”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 523 – Delegate Beitzel

AN ACT concerning

Garrett County – Alcoholic Beverages – Special Multiple Event Class C Licenses

HB0523/993390/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 523

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute “Alcoholic Beverages – Garrett County – Multiple Event License”; in line 3, after “requiring” insert “the holder of a certain special multiple event license”; strike beginning with “that” in line 3 down through “issued” in line 4 and substitute “to”; in line 6, strike “may be sold” and substitute “are served”; in the same line, strike the first “a” and substitute “the license”; strike beginning with “of” in line 6 down through “license” in line 7; in line 8, after “circumstances” insert “and conditions”; and strike beginning with “providing” in line 11 down through “licenses;” in line 12.

AMENDMENT NO. 2

On page 3, in line 12, strike “**CLASS C**”; and strike beginning with “**ON**” in line 14 down through “**EVENTS**” in line 15 and substitute “**BETWEEN INDIVIDUAL LICENSED EVENTS ON THE LICENSED PREMISES OR IN A STORAGE AREA THAT THE BOARD OF LICENSE COMMISSIONERS APPROVES**”.

On page 4, strike in their entirety lines 4 through 9, inclusive, and substitute:

“(IV) AUTHORIZED PERSONNEL OF THE COMPTROLLER’S OFFICE AND THE BOARD OF LICENSE COMMISSIONERS MAY INSPECT THE PREMISES OF A LICENSE HOLDER AS PROVIDED UNDER § 16–405 OF THIS ARTICLE.”;

and in line 10, 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.

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

House Bill 705 – Prince George’s County Delegation

AN ACT concerning

Prince George’s County – Alcoholic Beverages – Penalties PG 304–15

HB0705/123190/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 705

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “authorizing” in line 6 down through “offense” in line 7 and substitute “requiring, except under certain circumstances, the board to suspend a license for a certain period of time under certain circumstances”.

AMENDMENT NO. 2

On page 1, strike beginning with “instead” in line 19 down through “license” in line 20; in line 22, strike “MAY”; and after line 22, insert:

“(1) INSTEAD OF OR IN ADDITION TO SUSPENSION OR REVOCATION OF A LICENSE, MAY:”.

On page 2, in lines 1 and 3, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; in line 1, strike the comma and substitute “:

1. EXCEPT AS PROVIDED IN ITEM 2 OF THIS ITEM,”;

in line 2, strike “\$1,000” and substitute “\$1,500”; in the same line, strike “AND” and substitute “OR

2. FOR A VIOLATION OF § 10–117 OF THE CRIMINAL LAW ARTICLE, IMPOSE A FINE OF \$1,500;”;

in line 3, strike “OR SUBSEQUENT”; in the same line, after “OFFENSE” insert “IN THE SAME 24–MONTH PERIOD”; and in lines 3 and 4, strike “NOT MORE THAN \$5,000” and substitute “NOT LESS THAN \$1,501 AND NOT EXCEEDING \$6,000; AND

(III) FOR A THIRD OFFENSE IN THE SAME 24–MONTH PERIOD, IMPOSE A FINE OF \$7,500; AND

(2) FOR A FOURTH OFFENSE IN THE SAME 24–MONTH PERIOD, UNLESS THE BOARD REVOKES THE LICENSE, SHALL SUSPEND THE LICENSE FOR 30 DAYS”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 801 – Washington County Delegation

AN ACT concerning

Washington County – Alcoholic Beverages – Conversion of Class P Licenses

HB0801/473297/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 801

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 20, strike “~~ON- AND OFF-SALE PRIVILEGES~~” and substitute “ON-SALE PRIVILEGES, AS PROVIDED FOR UNDER § 8-222.1 OF THIS ARTICLE,”; and strike beginning with “~~ON-SALE~~” in line 21 down through “~~ARTICLE,~~” in line 22 and substitute “ON- AND OFF-SALE PRIVILEGES”.

AMENDMENT NO. 2

On page 2, in line 31, strike “~~ON- AND OFF-SALE PRIVILEGES~~” and substitute “ON-SALE PRIVILEGES, AS PROVIDED FOR UNDER § 8-222.1 OF THIS ARTICLE,”.

On page 3, strike beginning with “~~ON-SALE~~” in line 1 down through “~~ARTICLE,~~” in line 2 and substitute “ON- AND OFF-SALE PRIVILEGES”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 835 – Washington County Delegation

AN ACT concerning

Alcoholic Beverages – Washington County – Refillable Container Permit**HB0835/683894/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 835

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “regulations;” insert “making conforming changes;” and after line 14 insert:

“BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 8–103
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 27, insert:

“8–103.

(a) (1) This section applies with respect to draft beer in the following jurisdictions:

(i) Baltimore County;

(ii) Carroll County;

(iii) Harford County;

(iv) Howard County;

(v) Prince George’s County; [and]

(vi) St. Mary’s County; AND

(VII) WASHINGTON COUNTY.

(2) This section applies with respect to wine in Howard County.

(b) There is a refillable container permit.

(c) With respect to the alcoholic beverages authorized for the local jurisdiction under subsection (a) of this section, a refillable container permit entitles the permit holder to sell draft beer or wine, respectively, for consumption off the licensed premises in a refillable container that meets the standards under § 21–107 of this article.

(d) The term of a refillable container permit is the same as that of the underlying alcoholic beverages license.

(e) Except as otherwise specifically provided, the hours of sale for a refillable container permit are the same as those for the underlying alcoholic beverages license.

(f) An applicant who holds an underlying alcoholic beverages license without an off-sale privilege shall meet the same advertising, posting of notice, and public hearing requirements as those for the underlying license.

(g) A holder of a refillable container permit may refill only a refillable container that meets the standards under § 21-107 of this article.”.

On page 2, strike beginning with “(1)” in line 8 down through “(1)” in line 15; in lines 17, 18, 19, and 21, strike “(I)”, “(II)”, “1.”, and “2.”, respectively, and substitute “(1)”, “(2)”, “(I)”, and “(II)”, respectively; and strike in their entirety lines 23 through 29, inclusive.

On page 3, in lines 1 and 9, strike “(H)” and “(J)”, respectively, and substitute “(F)” and “(G)”, respectively; and strike in their entirety lines 6 through 8, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #3

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 27 – Delegate McConkey

THIRD PRINTING

AN ACT concerning

Task Force on the Disposition of the Crownsville Hospital Center Property

HB0027/190012/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 27
(First Reading File Bill – Third Printing)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate McConkey” and substitute “Anne Arundel County Delegation”; in line 9, after “Governor” insert “, certain individuals,”; and in line 10, after “date;” insert “declaring the intent of the General Assembly;”.

AMENDMENT NO. 2

On page 1, after line 21, insert:

“(3) one member of the Legislative Black Caucus, appointed by the Chair of the Legislative Black Caucus;

“(4) one member of the Anne Arundel County Council who represents the district in which the Crownsville Hospital Center is located, or a designee of the councilmember;”.

On page 1 in lines 22 and 23, and on page 2 in lines 1, 3, 4, and 6, strike “(3)”, “(4)”, “(5)”, “(6)”, “(7)”, and “(8)”, respectively, and substitute “(5)”, “(6)”, “(7)”, “(8)”, “(9)”, and “(10)”, respectively.

On page 2, in line 5, strike “and”; and in line 8, after “property” insert “;

(11) one representative of the Anne Arundel County Branch of the NAACP, appointed by the Branch President;

(12) one representative of the Maryland Commission on African American History and Culture, appointed by the Chair of the Commission; and

(13) one representative of the Anne Arundel County Historical Society, appointed by the President of the Society”.

AMENDMENT NO. 3

On page 2, in line 19, after “Governor” insert “, the Secretary of General Services, the Secretary of Health and Mental Hygiene, the director of the Maryland State Clearinghouse for Intergovernmental Assistance,”.

AMENDMENT NO. 4

On page 2, after line 20, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that until the Task Force on the Disposition of the Crownsville Hospital Center Property issues its report as required under Section 1 of this Act, the State agencies involved with the disposition of the Crownsville Hospital Center property refrain from taking any permanent action with regard to the disposition of the property.”;

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

AMENDMENT NO. 5

On page 2, in line 21, strike “July” and substitute “June”; and in line 22, after “year” insert “and 1 month”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 130 – Delegates Jones, B. Barnes, Brooks, Frick, Hettleman, Jalisi, Lafferty, Morhaim, Proctor, B. Robinson, Stein, Sydnor, and P. Young

AN ACT concerning

African American Heritage Preservation Program – Reestablishment and Revisions

Favorable report adopted.

Delegate Rey moved to make the Bill a Special Order for March 4, 2015.

The motion was adopted.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 156 – Allegany County Delegation

AN ACT concerning

Environment – Bay Restoration Fund – Use of Funds

HB0156/920818/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 156

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Delegation” insert “and Delegates Anderton, Beidle, Flanagan, and Lafferty”; in line 6, after “systems;” insert “specifying that an order of priority for certain projects funded by the Bay Restoration Fund in certain fiscal years shall be determined by the Department of the Environment based on certain criteria; repealing a certain limitation on an authorization of funds in the Bay Restoration Fund to be used for grants to certain local governments for certain stormwater control measures;”; and in line 22, strike “1.”.

On page 2, in lines 4, 8, 11, 14, 17, 19, 25, 28, 29, and 32, strike “2.”, “3.”, “A.”, “B.”, “C.”, “D.”, “(iii)”, “(iv)”, “(v)”, and “(vi)”, respectively, and substitute “(III)”, “(IV)”, “1.”, “2.”, “B.”, “C.”, “(V)”, “(VI)”, “(VII)”, and “(VIII)”, respectively.

On page 3, in lines 1, 4, and 5, strike “(vii)”, “(viii)”, and “(ix)”, respectively, and substitute “(IX)”, “(X)”, and “(XI)”, respectively.

AMENDMENT NO. 2

On page 1, in line 23, after “projects” insert “, AS APPROVED BY THE DEPARTMENT,”.

On page 2, in line 7, strike “AND”; in line 16, after “day;” insert “AND”

3. AS DETERMINED BY THE DEPARTMENT AND BASED ON WATER QUALITY AND PUBLIC HEALTH BENEFITS, FOR THE FOLLOWING:

A. FOR COSTS IDENTIFIED UNDER ITEM (II) OF THIS PARAGRAPH;;

and in line 20, strike “under § 4–204 of this article”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 170 – Delegates Beitzel, Adams, Anderton, Arentz, Buckel, Cluster, Impallaria, Jacobs, Mautz, McComas, W. Miller, O’Donnell, Vitale, B. Wilson, and C. Wilson

AN ACT concerning

Natural Resources – Game Birds – Baiting

HB0170/150113/1

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 170

(First Reading File Bill)

On page 1, in the sponsor line, strike “and C. Wilson” and substitute “C. Wilson, Cassilly, Flanagan, Fraser–Hidalgo, Otto, and Szeliga”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 172 – Delegates Beidle, Fraser–Hidalgo, Frush, Healey, Holmes, S. Robinson, and Stein

AN ACT concerning

Task Force to Study Issues Related to the Use of Self–Driving Vehicles

HB0172/830518/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 172

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Stein” and substitute “Stein, Anderton, Barve, Cassilly, Flanagan, and Lam”.

AMENDMENT NO. 2

On page 2, in lines 2 and 4, in each instance, strike “ONE MEMBER” and substitute “TWO MEMBERS”; in line 2, after “MARYLAND,” insert “ONE OF WHOM SHALL BE FROM THE MAJORITY PARTY AND ONE OF WHOM SHALL BE FROM THE MINORITY PARTY,”; in line 4, after “DELEGATES,” insert “ONE OF WHOM SHALL BE FROM THE MAJORITY PARTY AND ONE OF WHOM SHALL BE FROM THE MINORITY PARTY,”; in lines 17 and 25, in each instance, strike “AND”; in line 18, after “(6)” insert “THE MARYLAND INSURANCE COMMISSIONER, OR THE COMMISSIONER’S DESIGNEE; AND

(7)”;

in the same line, strike “FIVE” and substitute “SEVEN”; and in line 27, after “AUTOMAKERS” insert “;

(VI) A REPRESENTATIVE OF THE MARYLAND MOTOR TRUCK ASSOCIATION; AND

(VII) A REPRESENTATIVE OF THE MARYLAND SHERIFFS’ ASSOCIATION”.

AMENDMENT NO. 3

On page 3, in line 28, strike “AND”.

AMENDMENT NO. 4

On page 4, in line 1, after “(III)” insert “ISSUES RELATED TO THE IMPACT OF SELF-DRIVING VEHICLES ON INDIVIDUALS WHO ARE BLIND; AND

(IV)”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 194 – Delegates Beitzel, Parrott, A. Miller, Adams, Arentz, Buckel, Cassilly, Dumais, Flanagan, Ghrist, Glass, Healey, C. Howard, S. Howard, Impallaria, Jacobs, Jalisi, Kelly, Kipke, Kittleman, Krebs, Mautz, McComas, McKay, McMillan, Metzgar, W. Miller, Otto, Ready, Reznik, S. Robinson, Serafini, Shoemaker, Sophocleus, Szeliga, Turner, B. Wilson, C. Wilson, and Zucker

AN ACT concerning

Vehicle Laws – Maximum Speed Limits on Highways

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 207 – Delegate S. Robinson

AN ACT concerning

Chesapeake Bay Trust – Investment Options – Expansion

HB0207/260516/1

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 207

(First Reading File Bill)

On page 2, in line 6, strike “DEBT SECURITIES”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 233 – Delegate Beidle

AN ACT concerning

Motor Vehicles – Calculation of Length – Loading Devices

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 287 – Delegate O’Donnell

AN ACT concerning

Natural Resources – Aquaculture – Liability for Trespass

HB0287/410114/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 287

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with the comma in line 4 down through the first comma in line 5; in lines 5 and 6, strike “in any manner”; in line 8, strike “the written permission of the leaseholder” and substitute “certain documentation”; and in line 9, after “officer;” insert “providing for the application of certain provisions of this Act;”.

AMENDMENT NO. 2

On page 2, in line 27, strike “A” and substitute “SUBJECT TO SUBSECTION (B) OF THIS SECTION, A”; strike beginning with the comma in line 29 down through “LEASEHOLDER,” in line 30; and in line 30, strike “IN ANY MANNER”.

AMENDMENT NO. 3

On page 3, in line 5, after “(B)” insert “SUBSECTION (A) OF THIS SECTION DOES NOT APPLY TO A PERSON ENGAGING IN AQUACULTURE ACTIVITY ON A LEASED AREA IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF:

(1) A SHELLFISH AQUACULTURE HARVESTER REGISTRATION CARD THAT IS IN THE PERSON’S POSSESSION; OR

(2) AN OPERATOR CARD THAT IS IN THE POSSESSION OF THE PERSON OR ANOTHER PERSON PRESENT IN THE LEASE AREA.

(C)”;

and in line 8, strike “THE WRITTEN PERMISSION OF THE LEASEHOLDER” and substitute “A SHELLFISH AQUACULTURE HARVESTER REGISTRATION CARD OR AN OPERATOR CARD FOR THE LEASE AREA”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 509 – Delegates McMillan, Beidle, Fisher, Frush, O’Donnell, and Stein

AN ACT concerning

Environment – Statute of Limitations – Administrative Penalties

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON JUDICIARY REPORT #3

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

House Bill 41 – Delegate Rosenberg

AN ACT concerning

**Immunities – Associations, Organizations, and Charities – Liability of Agents
and Volunteers**

HB0041/142713/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 41

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike beginning with “definitions” through “and” and substitute “definition of”; in line 6, strike “community”; in line 12, after “include” insert “certain”; and in line 15, after the semicolon insert “providing for the termination of certain provisions of this Act;”.

AMENDMENT NO. 2

On pages 3 and 4, strike in their entirety the lines beginning with line 19 on page 3 through line 13 on page 4, inclusive.

AMENDMENT NO. 3

On page 2 in line 27, on page 3 in lines 5 and 14, on page 6 in lines 19 and 28, on page 7 in lines 8, 17, and 30, and on page 8 in line 6, in each instance, strike “**WAS**” and substitute “**HAS LESS THAN \$25,000 IN ANNUAL GROSS RECEIPTS AND WAS**”.

AMENDMENT NO. 4

On pages 5 and 6, strike in their entirety the lines beginning with line 26 on page 5 through line 3 on page 6, inclusive.

AMENDMENT NO. 5

On page 9, strike in their entirety lines 3 through 12, inclusive.

AMENDMENT NO. 6

On page 9, after line 16, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Courts and Judicial Proceedings5-406.

(a) (7) “Community association” means a nonprofit association, corporation, or other organization that [registers with the Secretary of State under § 7-108 of the State Government Article and]:

(i) 1. Is composed of at least 25% of the adult residents of a local community that:

A. Consists of at least 40 households; and

B. Is defined by specific geographic boundaries in the bylaws, GOVERNING DOCUMENT, or charter of the organization;

2. At least annually, requires the payment of dues;

3. Promotes social welfare and general civic improvement;

and

4. In the case of a corporation, is in good standing;

(ii) 1. Is composed of at least 100 adult residents, but less than 25% of the adult residents of a local community that:

A. Consists of at least 40 households; and

B. Is defined by specific geographic boundaries in the bylaws or charter of the organization;

2. Was organized on or before January 1, 2000, and has been in continuous operation since that date; and

3. Meets the requirements of item (i)2, 3, and 4 of this paragraph; or

(iii) 1. Is composed of more than one of the organizations described in item (i) or item (ii) of this paragraph; and

2. Each of those organizations meets the requirements of item (i) or item (ii) of this paragraph.

(f) (1) This section does not create, and may not be construed as creating, a new cause of action or substantive legal right against an association or organization or an agent of an association or organization.

(2) This section does not affect, and may not be construed as affecting, any immunities from civil liability or defenses established by any other provision of the Code or available at common law, to which an association or organization or an agent of an association or organization may be entitled.

(3) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, AN AGENT OF AN ASSOCIATION OR ORGANIZATION MAY NOT BE HELD PERSONALLY LIABLE FOR THE OBLIGATIONS OF THE ASSOCIATION OR ORGANIZATION, WHETHER ARISING IN CONTRACT, TORT, OR OTHERWISE, SOLELY BY REASON OF BEING AN AGENT OF THE ASSOCIATION OR ORGANIZATION.

5-407.

(d) (1) This section does not create, and may not be construed as creating, a new cause of action or substantive legal right against a volunteer.

(2) This section does not affect, and may not be construed as affecting, any immunities from civil liability or defenses established by any other provision of the Code or available at common law, to which a volunteer may be entitled.

(3) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, A VOLUNTEER OF AN ASSOCIATION OR ORGANIZATION MAY NOT BE HELD PERSONALLY LIABLE FOR THE OBLIGATIONS OF THE ASSOCIATION OR ORGANIZATION, WHETHER ARISING IN CONTRACT, TORT, OR OTHERWISE, SOLELY BY REASON OF BEING A VOLUNTEER OF THE ASSOCIATION OR ORGANIZATION.”

AMENDMENT NO. 7

On page 9, in line 17, strike “2.” and substitute “3.”; in line 20, strike “3.” and substitute “4.”; and in line 21, after the period insert “Section 1 of this Act shall remain effective for a period of 4 years and, at the end of September 30, 2019, with no further action required by the General Assembly, Section 1 of this Act shall be abrogated and of no further force and effect.”.

The preceding 7 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0041/483526/1

BY: Chair, Judiciary Committee

AMENDMENT TO HOUSE BILL 41

(First Reading File Bill)

On page 2, in line 15, strike the brackets; and strike beginning with “; OR” in line 16 down through “STATUS” in line 22.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 171 – Delegates Afzali and Valentino-Smith

AN ACT concerning

Courts – Child Abuse and Neglect – Waiver of Reunification Efforts

HB0171/692913/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 171

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, after line 2, insert:

“(Anayah’s Law)”;

in line 5, strike “reunification efforts are not required” and substitute “efforts to reunify the child with the child’s parent or guardian are not required; defining a certain term; making a stylistic change”; and strike in their entirety lines 7 through 11, inclusive.

AMENDMENT NO. 2

On pages 1 through 3, strike in their entirety the lines beginning with line 20 on page 1 through line 26 on page 3, inclusive, and substitute:

“3-812.

(a) (1) In this section the following words have the meanings indicated, unless the context of their use indicates otherwise.

(2) “ABANDON” MEANS TO LEAVE A CHILD WITHOUT ANY PROVISION FOR SUPPORT AND WITHOUT ANY PERSON WHO HAS ACCEPTED LONG-TERM RESPONSIBILITY TO MAINTAIN CARE AND HAVE CUSTODY AND CONTROL OF THE CHILD WHEN:

(i) THE WHEREABOUTS OF THE PARENT OR GUARDIAN ARE UNKNOWN; AND

(ii) THE LOCAL DEPARTMENT HAS MADE REASONABLE EFFORTS TO LOCATE THE PARENT OR GUARDIAN OVER A PERIOD OF AT LEAST 6 MONTHS AND HAS BEEN UNSUCCESSFUL.

(3) “Crime of violence”:

(i) Has the meaning stated in § 14-101 of the Criminal Law Article;

or

(ii) As to a crime committed in another state, means a crime that, if committed in this State, would be a crime of violence as defined in § 14-101 of the Criminal Law Article.

~~[(3)](4)~~ “Torture” means to cause intense pain to body or mind for purposes of punishment or extraction of information or for sadistic purposes.

(b) In a petition under this subtitle, a local department may ask the court to find that reasonable efforts to reunify a child with the child’s parent or guardian are not required if the local department concludes that a parent or guardian [has]:

[(1) Subjected the child to:

(i) Chronic abuse;

(ii) Chronic and life-threatening neglect;

(iii) Sexual abuse; or

(iv) Torture;]

(1) HAS SUBJECTED THE CHILD TO ANY OF THE FOLLOWING AGGRAVATED CIRCUMSTANCES:

(I) THE PARENT OR GUARDIAN HAS ENGAGED IN OR FACILITATED:

1. CHRONIC OR SEVERE PHYSICAL ABUSE OF THE CHILD, A SIBLING OF THE CHILD, OR ANOTHER CHILD IN THE HOUSEHOLD;

2. CHRONIC AND LIFE-THREATENING NEGLECT OF THE CHILD, A SIBLING OF THE CHILD, OR ANOTHER CHILD IN THE HOUSEHOLD;

3. SEXUAL ABUSE OF THE CHILD, A SIBLING OF THE CHILD, OR ANOTHER CHILD IN THE HOUSEHOLD; OR

4. TORTURE OF THE CHILD, A SIBLING OF THE CHILD, OR ANOTHER CHILD IN THE HOUSEHOLD;

(II) THE PARENT OR GUARDIAN KNOWINGLY FAILED TO TAKE APPROPRIATE STEPS TO PROTECT THE CHILD AFTER A PERSON IN THE HOUSEHOLD

INFLICTED SEXUAL ABUSE, SEVERE PHYSICAL ABUSE, LIFE-THREATENING NEGLECT, OR TORTURE ON THE CHILD OR ANOTHER CHILD IN THE HOUSEHOLD;

(III) THE CHILD, A SIBLING OF THE CHILD, OR ANOTHER CHILD IN THE HOUSEHOLD HAS SUFFERED SEVERE PHYSICAL ABUSE OR DEATH RESULTING FROM ABUSE BY THE PARENT OR GUARDIAN OR ANOTHER ADULT IN THE HOUSEHOLD AND ALL PERSONS WHO COULD HAVE INFLICTED THE ABUSE OR CAUSED THE DEATH REMAIN IN THE HOUSEHOLD; OR

(IV) THE PARENT OR GUARDIAN HAS ABANDONED THE CHILD;

(2) [Been] HAS BEEN convicted, in any state or any court of the United States, of:

(i) A crime of violence against:

1. A minor offspring of the parent or guardian;

2. The child; or

3. Another parent or guardian of the child; or

(ii) Aiding or abetting, conspiring, or soliciting to commit a crime described in item (i) of this item; or

(3) [Involuntarily] HAS INVOLUNTARILY lost parental rights of a sibling of [a] THE child.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 270 – Delegates B. Wilson, Aumann, Buckel, Dumais, Folden, Hornberger, Kaiser, Kipke, Kittleman, Long, McComas, Metzgar, Morales, Szeliga, West, and C. Wilson

AN ACT concerning

Criminal Law – Arson, Burning, and Malicious Destruction – Property of Another – Definition

HB0270/102919/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 270

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “and”; in the same line, after “Destruction” insert “, and Theft”; in line 6, after “crimes;” insert “clarifying that the “property of another” includes a tenant by the entirety;”; in line 7, strike “and”; in the same line, after “property” insert “, and theft”; in line 10, strike “and (j)”; and in line 15, strike “(e) and 6–301” and substitute “(e), 6–301, and 7–101(j)”.

AMENDMENT NO. 2

On page 3, strike beginning with “, **BUT**” in line 22 down through “**TENANTS**” in line 23 and substitute “**AN INTEREST BY A TENANT**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 360 – Delegates Vallario, Morales, Anderson, Atterbeary, Campos, Carter, Conaway, Dumais, Frush, Glass, Jalisi, Kramer, Moon, Rey, Reznik, Rosenberg, Smith, Sydnor, Valentino–Smith, and Waldstreicher

AN ACT concerning

Criminal Procedure – Seizure and Forfeiture

HB0360/612410/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 360

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “establishing” in line 3 down through “violation;” in line 4; and strike beginning with “providing” in line 13 down through “owner;” in line 16.

On page 2, in line 9, after “terms;” insert “providing for the termination of certain provisions of this Act;”; and in line 13, strike “12–301,”.

AMENDMENT NO. 2

On page 3, in line 3, strike “**OF MORE THAN \$300**”.

AMENDMENT NO. 3

On page 4, strike in their entirety lines 10 through 19, inclusive.

AMENDMENT NO. 4

On page 5, after line 5, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Criminal Procedure”.

On page 9, in line 12, strike “2.” and substitute “3.”; and in line 13, after “2015.” insert “Section 2 of this Act shall remain effective for a period of 3 years and, at the end of September 30, 2018, 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.

Delegate Kipke moved to make the Bill a Special Order for March 5, 2015.

The motion was adopted.

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

House Bill 439 – Delegates M. Washington, C. Wilson, D. Barnes, Barron, Buckel, Carter, Cullison, Glenn, Hettleman, Hill, McComas, McIntosh, Moon, Morales, Oaks, Proctor, B. Robinson, and P. Young

AN ACT concerning

Family Law – Information and Services for Foster Children and Former Foster Children

HB0439/682811/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 439

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, strike “requiring a local department to document certain efforts;”; and in line 13, strike “require” and substitute “ensure”.

AMENDMENT NO. 2

On page 2, in line 19, strike “**ENROLL**” and substitute “**BEFORE THE CHILD IS EMANCIPATED, ENROLL**”; in line 21, strike “**SCREEN**” and substitute “**BEFORE THE CHILD IS EMANCIPATED, SCREEN**”; in line 23, strike “**ENSURE THAT THE CHILD WILL HAVE**” and substitute “**WORK WITH APPROPRIATE INDIVIDUALS TO ESTABLISH A PLAN FOR**”; in line 24, after “**HOUSING**” insert “**THAT IS REASONABLY EXPECTED TO REMAIN AVAILABLE TO THE CHILD**”; and in line 25, strike “**ENSURE THAT THE CHILD HAS OR WILL**” and substitute “**WORK WITH APPROPRIATE INDIVIDUALS TO ENGAGE THE CHILD IN EDUCATION, TRAINING, OR EMPLOYMENT ACTIVITIES THAT WILL PREPARE THE CHILD TO**”.

AMENDMENT NO. 3

On page 4, strike in their entirety lines 4 and 5; and in line 30, strike “**REQUIRE**” and substitute “**ENSURE**”.

AMENDMENT NO. 4

On page 5, in lines 13 and 14, strike “December 1, 2015” and substitute “June 1, 2016”; in lines 22 and 23, strike “the Governor’s Workforce Investment Board and”; in line

26, strike “transition out of” and substitute “exit”; and in the same line, after “care” insert “at age 21”.

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 133 Members present.

(See Roll Call No. 122)

ADJOURNMENT

At 11:02 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Wednesday, March 4, 2015.

Annapolis, Maryland
Wednesday, March 4, 2015

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

Prayer by Delegate C.T. Wilson of Charles County.

QUORUM CALL

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

(See Roll Call No. 123)

The Journal of March 3, 2015 was read and approved.

EXCUSES:

Del. Buckel – illness

INTRODUCTION OF BILLS

House Bill 1235 – Delegate Valentino–Smith

AN ACT concerning

Courts – Juvenile Causes – Informal Adjustment

FOR the purpose of authorizing a certain court to refer a certain matter to the Department of Juvenile Services for a certain informal adjustment under certain circumstances; prohibiting a certain court from referring a certain matter if there is an objection by a party; requiring a certain petition to be dismissed under certain circumstances; and generally relating to juvenile causes.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 3–8A–10(e)
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

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

House Bill 1236 – Delegates Vaughn, Adams, Arentz, Barron, Branch, Kramer, McConkey, Oaks, Valderrama, Valentino–Smith, and C. Wilson

AN ACT concerning

Real Estate Brokers – Licensing – Experience Requirement

FOR the purpose of decreasing the number of years of experience in providing certain real estate brokerage services that an individual applying for a real estate broker license is required to have to qualify for the license; and generally relating to licensing of real estate brokers.

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 17–305
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

House Bill 1237 – Chair, Judiciary Committee (By Request – Departmental – Public Safety and Correctional Services)

AN ACT concerning

Police and Correctional Training Commissions – Applicants – Criminal History Records Checks

FOR the purpose of requiring certain applicants for police officer certification to submit to certain criminal history records checks; requiring certain applicants for correctional officer certification to submit to certain criminal history records checks; requiring certain applicants to submit certain fingerprints and certain fees to the Criminal Justice Information System Central Repository of the Department of Public Safety and Correctional Services under certain circumstances; requiring the Central Repository to forward to certain commissions and certain applicants certain criminal history record information; providing that certain information is confidential, may not be disseminated, and may be used only for certain purposes; authorizing certain individuals to contest the contents of certain statements issued by the Central Repository under certain circumstances; and generally relating to police and correctional training commissions.

BY renumbering
Article – Correctional Services
Section 8–209.1
to be Section 8–209.2
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Correctional Services
Section 8–209
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

BY adding to
Article – Correctional Services
Section 8–209.1
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 3–209
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY adding to
Article – Public Safety
Section 3–209.1
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

House Bill 1238 – Delegates Barve, Gilchrist, Platt, Barkley, Carr, Cullison, Dumais, Fraser-Hidalgo, Frick, Gutierrez, Hixson, Kaiser, Kelly, Korman, Kramer, Luedtke, A. Miller, Moon, Morales, Reznik, S. Robinson, Smith, Waldstreicher, and Zucker

AN ACT concerning

Creation of a State Debt – Montgomery County – Jewish Foundation for Group Homes Renovations

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

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

House Bill 1239 – Delegates Lierman, Vallario, Dumais, Anderson, Atterbeary, Barron, Morales, Rosenberg, Smith, Sydnor, and Valentino-Smith

AN ACT concerning

Civil Penalties for Shoplifting and Employee Theft – Repeal

FOR the purpose of repealing certain provisions establishing liability to a merchant for civil penalties for shoplifting and employee theft; and generally relating to civil penalties for shoplifting and employee theft.

BY repealing

Article – Courts and Judicial Proceedings

Section 3-1301 through 3-1308 and the subtitle “Subtitle 13. Civil Penalties for Shoplifting and Employee Theft”

Annotated Code of Maryland

(2013 Replacement Volume and 2014 Supplement)

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

House Bill 1240 – Frederick County Delegation

AN ACT concerning

Frederick County – Alcoholic Beverages Licenses

FOR the purpose of establishing in Frederick County a Class B-CC (conference center) license, a Class BLX (luxury restaurant) license, and a Class MEC (micro-brewery/entertainment center) license; specifying certain requirements for the licensed establishments; specifying the types of alcoholic beverages that may be sold for on-premises consumption in certain locations at the licensed establishments; providing for the hours of sale and license fees; requiring that the Board of License Commissioners define a certain term; authorizing the Board of License Commissioners to issue a Class MEC license to a person for a certain use; providing that the entertainment center for which a Class MEC license is issued may contain or allow certain features; providing an exception to a prohibition against the issuance of a license in a certain election district; providing an exception to a prohibition against the issuance of more than one license being issued to one person or for one premises; and generally relating to alcoholic beverages in Frederick County.

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 2-208(a)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages
Section 2–208(b)(3), 8–211(b), and 9–102(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY adding to
Article 2B – Alcoholic Beverages
Section 6–201(l)(8) through (10)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

House Bill 1241 – Chair, Environment and Transportation Committee (By Request – Departmental – Transportation)

AN ACT concerning

Maryland Transportation Authority – Payment of Tolls and Related Fees

FOR the purpose of altering the procedures of the Maryland Transportation Authority for the collection of unpaid tolls through a certain notice of toll due administrative action and a citation for toll violations; altering procedures for assessing a certain civil penalty; altering the contents of a certain citation; authorizing the Authority to waive portions of unpaid tolls and civil penalties under certain circumstances; and generally relating to the issuance of a citation for nonpayment of tolls and fees on Maryland Transportation Authority facilities.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–1414
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1242 – Delegates Gutierrez, Carr, and Waldstreicher

AN ACT concerning

Creation of a State Debt – Montgomery County – The Writer’s Center

FOR the purpose of authorizing the creation of a State Debt not to exceed \$300,000, the proceeds to be used as a grant to the Board of Directors of The Writer’s Center, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the

loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1243 – Delegate Beidle

AN ACT concerning

Creation of a State Debt – Anne Arundel County – James Brice House

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

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

House Bill 1244 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Education and Workforce Training Coordinating Council for Correctional Institutions – Name Change

FOR the purpose of changing the name of the Education and Workforce Training Coordinating Council for Correctional Institutions to the Correctional Education Council; and generally relating to changing the name of the Education and Workforce Training Coordinating Council for Correctional Institutions.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 11–901(a), 11–902(a), and 11–906(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

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

House Bill 1245 – Delegates Davis, Angel, and D. Barnes

AN ACT concerning

**Creation of a State Debt – Prince George’s County – Park Berkshire
Neighborhood Park**

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

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

House Bill 1246 – Delegates Carter and Proctor

AN ACT concerning

**Maryland Law Enforcement Communications Technology Procurement Task
Force**

FOR the purpose of establishing the Maryland Law Enforcement Communications Technology Procurement Task Force; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to certain committees of the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Maryland Law Enforcement Communications Technology Procurement Task Force.

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

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 21 – Senators Hershey and Norman

AN ACT concerning

**Cecil County and Queen Anne’s County – Intergovernmental Cooperation and
Acceptance of Funds**

FOR the purpose of applying to Cecil County and Queen Anne’s County certain provisions authorizing the governing body of a county to contract with another governmental entity for certain purposes and authorizing the governing body of a county to accept

certain gifts or grants from the federal or State government and to use the gifts and grants for certain purposes; and generally relating to the application to Cecil County and Queen Anne's County of certain provisions relating to intergovernmental cooperation and the acceptance of certain funds.

BY repealing and reenacting, with amendments,
Article – Local Government
Section 1–902
Annotated Code of Maryland
(2013 Volume and 2014 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 41 – Senator Ferguson

AN ACT concerning

Higher Education – Nancy Grasmick Teacher Award – Eligibility

FOR the purpose of authorizing certain public school teachers in the State who earned certain degrees from certain out-of-state institutions of higher education to be eligible for a Nancy Grasmick Teacher Award under certain circumstances; requiring the Office of Student Financial Assistance in the Maryland Higher Education Commission to give certain individuals priority in providing certain repayment assistance; making stylistic changes; and generally relating to eligibility for the Nancy Grasmick Teacher Award.

BY repealing and reenacting, with amendments,
Article – Education
Section 18–1502(b) and (c)
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

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

Senate Bill 109 – Senator Conway

AN ACT concerning

Task Force to Study Small and Minority Design Firm Participation in State Procurement

FOR the purpose of establishing the Task Force to Study Small and Minority Design Firm Participation in State Procurement; 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 determine certain measures; requiring the Task Force

to report its findings and recommendations to the Governor and General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study Small and Minority Design Firm Participation in State Procurement.

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

Senate Bill 139 – Senator Hershey

AN ACT concerning

Kent County – Alcoholic Beverages – Class B Wine Shop and Lounge License

FOR the purpose of establishing a Class B wine shop and lounge license in Kent County; specifying that the license authorizes the holder to sell wine for consumption on and off the premises and to sell or serve certain foods; providing that the license holder is not subject to any requirement regarding the percentage of average daily receipts derived from the sale of food; allowing an individual under the legal drinking age to enter the licensed premises ~~if accompanied by an individual who is of the legal drinking age~~; setting an annual license fee; and generally relating to alcoholic beverages in Kent County.

BY adding to

Article 2B – Alcoholic Beverages

Section 4–301 to be under the new subtitle “Subtitle 3. Class B Wine Licenses”

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 210 – Senators Young, Conway, Hough, Montgomery, ~~and Nathan Pulliam~~ Nathan Pulliam, and Waugh

AN ACT concerning

Educational Institutions – Personal Electronic Account – Privacy Protection

FOR the purpose of prohibiting an educational institution from requiring, requesting, suggesting, or causing a student, an applicant, or a prospective student to grant access to, allow observation of, or disclose information that allows access to or observation of the individual’s personal electronic account; prohibiting an educational institution from compelling a student, an applicant, or a prospective student, as a condition of acceptance or participation in curricular or extracurricular activities, to add certain individuals to a certain list of contacts or to change certain privacy settings; prohibiting an educational institution from taking or threatening to take certain actions against a student, or failing or refusing to admit an applicant, as a result of the student’s or applicant’s refusal to grant access to, allow observation

of, or disclose certain information relating to a personal electronic account, add certain individuals to a certain list of contacts, or change certain privacy settings; providing that this Act may not be construed to prohibit an educational institution from requesting or requiring a student to disclose access information to certain electronic accounts, to prohibit or restrict an educational institution from viewing, accessing, or utilizing certain information that is available in the public domain or available to an educational institution as the result of certain actions of the student, to create a duty to search or monitor the activity of a personal electronic account, to make an educational institution liable for failing to request or require a student, an applicant, or a prospective student to grant access to, allow observation of, or disclose certain information relating to a personal electronic account, to prohibit a student, an applicant, or a prospective student from allowing a certain individual to view certain communications, or to apply to a certain investigation conducted by a certain department of or in accordance with a certain policy or protocol of an institution of postsecondary education; authorizing an individual who is the subject of a violation of this Act to take certain legal action; establishing that an educational institution's action in compliance with federal or State law is an affirmative defense to a claim under this Act; defining certain terms; and generally relating to the personal electronic accounts of students, applicants, and prospective students of educational institutions.

BY adding to

Article – Education

Section 26–401 to be under the new subtitle “Subtitle 4. Personal Electronic Account Privacy Protection”

Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)

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

Senate Bill 225 – Senator Reilly

AN ACT concerning

**Higher Education – Unaccompanied Homeless Youth Tuition Exemption –
Modification**

FOR the purpose of altering the definition of unaccompanied homeless youth by requiring certain documentation that establishes that the child or youth has had a consistent presence in the State for a certain period of time before enrollment in a certain public institution of higher education and a determination of homelessness by a certain individual ~~or certain documentation~~; requiring a financial aid administrator to annually make a certain verification; and generally relating to the tuition exemption for unaccompanied homeless youth.

BY repealing and reenacting, with amendments,

Article – Education

Section 15–106.1
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

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

Senate Bill 230 – Calvert County Senators

AN ACT concerning

Calvert County – Length of Service Award Program – Recipient Benefits

FOR the purpose of altering the age at which certain individuals may begin to receive certain benefits under the Length of Service Award Program for Calvert County; altering a certain additional amount that is payable under the Program for certain volunteer service; repealing a certain limit on a maximum benefit payable under the Program; authorizing a certain death benefit to be paid to a certain alternate beneficiary if a certain volunteer dies and is unmarried at the time of death; providing for the termination of the death benefit for an alternate beneficiary; and generally relating to the Length of Service Award Program in Calvert County.

BY repealing and reenacting, with amendments,
The Public Local Laws of Calvert County
Section 14–102
Article 5 – Public Local Laws of Maryland
(2002 Edition and July 2014 Supplement, as amended)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 231 – Calvert County Senators

AN ACT concerning

Calvert County – Alcoholic Beverages – Special Beer and Wine Festival License

FOR the purpose of altering the scope and title of a certain alcoholic beverages festival license in Calvert County; authorizing the Board of License Commissioners of Calvert County to issue a special beer and wine festival license to the holders of certain alcoholic beverages licenses or to a not-for-profit organization; authorizing the holder of the license to display and sell beer or wine for consumption on or off certain premises on certain days and for certain hours; authorizing the Board to approve up to a certain number of weekends for certain applicants for certain festivals; requiring the Board to approve certain locations for the festivals; providing for the application of this Act; making stylistic changes; and generally relating to alcoholic beverages in Calvert County.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages
Section 8–305
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT
#2**

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

House Bill 58 – Delegates Reznik, Lierman, Morhaim, and K. Young

AN ACT concerning

**Health Occupations – Members of Boards and Advisory Committees –
Prohibition Against Concurrent Service**

HB0058/766588/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 58
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 19, after the second “COMMITTEE” insert “ESTABLISHED BY STATUTE OR REGULATION”.

AMENDMENT NO. 2

On page 2, in line 3, after “ASSOCIATION” insert “ORGANIZED UNDER THE LAWS OF THE STATE”; in the same line, after “REPRESENTS” insert “AND ADVOCATES FOR”; and in line 4, strike the second “THE” and substitute “THAT”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 83 – Delegate Krebs

AN ACT concerning

Public Records – Inspection

HB0083/246080/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 83

(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegate Krebs” and substitute “Delegates Krebs, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena-Melnyk, Pendergrass, Reznik, Saab, Sample-Hughes, West, and K. Young”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 84 – Delegate Krebs

AN ACT concerning

Annotated Code of Maryland – Captions and Catchlines – Interpretation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 100 – Delegate Hammen

AN ACT concerning

Developmental Disabilities Administration – Medicaid Fair Hearings

HB0100/316080/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 100

(First Reading File Bill)

On page 2, strike beginning with “WHOSE” in line 5 down through “WAIVER” in line 6 and substitute “:

(I) WHOSE CLAIM FOR ADMINISTRATION MEDICAID WAIVER”;

and in line 6, after “DENIED” insert “OR IS NOT ACTED ON WITH REASONABLE PROMPTNESS; OR

(II) WHO BELIEVES THE ADMINISTRATION HAS TAKEN AN ACTION ERRONEOUSLY”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 129 – Delegate Morhaim

AN ACT concerning

Procurement – Veteran-Owned Small Business Enterprise Participation – Award of Contracts

HB0129/366686/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 129

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Morhaim” and substitute “Delegates Morhaim, Hammen, Pendergrass, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Oaks, Pena-Melnyk, Reznik, Saab, Sample-Hughes, West, and K. Young”; and strike beginning with “contract” in line 4 down through “goals” in line 7 and substitute “contract with a certain goal of veteran-owned small business participation to comply with certain requirements depending on the type of procurement being conducted”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 12 through 19, inclusive, and substitute:

“14-603.

(A) [A] FOR PROCUREMENTS CONDUCTED BY COMPETITIVE SEALED BIDDING, A unit shall award the contract to the responsible bidder that submits the [lowest] responsive bid[, or responsible offeror proposing the most advantageous offer.] that:

(1) HAS THE LOWEST BID PRICE;

(2) HAS THE LOWEST EVALUATED BID PRICE; OR

(3) FOR PROCUREMENTS SUBJECT TO § 11-202(3) OF THIS ARTICLE, IS THE BID MOST FAVORABLE TO THE STATE; AND

(4) meets or makes a good faith effort to meet any applicable goal established under this subtitle.

(B) FOR PROCUREMENTS CONDUCTED BY COMPETITIVE SEALED PROPOSALS, A UNIT SHALL AWARD THE CONTRACT TO THE RESPONSIBLE OFFEROR:

(1) PROPOSING THE MOST ADVANTAGEOUS OFFER; AND

(2) THAT MEETS OR MAKES A GOOD FAITH EFFORT TO MEET ANY APPLICABLE GOAL ESTABLISHED UNDER THIS SUBTITLE.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 150 – Delegate Morhaim

AN ACT concerning

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

HB0150/346082/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 150

(First Reading File Bill)

On page 2, in line 18, strike “**JULY 1, 2015, AND JULY 1, 2016,**” and substitute “**AND DECEMBER 1, 2015,**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 229 – Delegates Dumais, Anderson, Atterbeary, Barve, Carr, Clippinger, Cullison, Fraser-Hidalgo, Frick, Frush, Gilchrist, Gutierrez, Hammen, Hixson, Kaiser, Kelly, Korman, Kramer, Lisanti, Luedtke, McIntosh, A. Miller, Moon, Morales, Pena-Melnyk, Pendergrass, Platt, Reznik, Smith, Tarlau, Valentino-Smith, B. Wilson, and Zucker

AN ACT concerning

Human Relations – Employment Discrimination – Protection for Interns

HB0229/346380/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 229

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, Angel, Barron, Bromwell, Hayes, Hill, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Oaks, Saab, Sample-Hughes, West, and K. Young”; and in line 10, after “certain” insert “nonmonetary”.

AMENDMENT NO. 2

On page 3, in line 22, strike “**HIRE, DISCHARGE**” and substitute “**OFFER AN INTERNSHIP, TERMINATE AN INTERNSHIP**”; and in line 24, strike “**EMPLOYMENT AS AN INTERN**” and substitute “**AN INTERNSHIP**”.

On page 5, in line 1, after the second “**THE**” insert “**NONMONETARY**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 230 – Delegate Hammen

AN ACT concerning

Health Insurance – Assignment of Benefits and Reimbursement of Nonpreferred Providers – Repeal of Termination Date**HB0230/686186/1**

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 230

(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegate Hammen” and substitute “Delegates Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs,

McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena-Melnyk, Pendergrass, Reznik, Saab, Sample-Hughes, West, and K. Young”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 327 – Delegate Kelly

AN ACT concerning

Health – Ambulatory Surgical Facility – Definition

HB0327/756380/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 327

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Definition” and substitute “Definitions”; in line 3, strike “definition” and substitute “definitions”; in the same line, strike “an ambulatory surgical facility” and substitute ““ambulatory surgical facility” and “surgical services””; and in line 14, after “19–3B–01(b)” insert “and (l)”.

AMENDMENT NO. 2

On page 2, in line 1, strike “primarily” and substitute “EXCLUSIVELY”; in line 3, after “hospitalization” insert “AND”; in the same line, after “WOULD” insert “NOT”; and after line 28, insert:

“(l) “Surgical services” [means any invasive procedure whether therapeutic or diagnostic involving the use of:

- (1) Any cutting instrument;

(2) Microscopic, endoscopic, arthroscopic, or laparoscopic equipment; or

(3) A laser for the removal or repair of an organ or other tissue] HAS THE MEANING DEVELOPED BY THE AMERICAN COLLEGE OF SURGEONS AND INCORPORATED IN THE CENTERS FOR MEDICARE AND MEDICAID SERVICES STATE OPERATIONS MANUAL – GUIDANCE FOR SURVEYORS: AMBULATORY SURGICAL CENTERS.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 130 – Delegates Jones, B. Barnes, Brooks, Frick, Hettleman, Jalisi, Lafferty, Morhaim, Proctor, B. Robinson, Stein, Sydnor, and P. Young

AN ACT concerning

African American Heritage Preservation Program – Reestablishment and Revisions

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

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 124)

ADJOURNMENT

At 10:34 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Thursday, March 5, 2015.

Annapolis, Maryland
Thursday, March 5, 2015

The House met at 10:04 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Shelly Hettleman of Baltimore County.

QUORUM CALL

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

(See Roll Call No. 125)

The Journal of March 4, 2015 was read and approved.

EXCUSES:

Del. McDonough – personal

INTRODUCTION OF BILLS

House Bill 1247 – Delegates Davis, Angel, and D. Barnes

AN ACT concerning

Creation of a State Debt – Prince George’s County – Mt. Calvary Softball Field

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

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

House Bill 1248 – Delegates S. Robinson, Kramer, and A. Miller

AN ACT concerning

Medical Schools – Use of Animals in Medical Training – Prohibited

FOR the purpose of prohibiting a medical school from using a live or dead animal in the medical education or training of students if certain alternate methods are used by certain other medical schools in the State; establishing a certain penalty; and generally relating to prohibiting the use of animals in medical training by medical schools.

BY adding to

Article – Health – General

Section 24–401 to be under the new subtitle “Subtitle 4. Use of Animals in Medical School Training”

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

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

House Bill 1249 – Delegates Haynes and P. Young

AN ACT concerning

Task Force to Improve Suicide Prevention Programs for Veterans

FOR the purpose of establishing the Task Force to Improve Suicide Prevention Programs for Veterans; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study certain suicide prevention programs and develop a certain plan; requiring the Task Force to report its findings and a certain plan to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Improve Suicide Prevention Programs for Veterans.

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

House Bill 1250 – Delegate Mautz

AN ACT concerning

Creation of a State Debt – Talbot County – Phillips Wharf Aquaculture Job Training Center

FOR the purpose of authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Board of Directors of the Phillips Wharf Environmental Center, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the

encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1251 – Delegate W. Miller

AN ACT concerning

General Provisions – Open Meetings Act – Required Training

FOR the purpose of expanding the scope of the training requirements under the Open Meetings Act to include all employees, officials, and members of a public body; requiring that certain individuals complete certain training within a certain time period; requiring each new and returning member of the General Assembly to take certain training; requiring the Office of the Attorney General to provide certain training on or before a certain day of a certain session; and generally relating to required training under the Open Meetings Act.

BY repealing and reenacting, with amendments,

Article – General Provisions

Section 3-213

Annotated Code of Maryland

(2014 Volume)

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

INTRODUCTION OF JOINT RESOLUTIONS

House Joint Resolution 7 – Delegates Adams and Otto

A House Joint Resolution concerning

**Business and Economic Development – NASA Wallops Flight Facility –
Commercial Rocket Boosters and Spacecraft**

FOR the purpose of urging the National Aeronautics and Space Administration (NASA) to conduct an environmental impact study related to landing commercial booster rockets and spacecraft at its Wallops Flight Facility; providing that a copy of this resolution be forwarded by the Department of Legislative Services to certain individuals; and generally relating to the NASA Wallops Flight Facility.

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

MESSAGE FROM THE SENATE
FIRST READING OF SENATE BILLS

Senate Bill 264 – Senator Miller

AN ACT concerning

Circuit Court for Calvert County – Fees for Appearance of Counsel

FOR the purpose of altering certain appearance of counsel fees collected or charged by the Clerk of the Circuit Court for Calvert County; altering the purposes for which certain appearance fees deposited into the Calvert County Law Library Fund may be used; and generally relating to certain appearance of counsel fees.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 7–204(a)(1) and (f)
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

BY adding to
Article – Courts and Judicial Proceedings
Section 7–204(a)(7)
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

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

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #3

CONSENT CALENDAR #4

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1107 – Delegates Vitale and Saab

AN ACT concerning

Creation of a State Debt – Anne Arundel County – Broadneck High School Field House

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1120 – Delegate Hettleman

AN ACT concerning

Creation of a State Debt – Baltimore County – Greenspring Montessori Method Training Center

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1126 – Delegate Beidle

AN ACT concerning

Creation of a State Debt – Anne Arundel County – Camp Woodlands Restoration Project

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1131 – Delegates Lierman, Clippinger, and Hammen

AN ACT concerning

Creation of a State Debt – Baltimore City – Habitat for Humanity of the Chesapeake

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1132 – Delegates Haynes and B. Robinson

AN ACT concerning

Creation of a State Debt – Baltimore City – Alpha Phi Alpha Corporate Headquarters

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1139 – Delegates McIntosh, Anderson, Branch, Glenn, B. Robinson, and M. Washington

AN ACT concerning

Creation of a State Debt – Baltimore City – Niarchos Parkway Film Center

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1147 – Delegates Szeliga, Bromwell, Cluster, Impallaria, and Miele

AN ACT concerning

Creation of a State Debt – Baltimore County – Angel Park

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1148 – Delegates Clippinger, Hammen, and Lierman

AN ACT concerning

Creation of a State Debt – Baltimore City – Cherry Hill Early Head Start

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1149 – Delegate Mautz

AN ACT concerning

Creation of a State Debt – Talbot County – Chesapeake Bay Maritime Museum

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1151 – Delegates Hammen, Clippinger, and Lierman

AN ACT concerning

**Creation of a State Debt – Baltimore City – Port Discovery Children’s Museum
Renovation Project**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1154 – Delegate Haynes

AN ACT concerning

**Creation of a State Debt – Baltimore City – Multifamily Low-Income Housing
Project**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1156 – Delegate Otto

AN ACT concerning

**Creation of a State Debt – Worcester County – Delmarva Discovery Center and
Museum**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1165 – Delegates Conaway, Hayes, and B. Robinson

AN ACT concerning

Creation of a State Debt – Baltimore City – North Avenue Gateway II

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1189 – Delegate Sample–Hughes

AN ACT concerning

Creation of a State Debt – Dorchester County – Chesapeake Grove Senior Housing and Intergenerational Center

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1194 – Delegate McKay

AN ACT concerning

Creation of a State Debt – Washington County – Cushwa Basin Area

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1206 – Delegates Chang, Beidle, and Sophocleus

AN ACT concerning

**Creation of a State Debt – Anne Arundel County – Glen Burnie Masonic Lodge
213**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1212 – Delegates Valentino–Smith, Holmes, and Vallario

AN ACT concerning

Creation of a State Debt – Prince George’s County – Champ House

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1217 – Delegates McCray, Branch, and Glenn

AN ACT concerning

**Creation of a State Debt – Baltimore City – Great Blacks in Wax Museum
Expansion**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1218 – Delegates West and Aumann

AN ACT concerning

**Creation of a State Debt – Baltimore County – Lutherville Volunteer Fire
Company Station Expansion**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1220 – Delegate Mautz

AN ACT concerning

**Creation of a State Debt – Caroline County – Mt. Calvary United Methodist
Church**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1222 – Delegates Rosenberg, Carter, and Oaks

AN ACT concerning

Creation of a State Debt – Baltimore City – Elder Abuse Shelter and Office

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1223 – Delegates Chang, Beidle, Carey, and Sophocleus

AN ACT concerning

Creation of a State Debt – Anne Arundel County – The Arc of the Central Chesapeake Region

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1225 – Delegate Knotts

AN ACT concerning

Creation of a State Debt – Prince George’s County – Crossland High School

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

House Bill 1226 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Apprenticeship and Training – Replacement of Obsolete References

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

House Bill 1227 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Real Estate Appraisers – Licensing and Certification – Examination Waiver Requirements

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1228 – Delegates C. Howard and Vaughn

AN ACT concerning

**Creation of a State Debt – Prince George’s County – Town of Capitol Heights
Public Works Modular Home**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environment and Transportation:

**House Bill 1229 – Chair, Environment and Transportation Committee (By
Request – Departmental – Transportation)**

AN ACT concerning

**Commercial Motor Vehicles – Denial, Cancellation, Suspension, or Revocation
of Registration**

The Bill was re-referred to the Committee on Environment and Transportation.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

**House Bill 360 – Delegates Vallario, Morales, Anderson, Atterbeary, Campos,
Carter, Conaway, Dumais, Frush, Glass, Jalisi, Kramer, Moon, Rey, Reznik,
Rosenberg, Smith, Sydnor, Valentino–Smith, and Waldstreicher**

AN ACT concerning

Criminal Procedure – Seizure and Forfeiture

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

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 126)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #6

House Bill 51 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Circuit Court Real Property Records Improvement Fund – Funding

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

Affirmative – 97 Negative – 40 (See Roll Call No. 127)

The Bill was then sent to the Senate.

House Bill 75 – Calvert County Delegation

AN ACT concerning

Calvert County – Board of License Commissioners – Notice and Hearing on Proposed Legislation

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

Affirmative – 136 Negative – 0 (See Roll Call No. 128)

The Bill was then sent to the Senate.

House Bill 89 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Class BD–BWL License
MC 18–15**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 129)

The Bill was then sent to the Senate.

House Bill 91 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages Licenses – Laytonsville
MC 12–15**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 130)

The Bill was then sent to the Senate.

House Bill 137 – Charles County Delegation

AN ACT concerning

Charles County – Alcoholic Beverages – License Fees

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

Affirmative – 137 Negative – 0 (See Roll Call No. 131)

The Bill was then sent to the Senate.

House Bill 246 – Frederick County Delegation

AN ACT concerning

**Frederick County – Alcoholic Beverages – Notice for License Applications, Fees,
and Inspectors**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 132)

The Bill was then sent to the Senate.

House Bill 287 – Delegate O’Donnell

AN ACT concerning

Natural Resources – Aquaculture – Liability for Trespass

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

Affirmative – 135 Negative – 0 (See Roll Call No. 133)

The Bill was then sent to the Senate.

House Bill 399 – Harford County Delegation

AN ACT concerning

Harford County – Alcoholic Beverages – Class DBR License

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

Affirmative – 136 Negative – 0 (See Roll Call No. 134)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #7

House Bill 92 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Wine Auction Permits
MC 9–15**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 135)

The Bill was then sent to the Senate.

House Bill 93 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – 1–Day License for Schools, Places
of Worship, and Youth Centers
MC 10–15**

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

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

The Bill was then sent to the Senate.

House Bill 95 – Montgomery County Delegation

AN ACT concerning

**City of Gaithersburg – Licensed Alcoholic Beverages Restaurants – Distance
from Churches or Other Places of Worship
MC 23–15**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 137)

The Bill was then sent to the Senate.

House Bill 139 – Delegate Beitzel

AN ACT concerning

Garrett County – Alcoholic Beverages – Sunday Sales

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

Affirmative – 135 Negative – 2 (See Roll Call No. 138)

The Bill was then sent to the Senate.

House Bill 316 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Licenses in Takoma Park
MC 29–15**

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

Affirmative – 135 Negative – 0 (See Roll Call No. 139)

The Bill was then sent to the Senate.

House Bill 424 – Howard County Delegation

AN ACT concerning

**Howard County – Alcoholic Beverages – Special Event – Education Permits
Ho. Co. 05–15**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 140)

The Bill was then sent to the Senate.

House Bill 475 – ~~Delegate Impallaria~~ Harford County Delegation

AN ACT concerning

Harford County – Alcoholic Beverages – Refillable Wine Container Permits

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

Affirmative – 137 Negative – 0 (See Roll Call No. 141)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #8

House Bill 27 – ~~Delegate McConkey~~ Anne Arundel County Delegation

AN ACT concerning

Task Force on the Disposition of the Crownsville Hospital Center Property

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

Affirmative – 137 Negative – 0 (See Roll Call No. 142)

The Bill was then sent to the Senate.

House Bill 64 – Delegates Vitale, Beidle, Carey, Chang, McConkey, S. Howard, McMillan, and Sophocleus

AN ACT concerning

Alcoholic Beverages – Local Licensing Boards – Judicial Review

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

Affirmative – 136 Negative – 0 (See Roll Call No. 143)

The Bill was then sent to the Senate.

House Bill 88 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Refillable Wine Containers
MC 19–15**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 144)

The Bill was then sent to the Senate.

**House Bill 172 – Delegates Beidle, Fraser–Hidalgo, Frush, Healey, Holmes,
S. Robinson, ~~and Stein~~ Stein, Anderton, Barve, Cassilly, Flanagan, and Lam**

AN ACT concerning

Task Force to Study Issues Related to the Use of Self–Driving Vehicles

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

Affirmative – 130 Negative – 7 (See Roll Call No. 145)

The Bill was then sent to the Senate.

**House Bill 270 – Delegates B. Wilson, Aumann, Buckel, Dumais, Folden,
Hornberger, Kaiser, Kipke, Kittleman, Long, McComas, Metzgar, Morales,
Szeliga, West, and C. Wilson**

AN ACT concerning

**Criminal Law – Arson, Burning, ~~and~~ Malicious Destruction, and Theft –
Property of Another – Definition**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 146)

The Bill was then sent to the Senate.

House Bill 296 – Carroll County Delegation

AN ACT concerning

Carroll County – Public Facilities Bonds

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

Affirmative – 137 Negative – 0 (See Roll Call No. 147)

The Bill was then sent to the Senate.

House Bill 439 – Delegates M. Washington, C. Wilson, D. Barnes, Barron, Buckel, Carter, Cullison, Glenn, Hettleman, Hill, McComas, McIntosh, Moon, Morales, Oaks, Proctor, B. Robinson, and P. Young

AN ACT concerning

Family Law – Information and Services for Foster Children and Former Foster Children

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

Affirmative – 137 Negative – 0 (See Roll Call No. 148)

The Bill was then sent to the Senate.

House Bill 447 – ~~Delegates McMillan, B. Barnes, Beidle, Chang, Frush, S. Howard, and McConkey~~ Anne Arundel County Delegation

AN ACT concerning

City of Annapolis – Alcoholic Beverages – Election Days

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

Affirmative – 137 Negative – 0 (See Roll Call No. 149)

The Bill was then sent to the Senate.

House Bill 515 – Allegany County Delegation

AN ACT concerning

**Alcoholic Beverages – Allegany County – Class B–MB
(Micro–Brewery/Restaurant) License**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 150)

The Bill was then sent to the Senate.

House Bill 523 – Delegate Beitzel

AN ACT concerning

~~**Garrett County – Alcoholic Beverages – Special Multiple Event Class C Licenses**~~
Alcoholic Beverages – Garrett County – Multiple Event License

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

Affirmative – 137 Negative – 0 (See Roll Call No. 151)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #9

House Bill 117 – Carroll County Delegation

AN ACT concerning

**Carroll County – Alcoholic Beverages – Hours of Sale on Sundays for Holders of
Class A Licenses**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 152)

The Bill was then sent to the Senate.

House Bill 145 – Howard County Delegation

AN ACT concerning

**Howard County – Appointed Alcoholic Beverage Hearing Board – Compensation
Ho. Co. 6–15**

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

Affirmative – 135 Negative – 0 (See Roll Call No. 153)

The Bill was then sent to the Senate.

**House Bill 156 – Allegany County Delegation and Delegates Anderton, Beidle,
Flanagan, and Lafferty**

AN ACT concerning

Environment – Bay Restoration Fund – Use of Funds

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

Affirmative – 132 Negative – 5 (See Roll Call No. 154)

The Bill was then sent to the Senate.

House Bill 171 – Delegates Afzali and Valentino-Smith

AN ACT concerning

**Courts – Child Abuse and Neglect – Waiver of Reunification Efforts
(Anayah’s Law)**

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

Affirmative – 133 Negative – 2 (See Roll Call No. 155)

The Bill was then sent to the Senate.

House Bill 194 – Delegates Beitzel, Parrott, A. Miller, Adams, Arentz, Buckel, Cassilly, Dumais, Flanagan, Ghrist, Glass, Healey, C. Howard, S. Howard, Impallaria, Jacobs, Jalisi, Kelly, Kipke, Kittleman, Krebs, Mautz, McComas, McKay, McMillan, Metzgar, W. Miller, Otto, Ready, Reznik, S. Robinson, Serafini, Shoemaker, Sophocleus, Szeliga, Turner, B. Wilson, C. Wilson, and Zucker

AN ACT concerning

Vehicle Laws – Maximum Speed Limits on Highways

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

Affirmative – 126 Negative – 10 (See Roll Call No. 156)

The Bill was then sent to the Senate.

House Bill 207 – Delegate S. Robinson

AN ACT concerning

Chesapeake Bay Trust – Investment Options – Expansion

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

Affirmative – 125 Negative – 12 (See Roll Call No. 157)

The Bill was then sent to the Senate.

House Bill 233 – Delegate Beidle

AN ACT concerning

Motor Vehicles – Calculation of Length – Loading Devices

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

Affirmative – 137 Negative – 0 (See Roll Call No. 158)

The Bill was then sent to the Senate.

House Bill 245 – Frederick County Delegation

EMERGENCY BILL

AN ACT concerning

Frederick County – Alcoholic Beverages – Sunday Permit – Hours of Sale

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

Affirmative – 135 Negative – 0 (See Roll Call No. 159)

The Bill was then sent to the Senate.

House Bill 273 – Frederick County Delegation

AN ACT concerning

Frederick County – Alcoholic Beverages – Wine Events, Licensing, Alcohol Awareness Requirements, and Fines

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

Affirmative – 137 Negative – 0 (See Roll Call No. 160)

The Bill was then sent to the Senate.

House Bill 275 – Frederick County Delegation

AN ACT concerning

**Frederick County – Alcoholic Beverages – Special Class C (Retirement Center)
License**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 161)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #10

House Bill 330 – Allegany County Delegation

AN ACT concerning

**Alcoholic Beverages – Micro-Breweries and Farm Breweries – Additional
License**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 162)

The Bill was then sent to the Senate.

House Bill 509 – Delegates McMillan, Beidle, Fisher, Frush, O’Donnell, and Stein

AN ACT concerning

Environment – Statute of Limitations – Administrative Penalties

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

Affirmative – 135 Negative – 0 (See Roll Call No. 163)

The Bill was then sent to the Senate.

House Bill 527 – 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 – 137 Negative – 0 (See Roll Call No. 164)

The Bill was then sent to the Senate.

House Bill 589 – Charles County Delegation

AN ACT concerning

Charles County – Alcoholic Beverages – Certification for License Application

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

Affirmative – 136 Negative – 0 (See Roll Call No. 165)

The Bill was then sent to the Senate.

House Bill 694 – Delegates Jackson, Angel, Barkley, D. Barnes, Barron, Buckel, Carter, Chang, Clippinger, Cluster, Fennell, Frush, Ghrist, Glenn, Haynes, Hettleman, Hill, Jalisi, Knotts, Lam, Luedtke, McConkey, McKay, O'Donnell, Patterson, B. Robinson, Sophocleus, Tarlau, Turner, Valderrama, Valentino-Smith, Vaughn, Vogt, Walker, A. Washington, C. Wilson, and Zucker

AN ACT concerning

**Law Enforcement Officers' Pension System – Division of Parole and Probation –
Warrant Apprehension Unit Employees – Membership**

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

Affirmative – 135 Negative – 1 (See Roll Call No. 166)

The Bill was then sent to the Senate.

House Bill 794 – Washington County Delegation

AN ACT concerning

Washington County – Liquor Tasting License

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

Affirmative – 135 Negative – 0 (See Roll Call No. 167)

The Bill was then sent to the Senate.

House Bill 801 – Washington County Delegation

AN ACT concerning

Washington County – Alcoholic Beverages – Conversion of Class P Licenses

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

Affirmative – 137 Negative – 0 (See Roll Call No. 168)

The Bill was then sent to the Senate.

House Bill 835 – Washington County Delegation

AN ACT concerning

Alcoholic Beverages – Washington County – Refillable Container Permit

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

Affirmative – 137 Negative – 0 (See Roll Call No. 169)

The Bill was then sent to the Senate.

House Bill 845 – Harford County Delegation

AN ACT concerning

Harford County – Alcoholic Beverages – Class B Cafe Licenses

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

Affirmative – 137 Negative – 0 (See Roll Call No. 170)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #11

House Bill 41 – Delegate Rosenberg

AN ACT concerning

**Immunities – Associations, Organizations, and Charities – Liability of Agents
and Volunteers**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 171)

The Bill was then sent to the Senate.

House Bill 170 – Delegates Beitzel, Adams, Anderton, Arentz, Buckel, Cluster, Impallaria, Jacobs, Mautz, McComas, W. Miller, O'Donnell, Vitale, B. Wilson, ~~and C. Wilson~~ C. Wilson, Cassilly, Flanagan, Fraser-Hidalgo, Otto, and Szeliga

AN ACT concerning

Natural Resources – Game Birds – Baiting

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

Affirmative – 137 Negative – 0 (See Roll Call No. 172)

The Bill was then sent to the Senate.

House Bill 328 – Harford County Delegation

AN ACT concerning

Harford County – Alcoholic Beverages – Applications for Licenses

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

Affirmative – 137 Negative – 0 (See Roll Call No. 173)

The Bill was then sent to the Senate.

House Bill 329 – Harford County Delegation

AN ACT concerning

Harford County – Alcoholic Beverages – Inspectors

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

Affirmative – 137 Negative – 0 (See Roll Call No. 174)

The Bill was then sent to the Senate.

House Bill 440 – Howard County Delegation

AN ACT concerning

**Howard County – Insurance – Certificates of Guarantee for County Bond
Requirements
Ho. Co. 8–15**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 175)

The Bill was then sent to the Senate.

House Bill 544 – Calvert County Delegation

AN ACT concerning

Calvert County – Alcoholic Beverages – Bottle Clubs

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

Affirmative – 137 Negative – 0 (See Roll Call No. 176)

The Bill was then sent to the Senate.

House Bill 705 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Alcoholic Beverages – Penalties
PG 304–15**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 177)

The Bill was then sent to the Senate.

House Bill 795 – Washington County Delegation

AN ACT concerning

**Washington County – Board of License Commissioners – Expungement of
Violations**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 178)

The Bill was then sent to the Senate.

House Bill 797 – Washington County Delegation

AN ACT concerning

Alcoholic Beverages – Washington County – Population Ratio Quota

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

Affirmative – 136 Negative – 0 (See Roll Call No. 179)

The Bill was then sent to the Senate.

House Bill 836 – Washington County Delegation

AN ACT concerning

Washington County – Alcoholic Beverages – Wine Tasting License for Class B License Holders – Repeal

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

Affirmative – 136 Negative – 0 (See Roll Call No. 180)

The Bill was then sent to the Senate.

House Bill 868 – Delegates Hayes, Carter, Lierman, McCray, B. Robinson, Rosenberg, and M. Washington

AN ACT concerning

Baltimore City – Alcoholic Beverages – Penalties for Sales to Underage Persons

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

Affirmative – 137 Negative – 0 (See Roll Call No. 181)

The Bill was then sent to the Senate.

QUORUM CALL

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

(See Roll Call No. 182)

ADJOURNMENT

At 10:52 A.M. on motion of Delegate Kaiser the House adjourned until 11:00 A.M. on Friday, March 6, 2015.

**Annapolis, Maryland
Friday, March 6, 2015**

The House met at 11:17 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Terri L. Hill of Baltimore and Howard counties.

QUORUM CALL

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

(See Roll Call No. 183)

The Journal of March 5, 2015 was read and approved.

EXCUSES:

Del. Arentz – personal

INTRODUCTION OF BILLS

**House Bill 1252 – Delegates Hayes, Anderson, Conaway, B. Robinson, and
M. Washington**

AN ACT concerning

Creation of a State Debt – Baltimore City – Center Stage

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

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

**House Bill 1253 – Delegates Jameson, Fisher, Jackson, Morgan, O'Donnell,
Patterson, Proctor, Rey, and C. Wilson**

AN ACT concerning

Motor Vehicle Insurance – Entry–Level Commercial Truck Driver’s License Holders – Study

FOR the purpose of requiring the Department of Labor, Licensing, and Regulation to conduct a study of the availability, accessibility, and affordability of commercial motor vehicle insurance for motor carriers who want to employ entry–level commercial driver’s license holders, and to make certain recommendations; authorizing the Department to consult with certain State agencies, institutions of higher education, industries, and other persons; requiring the study to examine certain issues; requiring the Department to report its findings and recommendations to certain committees of the General Assembly on or before certain dates; and generally relating to motor vehicle insurance for motor carriers who employ entry–level commercial driver’s license holders.

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

House Bill 1254 – Delegate Arentz

AN ACT concerning

State Boat Act – Registered Vessel – Disclosure of Owner Information

FOR the purpose of authorizing the Department of Natural Resources to disclose certain information relating to the owner of a registered vessel to a certain dealer if requested for a certain purpose; limiting the information that the Department may disclose to a certain dealer; authorizing the Department to impose a fee not to exceed a certain amount for providing certain information; requiring the Department to provide certain information via electronic means; prohibiting the Department from providing certain information in printed hard copy; and generally relating to the disclosure of information relating to the owner of a registered vessel.

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 8–704.1

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article – Natural Resources

Section 8–710(a)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1255 – Delegate Impallaria

AN ACT concerning

Maryland Locksmith Act – Public Lists of Licensees – Remedies for Violations

FOR the purpose of requiring Internet Web sites and electronic mail to contain certain information about licensed locksmiths under certain circumstances; requiring certain advertisements, directories of service providers, or search result information to include certain information about licensed locksmiths; requiring certain advertisers, directory publishers, or search result providers to verify with the Secretary of Labor, Licensing, and Regulation certain information under certain circumstances; authorizing a certain petition for declaratory judgment under certain circumstances; authorizing certain injunctions and a certain license suspension under certain circumstances; providing for certain attorney’s fees and costs under certain circumstances; authorizing a certain action to be brought to recover for certain injury or loss under certain circumstances; providing that certain violations of certain provisions of law are certain unfair and deceptive trade practices and subject to certain penalty and enforcement provisions; and generally relating to locksmiths and the Maryland Locksmith Act.

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 12.5–401
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY adding to
Article – Business Regulation
Section 12.5–508
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

House Bill 1256 – Delegate Bromwell

AN ACT concerning

Maryland Health Care Commission – Certificates of Need – Application of Bed Need Projections

FOR the purpose of requiring the Maryland Health Care Commission to apply a certain bed need projection in considering a certificate of need application for new comprehensive care facility beds; defining a certain term; providing for the application of this Act; and generally relating to the application of bed need projections to certificates of need by the Maryland Health Care Commission.

BY repealing and reenacting, with amendments,

Article – Health – General
Section 19–126
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

House Bill 1257 – Delegate Bromwell

CONSTITUTIONAL AMENDMENT

AN ACT concerning

Orphans’ Court – Change of Name to Probate Court

FOR the purpose of proposing an amendment to the Maryland Constitution to change the name of each Orphans’ Court in this State to the Probate Court; submitting this amendment to the qualified voters of the State for their adoption or rejection; changing references to the orphans’ court in the Annotated Code of Maryland to the probate court on the passage and ratification of a certain constitutional amendment; requiring the publishers of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, to correct any references throughout the Code that are rendered incorrect by this Act and to describe any corrections in an editor’s note following the section affected; prohibiting the use of certain office supplies until existing office supplies are depleted; and generally relating to the orphans’ courts.

BY proposing an amendment to the Maryland Constitution

Article IV – Judiciary Department

Section 1, 3A(a), 4B(a)(1), 8(c), 18(b)(2), (3), and (4), and 20(b); and 40(a), (b), (c), (d), (e), and (g) and 41 to be under the amended part “Part V. Probate Court”

BY repealing and reenacting, with amendments,

Article – Business Occupations and Professions

Section 10–101(f)(2) and (h)(2)(i)

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 1–101(c), 1–205(a)(2), 12–101(f), 12–201, 12–308, 12–501(a), 12–502(a)(1)(i) and (iii) and (b)(2), and 12–701(a)

Annotated Code of Maryland

(2013 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Election Law

Section 9–210(a)(7)(v)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 1–103(a)(2), 2–101, 2–106(b)(2)(i), (c), (d), (e), (f)(2), and (i), 2–107(b),
2–108(y)(1), (3), (4), (5), (6), and (8), 2–109(b)(3) and (4), 5–206, 5–403(b),
5–708(a)(4), 13–105(a) and (c), 13–106, and 13–107
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – General Provisions
Section 5–103(d)(1)(i)2.
Annotated Code of Maryland
(2014 Volume)

BY repealing and reenacting, with amendments,
Article – Local Government
Section 25–509, 28–106(a)(5), and 28–207(a)(4)
Annotated Code of Maryland
(2013 Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 2–122(c)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 7–216(c)(3) and 12–101(a)(12)
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 21–307(n)(1)(v)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 7–101(b), 13–302(c), 13–510(a)(3), and 13–511
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

**House Bill 1258 – Delegates Moon, Anderson, Gutierrez, Morales, Smith, Sydnor,
and Vallario**

AN ACT concerning

Criminal Law – Possession of Controlled Dangerous Substance – Penalties

FOR the purpose of altering the penalty for possessing or administering a certain controlled dangerous substance; making certain conforming changes; and generally relating to controlled dangerous substances.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 5–601(c)(1) and (2)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 86 – Senator Simonaire

AN ACT concerning

Public Safety – Hit and Run Suspects – Yellow Alert Program

FOR the purpose of requiring the Department of State Police to establish a Yellow Alert Program to provide a system for rapid dissemination of certain information to assist in locating and apprehending certain missing persons suspected of failing to remain at the scene of a vehicle accident under certain circumstances; requiring the Department to adopt certain guidelines and develop certain procedures for issuing a Yellow Alert, provide certain training and assistance to local law enforcement agencies, recruit certain broadcasters, local volunteer groups, and other members of the public to assist in developing and implementing a Yellow Alert, and consult with the State Highway Administration to establish a certain plan; requiring certain law enforcement officers or agencies to provide certain notification under certain circumstances; defining certain terms; and generally relating to the establishment of a Yellow Alert Program.

BY adding to

Article – Public Safety
Section 3–606
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 27–113
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 185 – Senator McFadden

AN ACT concerning

Higher Education – Workforce Shortage Student Assistance Grants for Child Care Providers – Hattie N. Harrison Memorial Scholarship – Establishment

FOR the purpose of ~~altering the workforce shortage fields eligible for a Workforce Shortage Student Assistance grant to include school counselors under certain circumstances; naming a certain grant to be~~ naming the Workforce Shortage Student Assistance grant for child care providers to be the grant known as the Hattie N. Harrison Memorial Scholarship; and generally relating to the Workforce Shortage Student Assistance grants program for child care providers.

BY repealing and reenacting, without amendments,
Article – Education
Section 18–708(b) through (d)
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 18–708(e)(5)
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

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

Senate Bill 189 – Senators Hough, Bates, Cassilly, Klausmeier, Peters, and Salling

AN ACT concerning

State Correctional Facilities – Correctional Officers – Polygraph Examination

FOR the purpose of requiring the Secretary of Public Safety and Correctional Services to require an individual to pass a polygraph examination before being appointed to serve as a correctional officer in a correctional facility; requiring the Secretary to adopt regulations governing the administration of the polygraph examination required by this Act; and generally relating to correctional officers.

BY repealing and reenacting, with amendments,
Article – Correctional Services
Section 3–215(f)
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

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

Senate Bill 201 – Senator Conway

AN ACT concerning

**State Board for the Certification of Residential Child Care Program
Professionals – Revisions**

FOR the purpose of altering the requirements for the designation and appointment of a certain program administrator of a residential child care program under certain circumstances; requiring the State Board for the Certification of Residential Child Care Program Professionals to evaluate the moral character of an acting residential child care program administrator; requiring the governing body of a residential child care program to appoint a chief administrator of the program; making certain provisions of law that apply to the owner of a residential child care program apply instead to the chief administrator of the program; providing for the designation of an acting chief administrator under certain circumstances; requiring, unless waived by the Board, an applicant for a program administrator certificate and a residential child and youth care practitioner certificate to have completed a child protective services background clearance to qualify for a certificate; requiring an applicant for a certificate or for renewal or reinstatement of a certificate to provide evidence of application for a child protective services background clearance; requiring the results of the child protective services background clearance to be provided to the Board and the applicant; authorizing the Board to waive, for certain applicants, the required evidence of application for a child protective services background clearance under certain circumstances; altering the requirements for an applicant to obtain a criminal history records check; restricting the use of information obtained from a criminal history records check; authorizing the subject of a criminal history records check to contest the contents of a certain statement; clarifying the types of addresses that a certain application file must contain; requiring an applicant to provide evidence of completing a national criminal history records check before the Board may grant a waiver of a certain examination requirement; requiring an applicant to whom the Board has issued a certificate to maintain on file and update certain addresses; authorizing the Board to take certain disciplinary action if an applicant

or a certificate holder fails to maintain certain addresses on file or notify the Board of certain address changes; repealing certain obsolete provisions of law; defining certain terms; and generally relating to the State Board for the Certification of Residential Child Care Program Professionals.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 20–101, 20–301 through 20–304, 20–306, 20–307, 20–310, 20–311, and 20–313

Annotated Code of Maryland

(2014 Replacement Volume)

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

Senate Bill 203 – Senator Conway

AN ACT concerning

Business Occupations and Professions – Real Estate Salespersons and Brokers – Formation of Business Entities and Payment of Commissions

FOR the purpose of authorizing certain licensed real estate salespersons and licensed associate real estate brokers, with the consent of a certain licensed real estate broker, to form a certain business entity; providing for the formation of a certain business entity; authorizing payment of a certain commission to a certain business entity under certain circumstances; authorizing payment of compensation for the provision of real estate brokerage services to a certain business entity under certain circumstances; and generally relating to real estate salespersons and brokers and the formation of business entities and payment of commissions.

BY repealing and reenacting, with amendments,

Article – Business Occupations and Professions

Section 17–512 and 17–604

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

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

Senate Bill 204 – Senator Conway

AN ACT concerning

Election Law – Primary Election Dates in the Presidential Election Year

FOR the purpose of altering the date of the statewide primary election in the year in which the President of the United States is elected; altering the date of the primary election for municipal offices in Baltimore City in the year in which the President of the

United States is elected; making certain conforming changes; clarifying certain provisions of law concerning the filling of certain vacancies in nomination; repealing an obsolete provision of law concerning the printing of certain ballots; and generally relating to primary election dates in the presidential election year and the nomination of candidates.

BY repealing and reenacting, with amendments,

Article – Election Law

Section 5–303(c), 5–703(c), 5–703.1(c), 5–801(b), 5–1002(b), 5–1003(b), 5–1004(b),
6–210(e), 8–201, 8–502(c), 9–207(a), 9–215(a), and 13–309(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

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

Senate Bill 215 – Senator Astle

EMERGENCY BILL

AN ACT concerning

Pilots – Recreational Vessels – Employment Requirement

FOR the purpose of requiring that a certain recreational vessel employ a licensed pilot to pilot the vessel when it is underway on the navigable waters of the State; defining a certain term; making this Act an emergency measure; and generally relating to the employment of pilots on recreational vessels.

BY repealing and reenacting, with amendments,

Article – Business Occupations and Professions

Section 11–501

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

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

Senate Bill 297 – Senators Kelley, Astle, Benson, Feldman, King, Klausmeier, Lee, Mathias, Middleton, Montgomery, Nathan–Pulliam, and Pugh

AN ACT concerning

Task Force on Family Caregiving and Long–Term Supports

FOR the purpose of establishing the Task Force on Family Caregiving and Long–Term Supports; providing for the composition, staff, and dates of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, ~~but~~; authorizing the reimbursement of certain expenses for certain members of the Task

Force; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force on Family Caregiving and Long-Term Supports.

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

Senate Bill 299 – Harford County Senators

AN ACT concerning

Harford County – Alcoholic Beverages – Refillable Wine Container Permits

FOR the purpose of ~~authorizing the Harford County Liquor Control Board to issue a refillable container permit for wine; providing that the permit authorizes the permit holder to sell wine for consumption off the licensed premises in a refillable container under certain circumstances; specifying that the Board may issue a permit for draft beer or wine or both to license holders who hold certain licenses under certain circumstances;~~ establishing a refillable wine container permit in Harford County; authorizing the Harford County Liquor Control Board to issue a refillable container permit for wine to a holder of a certain license under certain circumstances and conditions; specifying that this Act applies in the county to wine, including mead; providing that the permit authorizes the permit holder to sell wine for off-premises consumption in a refillable container under certain circumstances and conditions; making a clarifying change; and generally relating to refillable container permits for wine in Harford County.

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 1-102(a)(1), (3), (9-1), and (28) and 21-107

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 8-103 and 8-213.3

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 310 – Senators Rosapepe, Madaleno, Bates, Conway, Currie, Feldman, Ferguson, Kagan, Kelley, King, Lee, Manno, Mathias, McFadden, Montgomery, Nathan-Pulliam, Peters, Pinsky, Ramirez, Raskin, Reilly, Salling, Simonaire, Waugh, and Young

AN ACT concerning

Education – Maryland Seal of Biliteracy Act – Establishment

FOR the purpose of establishing the Maryland Seal of Biliteracy Program; providing for the purpose of the Program; providing that participation in the Program by a local school system is voluntary; providing that, beginning with a certain graduating class, certain students shall receive a certain seal under certain circumstances; requiring the State Board of Education to establish certain criteria and requirements by a certain date; requiring the State Board to provide certain information regarding the Program to certain local school systems by a certain date; requiring certain local school systems to maintain certain records; requiring certain local school systems to affix a certain seal to certain academic documents under certain circumstances; requiring the State Board to adopt certain regulations; defining certain terms; and generally relating to the Maryland Seal of Biliteracy Program.

BY adding to

Article – Education

Section 7–208

Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)

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

Senate Bill 316 – Senators Ramirez ~~and Montgomery~~, Montgomery, Zirkin, Brochin, Cassilly, Gladden, Hough, Lee, Muse, Norman, Raskin, and Ready

AN ACT concerning

Vehicle Laws – Obstruction Hanging From Rearview Mirror – Enforcement

FOR the purpose of providing for enforcement only as a secondary offense for a violation of the prohibition under certain circumstances against a person driving a vehicle on a highway with any object, material, or obstruction hanging from the rearview mirror under certain circumstances.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 21–1104

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 325 – Senator Pugh

AN ACT concerning

Life Insurers – Reserve Investments – Loans Secured by Real Estate

FOR the purpose of altering the maximum term of certain loans on certain real estate that may be included in the reserve investments of life insurers; making certain conforming changes; and generally relating to the reserve investments of life insurers.

BY repealing and reenacting, with amendments,
 Article – Insurance
 Section 5–511(g)
 Annotated Code of Maryland
 (2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 330 – Senator Klausmeier (By Request – Baltimore County Administration)

AN ACT concerning

Baltimore County Code of Public Local Laws – 2015 Edition – Legalization

FOR the purpose of legalizing the 2015 Edition of the Baltimore County Code of Public Local Laws and any supplement to the extent to which that code or supplement contains laws enacted by the General Assembly; and generally relating to the 2015 Edition of the Baltimore County Code of Public Local Laws.

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 334 – Senators Madaleno, Ferguson, Guzzone, Kagan, King, Mathias, ~~and Montgomery~~ Montgomery, Currie, Manno, McFadden, and Peters

AN ACT concerning

The Hunger-Free Schools Act of 2015

FOR the purpose of altering a certain definition for ~~a~~ certain fiscal ~~year~~ years to determine the number of students used to calculate a certain grant for schools that participate in a certain federal program; requiring the Maryland State Department of Education, in collaboration with certain local school systems, to report to certain committees of the General Assembly on or before a certain date; and generally relating to the compensatory education grant for primary and secondary education.

BY repealing and reenacting, with amendments,
 Article – Education
 Section 5–207(a)(3)
 Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)

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

**Senate Bill 343 – Chair, Education, Health, and Environmental Affairs Committee
(By Request – Departmental – State Ethics Commission)**

AN ACT concerning

Public Ethics – Advisory Bodies – Advisory Opinions and Informal Advice

FOR the purpose of authorizing certain advisory bodies to issue informal advice; specifying that informal advice provided by certain advisory bodies is confidential and not subject to certain requirements of the Public Ethics Law; and generally relating to informal advice by certain advisory bodies to certain entities under the Public Ethics Law.

BY repealing and reenacting, with amendments,

Article – General Provisions

Section 5–301

Annotated Code of Maryland

(2014 Volume)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 442 – Senator Eckardt

AN ACT concerning

**Employees’ Pension System – Dorchester County Sanitary Commission –
Eligible Governmental Unit**

FOR the purpose of adding the Dorchester County Sanitary Commission as an eligible governmental unit in the Employees’ Pension System; providing that certain individuals are subject to the alternate contributory pension benefit in the Employees’ Pension System in the same manner as certain other individuals; and generally relating to employees of the Dorchester County Sanitary Commission participating in the Employees’ Pension System.

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 23–221, 31–102, and 31–116.2

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 467 – Senators Klausmeier, Madaleno, ~~and Rosapepe~~ Rosapepe, Astle, Benson, Feldman, Hershey, Jennings, Kelley, Mathias, Middleton, Pugh, and Reilly

~~EMERGENCY BILL~~

AN ACT concerning

**Department of Health and Mental Hygiene – Newborn Screening Program Fund
– Establishment**

FOR the purpose of establishing the Newborn Screening Program Fund; requiring the Secretary of Health and Mental Hygiene to administer the Fund; providing for the uses, purposes, sources of funding, investment of money, and auditing of the Fund; providing that the Fund is a continuing, nonlapsing fund not subject to certain provisions of law; requiring the Secretary to pay certain fees to the Comptroller; requiring the Comptroller to distribute certain fees to the Fund; requiring interest earnings of the Fund to be credited to the Fund; exempting the Fund from a certain provision of law requiring interest on State money in special funds to accrue to the General Fund of the State; defining a certain term; ~~making this Act an emergency measure;~~ and generally relating to the Newborn Screening Program Fund in the Department of Health and Mental Hygiene.

BY adding to

Article – Health – General
Section 13–111(f) and 13–113
Annotated Code of Maryland
(2009 Replacement Volume and 2014 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 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement
Section 6–226(a)(2)(ii)81. and 82.
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY adding to

Article – State Finance and Procurement
Section 6–226(a)(2)(ii)83.
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 510 – Senators Hough and Young

AN ACT concerning

Frederick County – Gaming Events

FOR the purpose of authorizing certain organizations in Frederick County to conduct a card game, card tournament, or casino event under certain circumstances; requiring an organization to obtain a permit from the County Department of Permits and Inspections before conducting a card game, card tournament, or casino event; requiring an organization that seeks a permit to meet certain requirements; specifying that a card game, card tournament, or casino event may be managed and organized by certain organizations; requiring an individual who participates in or ~~helps operate~~ volunteers as an operator of a card game, card tournament, or casino event to be of a certain age; specifying that a permit holder may receive a certain maximum number of permits in a calendar year; providing a certain time limit on a card game, card tournament, or casino event; specifying that a permit is not transferable; requiring that proceeds from a card game, card tournament, or casino event be used for certain purposes and may not be used for certain other purposes subject to a certain exception; specifying that the operation of a card game, card tournament, or casino event may not occur during a certain time; authorizing a permit holder under this Act to charge only a preset entrance fee; requiring participants in a card game, card tournament, or casino event to use tokens and not cash for wagering under certain circumstances; prohibiting a permit holder from exchanging tokens under certain circumstances; requiring a permit holder to submit a financial report to the County Department of Permits and Inspections under certain circumstances; requiring the Department to forward a certain report to the State Lottery and Gaming Control Commission; authorizing the County Executive to adopt certain regulations; providing a certain penalty; defining certain terms; and generally relating to gaming in Frederick County.

BY adding to

Article – Criminal Law

Section 13–1304.1

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 524 – Senators Raskin, Benson, Brochin, Guzzone, Kagan, Kelley, King, Madaleno, Manno, McFadden, Montgomery, and Rosapepe

AN ACT concerning

Family Law – Protecting the Resources of Children in State Custody

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

BY adding to

Article – Family Law

Section 5–527.1

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 536 – Senator Conway

AN ACT concerning

Certified Public Accountants – Definitions – Attest and Practice Certified Public Accountancy

FOR the purpose of altering the definitions of “attest” and “practice certified public accountancy” as they relate to the Maryland Public Accountancy Act to include certain services and procedures performed in accordance with the Statements on Standards for Attestation Engagements issued by a certain organization; and generally relating to the regulation of certified public accountants.

BY repealing and reenacting, without amendments,

Article – Business Occupations and Professions

Section 2–101(a) and (b)

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Business Occupations and Professions

Section 2–101(c) and (m)

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

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

Senate Bill 596 – Chair, Finance Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Health Care Facilities – Surveys, Inspections, and External Reviews

FOR the purpose of requiring the Department of Health and Mental Hygiene to survey freestanding ambulatory care facilities in accordance with certain regulations, with a certain exception; requiring the Department to survey each freestanding birthing center at a certain frequency; requiring the Department to inspect the operations of each home health agency at a certain frequency; repealing a provision of law authorizing a certain professional standards review organization to conduct an external review of health maintenance organizations; exempting certain accredited health maintenance organizations from a certain external review; altering the frequency at which the Department must make a site visit and conduct a survey of each licensed nursing home; repealing an exception to the licensed nursing home site visit and survey requirements; providing for the termination of this Act; and generally relating to surveys, inspections, and external reviews of health care facilities.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 19–3B–03, 19–407, 19–705.1(f), and 19–1408
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 610 – Senators Pinsky, Bates, and Young

AN ACT concerning

Real Estate Brokers and Salespersons – Continuing Education – Requirements

FOR the purpose of repealing a provision of law that requires certain licensed real estate brokers, associate real estate brokers, and real estate salespersons to complete fewer overall clock hours of continuing education instruction than the number generally required during certain licensing periods; requiring that certain mandated subject matter for continuing education courses be taken by a licensee each licensing period; making conforming changes; and generally relating to continuing education requirements for real estate brokers and salespersons.

BY repealing and reenacting, without amendments,
Article – Business Occupations and Professions
Section 17–301(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 17–315(a) and (b)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

Senate Bill 651 – Senators Muse, Ferguson, McFadden, and Rosapepe

AN ACT concerning

**Criminal Procedure – Expungement – Conviction of a Crime That Is No Longer
a Crime**

FOR the purpose of authorizing a person to file a certain petition for expungement if the person was convicted of a crime and the act on which the conviction was based is no longer a crime; and generally relating to expungement of criminal records.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 10–105
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

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

Senate Bill 744 – Senators Kagan and King

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2011 – Montgomery County –
Water Park at Bohrer Park**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2011 to provide that certain grants for the Water Park at Bohrer Park may not terminate before June 1, 2016; making this Act an emergency measure; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2011.

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

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

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 111 – The Speaker (By Request – Maryland Judiciary)

AN ACT concerning

Judgeships – Circuit Courts and District Court

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT NOT ADOPTED.

Delegate McIntosh moved to make the Bill a Special Order for March 13, 2015.

The motion was adopted.

QUORUM CALL

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

(See Roll Call No. 184)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #12

House Bill 58 – Delegates Reznik, Lierman, Morhaim, and K. Young

AN ACT concerning

Health Occupations – Members of Boards and Advisory Committees – Prohibition Against Concurrent Service

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

Affirmative – 136 Negative – 0 (See Roll Call No. 185)

The Bill was then sent to the Senate.

House Bill 83 – ~~Delegate Krebs~~ Delegates Krebs, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena-Melnyk, Pendergrass, Reznik, Saab, Sample-Hughes, West, and K. Young

AN ACT concerning

Public Records – Inspection

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

Affirmative – 136 Negative – 0 (See Roll Call No. 186)

The Bill was then sent to the Senate.

House Bill 84 – Delegate Krebs

AN ACT concerning

Annotated Code of Maryland – Captions and Catchlines – Interpretation

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

Affirmative – 136 Negative – 0 (See Roll Call No. 187)

The Bill was then sent to the Senate.

House Bill 100 – Delegate Hammen

AN ACT concerning

Developmental Disabilities Administration – Medicaid Fair Hearings

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

Affirmative – 137 Negative – 0 (See Roll Call No. 188)

The Bill was then sent to the Senate.

House Bill 129 – ~~Delegate Morhaim~~ Delegates Morhaim, Hammen, Pendergrass, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Oaks, Pena-Melnyk, Reznik, Saab, Sample-Hughes, West, and K. Young

AN ACT concerning

**Procurement – Veteran–Owned Small Business Enterprise Participation –
Award of Contracts**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 189)

The Bill was then sent to the Senate.

**House Bill 130 – Delegates Jones, B. Barnes, Brooks, Frick, Hettleman, Jalisi,
Lafferty, Morhaim, Proctor, B. Robinson, Stein, Sydnor, and P. Young**

AN ACT concerning

**African American Heritage Preservation Program – Reestablishment and
Revisions**

Delegate Kittleman moved to make the Bill a Special Order for March 10, 2015.

The motion was adopted.

House Bill 150 – Delegate Morhaim

AN ACT concerning

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

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

Affirmative – 137 Negative – 0 (See Roll Call No. 190)

The Bill was then sent to the Senate.

**House Bill 229 – Delegates Dumais, Anderson, Atterbeary, Barve, Carr,
Clippinger, Cullison, Fraser–Hidalgo, Frick, Frush, Gilchrist, Gutierrez,
Hammen, Hixson, Kaiser, Kelly, Korman, Kramer, Lisanti, Luedtke,
McIntosh, A. Miller, Moon, Morales, Pena–Melnik, Pendergrass, Platt,
Reznik, Smith, Tarlau, Valentino–Smith, B. Wilson, ~~and Zucker~~ Zucker,
Angel, Barron, Bromwell, Hayes, Hill, Kipke, Krebs, McDonough, McMillan,
Miele, Morgan, Oaks, Saab, Sample–Hughes, West, and K. Young**

AN ACT concerning

Human Relations – Employment Discrimination – Protection for Interns

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

Affirmative – 136 Negative – 0 (See Roll Call No. 191)

The Bill was then sent to the Senate.

House Bill 230 – ~~Delegate Hammen~~ Delegates Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena-Melnyk, Pendergrass, Reznik, Saab, Sample-Hughes, West, and K. Young

AN ACT concerning

Health Insurance – Assignment of Benefits and Reimbursement of Nonpreferred Providers – Repeal of Termination Date

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

Affirmative – 136 Negative – 0 (See Roll Call No. 192)

The Bill was then sent to the Senate.

House Bill 327 – Delegate Kelly

AN ACT concerning

Health – Ambulatory Surgical Facility – ~~Definition~~ Definitions

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

Affirmative – 136 Negative – 0 (See Roll Call No. 193)

The Bill was then sent to the Senate.

QUORUM CALL

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

(See Roll Call No. 194)

ADJOURNMENT

At 11:40 A.M. on motion of Delegate Kaiser the House adjourned until 8:00 P.M. on Monday, March 9, 2015.

Annapolis, Maryland
Monday, March 9, 2015

The House met at 8:05 P.M. and pledged Allegiance to the Flag.

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

QUORUM CALL

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

(See Roll Call No. 195)

The Journal of March 6, 2015 was read and approved.

EXCUSES:

Del. Campos – personal

Del. Jalisi – personal

Del. Parrott – business

INTRODUCTION OF BILLS

House Bill 1259 – Cecil County Delegation

AN ACT concerning

**Cecil County – Community Adult Rehabilitation Center – Appointment and
Removal of Assistant Director**

FOR the purpose of authorizing the Cecil County Sheriff to appoint and remove an assistant director of a community adult rehabilitation center operated by Cecil County; establishing that any assistant director of a community adult rehabilitation center operated by Cecil County serves at the pleasure of the Sheriff; making technical corrections; and generally relating to an assistant director of a community adult rehabilitation center operated by Cecil County.

BY repealing and reenacting, without amendments,
Article – Correctional Services
Section 11–301(a) and (b)
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Correctional Services
Section 11–313
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

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

House Bill 1260 – Delegates S. Howard and Carey

AN ACT concerning

**Creation of a State Debt – Anne Arundel County – Southern High School
Athletic Improvements**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$20,000, the proceeds to be used as a grant to the Board of Education of Anne Arundel County for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1261 – Delegate Beitzel

AN ACT concerning

Garrett County – Memorial Hospital – Board of Governors

FOR the purpose of removing the ex officio status of certain members of the Board of Governors of the Garrett County Memorial Hospital; imposing limits on the number of consecutive terms certain members of the Board of Governors may serve; altering the notice required before removing a member of the Board of Governors; repealing the authority of the Board of Governors to fill a vacancy on the Board caused by a member no longer residing within the county under certain circumstances; authorizing the Board of Governors to implement the rates for hospitalization as prescribed by the Health Services Cost Review Commission; making certain stylistic changes; and generally relating to the Garrett County Memorial Hospital.

BY repealing and reenacting, with amendments,
The Public Local Laws of Garrett County
Section 36.03 and 36.04
Article 12 – Public Local Laws of Maryland
(2005 Edition and August 2014 Supplement, as amended)

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

House Bill 1262 – Delegates Sample–Hughes, Cullison, and Morgan

AN ACT concerning

Behavioral Health Administration – Behavioral Health Advisory Council

FOR the purpose of establishing the Behavioral Health Advisory Council in the Office of the Governor; providing for the purpose, duties, and membership of the Council; requiring the Council to appoint the chair of the Council; providing for the terms of members; authorizing the Council to adopt certain procedures; authorizing the chair to designate certain individuals to serve on a committee or task force of the Council; requiring the Council to meet at least a certain number of times a year; providing that a member may not receive compensation as a member of the Council but is entitled to certain reimbursement for expenses; requiring the Behavioral Health Administration to provide certain staff for the Council; repealing the Maryland Advisory Council on Mental Hygiene and the State Drug and Alcohol Abuse Council; making certain conforming changes; and generally relating to the Behavioral Health Advisory Council.

BY adding to

Article – Health – General

Section 7.5–301 through 7.5–305 to be under the new subtitle “Subtitle 3. Behavioral Health Advisory Council”

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 10–101(g), 10–312(b)(4)(i)9., and 10–1203(a)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing

Article – Health – General

Section 10–301 through 10–305 and the part “Part I. Maryland Advisory Council”

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing

Article – State Government

Section 9–2801 through 9–2806 and the subtitle “Subtitle 28. State Drug and Alcohol Abuse Council”

Annotated Code of Maryland

(2014 Replacement Volume)

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

House Bill 1263 – Delegates Jalisi and Brooks

AN ACT concerning

Creation of a State Debt – Baltimore County – Community Playground

FOR the purpose of authorizing the creation of a State Debt not to exceed \$30,000, the proceeds to be used as a grant to the Board of Trustees of The Redeemed Christian Church of God, Jesus House, Baltimore for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1264 – Delegates Ghrist, Arentz, Cassilly, Hornberger, and Otto

AN ACT concerning

Building Performance Standards – Fire Sprinkler System Exemptions

FOR the purpose of authorizing the governing body of certain counties to adopt certain local amendments to the Maryland Building Performance Standards that provide for certain exemptions from certain provisions that pertain to automatic fire sprinkler systems; and generally relating to local amendments to the Maryland Building Performance Standards adopted by certain counties.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 12–504
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

House Bill 1265 – Delegate West

AN ACT concerning

Election Law – Campaign Finance Violations – Injunctive Relief

FOR the purpose of authorizing the chairman or vice chairman of the State Board of Elections to seek an injunction against a violation of the campaign finance laws;

repealing the authority of the Secretary of State to seek an injunction against a violation of the campaign finance laws; authorizing a candidate to seek an injunction against certain violations of the campaign finance laws against certain persons; and generally relating to injunctive relief against violations of the campaign finance laws.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 13–605
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

House Bill 1266 – Delegate Ebersole

AN ACT concerning

Public Health – Sale, Offer for Sale, and Distribution of Powdered Caffeine – Prohibition

FOR the purpose of prohibiting a person from selling, offering for sale, or distributing powdered caffeine; establishing certain penalties; defining a certain term; and generally relating to the sale, offer for sale, and distribution of powdered caffeine.

BY adding to
Article – Health – General
Section 24–307
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

House Bill 1267 – Delegates Ebersole, Hill, and Lam

AN ACT concerning

Creation of a State Debt – Baltimore County – Good Shepherd Boys Unit Renovation

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Directors of the House of the Good Shepherd of the City of Baltimore for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; establishing a deadline for the

encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1268 – Delegate Jacobs

AN ACT concerning

Environment – Implementation of Watershed Implementation Plan – Limitation

FOR the purpose of prohibiting a person from engaging in an activity or a strategy to implement a State Watershed Implementation Plan until the U.S. Environmental Protection Agency completes and publishes the 2017 Chesapeake Bay midpoint assessment and the University of Maryland Center for Environmental Science completes a certain study; defining certain terms; and generally relating to implementation of a State Watershed Implementation Plan.

BY adding to

Article – Environment

Section 4–801 and 4–802 to be under the new subtitle “Subtitle 8. Implementation of the Chesapeake Bay Total Maximum Daily Load”

Annotated Code of Maryland

(2013 Replacement Volume and 2014 Supplement)

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

House Bill 1269 – Delegate Beidle

AN ACT concerning

Maryland Salvage Advertising Act

FOR the purpose of prohibiting a person from advertising for certain junk and scrap metal services unless the person holds a certain license; requiring certain junk dealers and scrap metal processors to provide a certain license number in an advertisement for certain junk and scrap metal processing services; establishing certain civil penalties for a violation of a certain provision of this Act; altering and making civil the penalty for failing to provide a certain license number in a certain advertisement for the purchase, towing, or removal of junk or abandoned vehicles; and generally relating to advertising and scrap metal, junk, and junk and abandoned motor vehicles.

BY repealing and reenacting, with amendments,

Article – Business Regulation

Section 17–1006

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 15–502(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY adding to
Article – Transportation
Section 27–101.1(c)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1270 – Delegate Beidle

AN ACT concerning

Creation of a State Debt – Anne Arundel County – Harambee House Community Outreach Center

FOR the purpose of authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Board of Directors of the Mount Olive Community Development Corporation, Inc. and the Board of Trustees of the Mount Olive African American Episcopal Church, Annapolis, MD for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1271 – Delegate B. Wilson

AN ACT concerning

City of Hagerstown – Alcoholic Beverages – Outdoor Festivals

FOR the purpose of authorizing the consumption of alcoholic beverages outdoors in certain portions of certain streets in the City of Hagerstown if the consumption occurs during a certain street festival and the alcoholic beverages are purchased from a certain establishment; defining a certain term; and generally relating to alcoholic beverages in the City of Hagerstown.

BY adding to

Article 2B – Alcoholic Beverages
Section 9–222.1
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

House Bill 1272 – Delegates Carr, Anderton, Flanagan, Fraser–Hidalgo, Hill, Holmes, Knotts, Lam, McCray, Otto, S. Robinson, and Stein

AN ACT concerning

Lobbying – Legislative Unit Meals and Receptions – Publication of Report

FOR the purpose of requiring the Department of Legislative Services to post on the Web site of the General Assembly a certain legislative unit registration report that includes information on certain meals and receptions; and generally relating to public ethics, lobbying, and legislative unit meals and receptions.

BY repealing and reenacting, with amendments,
Article – General Provisions
Section 5–709
Annotated Code of Maryland
(2014 Volume)

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

House Bill 1273 – Delegate Otto

AN ACT concerning

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

FOR the purpose of authorizing the Somerset County Sanitary Commission to request the county tax collector to conduct a sale of real property to enforce a lien representing certain unpaid assessments or charges in accordance with certain procedures; authorizing the tax collector in Somerset County to conduct a county tax sale for the purpose of enforcing a certain lien; and generally relating to the levy and collection of benefit assessments by the Somerset County Sanitary Commission.

BY repealing and reenacting, with amendments,
Article – Environment
Section 9–658
Annotated Code of Maryland
(2014 Replacement Volume)

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

House Bill 1274 – Delegate Jacobs

AN ACT concerning

Oysters and Clams – Dredging by Auxiliary Yawl – Authorized Vessels

FOR the purpose of establishing certain standards for certain dredge boats that harvest oysters or clams while propelled by an auxiliary yawl boat; making certain stylistic changes; making a certain technical correction; and generally relating to standards for oyster and clam dredge boats propelled by an auxiliary yawl boat.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–1013(c)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1275 – Delegate Long

AN ACT concerning

Property Tax – Homeowner’s Tax Credit – Computation and Eligibility

FOR the purpose of altering the computation of a certain homeowner’s property tax credit; altering a certain limitation on a homeowner’s combined gross income amount for eligibility for the credit; providing for the application of this Act; and generally relating to a certain homeowner’s property tax credit.

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 9–104(g) and (i)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–104(h) and (k)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

House Bill 1276 – Delegate Shoemaker

AN ACT concerning

**Property Tax Credit – Disabled Law Enforcement Officers and Rescue Workers
– Acquisition of Dwelling**

FOR the purpose of increasing the number of years within which a disabled law enforcement officer or rescue worker must have acquired certain residential property in order to qualify for a certain property tax credit against the county or municipal corporation property tax imposed on the property; providing for the application of this Act; and generally relating to a property tax credit for certain residential property in the State.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–210
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 74 – Senators Feldman, Benson, Kelley, and Klausmeier

AN ACT concerning

Task Force to Study Maternal Mental Health

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

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

Senate Bill 195 – Senators Eckardt and Reilly

AN ACT concerning

Mental Health – Voluntary and Involuntary Admissions – Assent and Certification by Psychiatric Nurse Practitioners

FOR the purpose of altering the individuals who may give assent to the admission of a minor to a certain unit of a State facility for the treatment of a mental disorder by providing that assent may be given by a physician and psychiatric nurse practitioner; altering a requirement that a certain certificate accompany an application for involuntary admission to a facility or Veterans' Administration hospital by providing that the certificate may be of a physician and psychiatric nurse practitioner; making conforming changes; and generally relating to the standards for voluntary and involuntary admissions to facilities for the treatment of mental disorders.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 10–610, 10–615, and 10–616
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 368 – Senator Kelley

AN ACT concerning

Workers' Compensation Insurance – Cancellation and Nonrenewal – Notice

FOR the purpose of altering the time period within which an insurer, except under certain circumstances, must serve a certain notice on an employer and file a copy of the notice with a certain individual if the insurer is canceling or refusing to renew a workers' compensation insurance policy before its expiration; providing for a delayed effective date; and generally relating to cancellation and nonrenewal of workers' compensation insurance policies.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 19–406
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 401 – Senators Astle, Bates, Guzzone, Hershey, Jennings, ~~and Klausmeier~~ Klausmeier, Middleton, Benson, Feldman, Kelley, and Mathias

AN ACT concerning

Underground Utility Damage Prevention – Connecting Buildings to Water Supply Systems and Sewerage Systems – Detectable Wires

FOR the purpose of requiring that any new or replacement piping that is buried or installed for the purpose of connecting a building to a water supply system or a sewerage system be buried or installed with a certain wire that makes the piping detectable; requiring that the wire buried or installed with the piping meet certain product criteria, certain installation criteria, and run from certain locations along the piping and water supply system or sewerage system; providing for the scope and application of this Act; and generally relating to underground utility damage prevention through the use of detectable wires to connect buildings to water supply systems or sewerage systems.

BY adding to

Article – Environment
Section 9–223.1
Annotated Code of Maryland
(2014 Replacement Volume)

BY adding to

Article – Public Utilities
Section 12–129 and 24–107
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

**THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #4
CONSENT CALENDAR #5**

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Environment and Transportation:

House Bill 1099 – Delegate C. Howard

AN ACT concerning

Motor Vehicles – Aggressive Driving

The Bill was re–referred to the Committee on Environment and Transportation.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Economic Matters:

House Bill 1100 – Delegates W. Miller and B. Wilson

AN ACT concerning

Fiduciary Institutions – Disclosure of Financial Records – Federal Investigation Agencies

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1105 – Delegates Zucker, Kelly, McIntosh, B. Barnes, Barve, Gaines, Hammen, Haynes, Hixson, Jones, and A. Miller

AN ACT concerning

Disabled Individuals – Maryland ABLE Program – Established

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1106 – Delegate Morhaim

AN ACT concerning

Public Health – Electronic Advance Directives – Witness Requirements

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1117 – Delegates Sydnor and Vallario

AN ACT concerning

Criminal Procedure – Statewide DNA Data Base System – Admissibility of DNA Match Evidence

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1118 – Delegates C. Wilson, Barron, Morgan, Valderrama, Walker, and A. Washington

EMERGENCY BILL

AN ACT concerning

General Provisions – Commemorative Days – Welcome Home Vietnam Veterans Day

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1119 – Delegate C. Wilson

AN ACT concerning

Office of the Public Defender – Caseload Standards

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environment and Transportation:

House Bill 1129 – Delegates O’Donnell and Dumais

AN ACT concerning

Real Property – Actions to Quiet Title

The Bill was re-referred to the Committee on Environment and Transportation.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1130 – Delegates Carter, Anderson, Clippinger, Conaway, Dumais, Gutierrez, Moon, Morales, Pena-Melnyk, and Vallario

AN ACT concerning

Vehicle Laws – Driving Without a License or While License is Suspended – Penalties

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1133 – Delegates Walker, D. Barnes, Jackson, and A. Washington

AN ACT concerning

Task Force to Study the Warrant Intercept Program for Maryland Income Tax Refunds

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1136 – Delegates Shoemaker, Buckel, and McKay

AN ACT concerning

Higher Education – Military Dependents – In-State Tuition

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1137 – Delegates Shoemaker, Buckel, and McKay

AN ACT concerning

Primary Education – State Standardized Assessments – Moratorium

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1140 – Delegates Kipke, Bromwell, Cullison, Kelly, Krebs, Morgan, Morhaim, Oaks, Reznik, and Saab

AN ACT concerning

Health Insurance – Specialty Drugs – Participating Pharmacies

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1146 – Delegates Dumais and Campos

AN ACT concerning

Child Abuse and Neglect – Failure to Report

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environment and Transportation:

House Bill 1158 – Delegate Stein

AN ACT concerning

Lead Risk Reduction Standards – Maintenance of Exemptions

The Bill was re-referred to the Committee on Environment and Transportation.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1160 – Delegate Luedtke

AN ACT concerning

State Racing Commission – Employees of Licensees – Repeal of Citizenship Requirement

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1167 – Delegate Kipke

AN ACT concerning

State Board of Cosmetologists – Mobile Beauty Salons and Practice Location Requirement Repeal

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environment and Transportation:

House Bill 1169 – Delegate Parrott

AN ACT concerning

Natural Resources – Black Fly Management and Control – Washington County

The Bill was re-referred to the Committee on Environment and Transportation.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1173 – Delegate Hammen

AN ACT concerning

Department of Health and Mental Hygiene – Certified Community Behavioral Health Clinic Demonstration Program – Grant Application

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1175 – Delegate Walker

AN ACT concerning

Education – Concussion Impact Sensor Pilot Program

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1176 – Delegates Knotts and Luedtke

AN ACT concerning

Harness Racing – Purses – Deductions Paid to an Organization

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1178 – Delegate Lafferty**EMERGENCY BILL**

AN ACT concerning

Recordation and Transfer Taxes – Exemption – Purchase Money Mortgage or Purchase Money Deed of Trust

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1180 – Chair, Baltimore County Delegation (By Request – Baltimore County Orphans’ Court)

AN ACT concerning

Baltimore County – Orphans’ Court Judges – Compensation

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environment and Transportation:

House Bill 1184 – Delegate Knotts

AN ACT concerning

**Real Property – Foreclosure Moratorium and Study
(Foreclosure Relief Act of 2015)**

The Bill was re-referred to the Committee on Environment and Transportation.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1185 – Delegate Dumais

AN ACT concerning

Family Law – Application for Divorce – Residency Requirement

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1186 – Delegates Carter, Anderson, Oaks, Pena–Melnyk, B. Robinson, and Rosenberg

AN ACT concerning

Domestic Violence – Confidentiality Program – Name of Victim

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1187 – Delegates Carter and Anderson

AN ACT concerning

Public Safety – Law Enforcement Officers – Whistleblower Protections

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1190 – Delegate Kipke

AN ACT concerning

Health Insurance and Discount Medical Plans – Vision Care Services and Materials

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1193 – Delegates Hixson, Moon, Barkley, Barve, Carr, Cullison, Dumais, Fraser-Hidalgo, Frick, Gilchrist, Gutierrez, Kaiser, Kelly, Korman, Kramer, Luedtke, A. Miller, Morales, Platt, Reznik, S. Robinson, Smith, and Zucker

AN ACT concerning

Supplemental Public School Construction Matching Fund Program

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environment and Transportation:

House Bill 1195 – Delegates B. Robinson, Anderson, Angel, Branch, Carter, Conaway, Cullison, Fennell, Glenn, Haynes, C. Howard, Jackson, Jalisi, Jones, Knotts, Lierman, A. Miller, Oaks, Patterson, Proctor, Rosenberg, Sydnor, Tarlau, Valentino-Smith, Walker, A. Washington, M. Washington, and C. Wilson

AN ACT concerning

Fair Foreclosure Act of 2015

The Bill was re-referred to the Committee on Environment and Transportation.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

House Bill 1198 – Delegates Oaks, Anderson, and Carter

AN ACT concerning

Baltimore City Civilian Review Board

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1208 – Delegates Hixson, Carr, Fennell, Lam, A. Miller, S. Robinson, and Tarlau

AN ACT concerning

Public Schools – Health and Safety – Food Transparency

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1209 – Delegates Hixson, Carr, Fennell, Lam, A. Miller, S. Robinson, and Tarlau

AN ACT concerning

Education – Health and Safety – School Wellness Committees

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1211 – Delegates Korman, Barron, Hettleman, and Lierman

AN ACT concerning

State Budget – Board of Public Works – Notice of Reductions in Appropriations

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1224 – Chair, Health and Government Operations Committee (By Request – Departmental – Transportation)

AN ACT concerning

Procurement – Contracts for Pretreatment and Removal of Snow and Ice

The Bill was re-referred to the Committee on Health and Government Operations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1230 – Delegates C. Howard, Fennell, and Reilly

AN ACT concerning

**Standardbred Racing – Purse Dedication Account – Operating Assistance to
Rosecroft Raceway**

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

House Bill 1233 – Delegate Walker

AN ACT concerning

Tax Amnesty Program

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

**House Bill 1237 – Chair, Judiciary Committee (By Request – Departmental –
Public Safety and Correctional Services)**

AN ACT concerning

**Police and Correctional Training Commissions – Applicants – Criminal History
Records Checks**

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Judiciary:

**House Bill 1239 – Delegates Lierman, Vallario, Dumais, Anderson, Atterbeary,
Barron, Morales, Rosenberg, Smith, Sydnor, and Valentino-Smith**

AN ACT concerning

Civil Penalties for Shoplifting and Employee Theft – Repeal

The Bill was re-referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environment and Transportation:

**House Bill 1241 – Chair, Environment and Transportation Committee (By
Request – Departmental – Transportation)**

AN ACT concerning

Maryland Transportation Authority – Payment of Tolls and Related Fees

The Bill was re-referred to the Committee on Environment and Transportation.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1242 – Delegates Gutierrez, Carr, and Waldstreicher

AN ACT concerning

Creation of a State Debt – Montgomery County – The Writer’s Center

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1243 – Delegate Beidle

AN ACT concerning

Creation of a State Debt – Anne Arundel County – James Brice House

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1245 – Delegates Davis, Angel, and D. Barnes

AN ACT concerning

**Creation of a State Debt – Prince George’s County – Park Berkshire
Neighborhood Park**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1247 – Delegates Davis, Angel, and D. Barnes

AN ACT concerning

Creation of a State Debt – Prince George’s County – Mt. Calvary Softball Field

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1250 – Delegate Mautz

AN ACT concerning

Creation of a State Debt – Talbot County – Phillips Wharf Aquaculture Job Training Center

The Bill was re-referred to the Committee on Appropriations.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #5

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1238 – Delegates Barve, Gilchrist, Platt, Barkley, Carr, Cullison, Dumais, Fraser-Hidalgo, Frick, Gutierrez, Hixson, Kaiser, Kelly, Korman, Kramer, Luedtke, A. Miller, Moon, Morales, Reznik, S. Robinson, Smith, Waldstreicher, and Zucker

AN ACT concerning

Creation of a State Debt – Montgomery County – Jewish Foundation for Group Homes Renovations

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

House Bill 1244 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Education and Workforce Training Coordinating Council for Correctional Institutions – Name Change

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1252 – Delegates Hayes, Anderson, Conaway, B. Robinson, and M. Washington

AN ACT concerning

Creation of a State Debt – Baltimore City – Center Stage

The Bill was re-referred to the Committee on Appropriations.

INTRODUCTION OF BILLS

House Bill 1277 – Delegates Branch, Glenn, and McCray

AN ACT concerning

Creation of a State Debt – Baltimore City – Men and Families Center

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

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

QUORUM CALL

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

(See Roll Call No. 196)

ADJOURNMENT

At 8:32 P.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Tuesday, March 10, 2015.

**Annapolis, Maryland
Tuesday, March 10, 2015**

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

Prayer by Delegate Ric Metzgar of Baltimore County.

QUORUM CALL

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

(See Roll Call No. 197)

The Journal of March 9, 2015 was read and approved.

EXCUSES:

Del. Barve – illness

Del. Reznik – business

APPOINTMENT

MARCH 10, 2015

RESOLVED, that the Speaker makes the following change in Committee Assignment:

Hon. Jay Jalisi to the Environment and Transportation Committee

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 337 – Senator Conway (By Request – Baltimore City Administration)

AN ACT concerning

**Public Health – Expedited Partner Therapy Program – Repeal of Termination
Date**

FOR the purpose of establishing the Expedited Partner Therapy Program in the Baltimore City Health Department as a permanent program; authorizing a certain advanced practice registered nurse instead of a certified nurse practitioner to dispense or otherwise provide antibiotic therapy under certain circumstances; repealing a certain reporting requirement; repealing the termination date of the Program; making conforming and clarifying changes; and generally relating to the Expedited Partner Therapy Program.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 18–214.1
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Chapter 146 of the Acts of the General Assembly of 2007, as amended by Chapter
136 of the Acts of the General Assembly of 2010
Section 2

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

**Senate Bill 599 – Chair, Education, Health, and Environmental Affairs Committee
(By Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

Public Health – Expedited Partner Therapy for Chlamydia and Gonorrhea

FOR the purpose of providing for the purpose of expedited partner therapy; authorizing certain health care providers who diagnose chlamydia or gonorrhea in an individual patient to prescribe, dispense, or otherwise provide prescription antibiotic drugs to that patient's sexual partners without examination of that patient's partners; requiring the Secretary of Health and Mental Hygiene to adopt certain regulations; repealing a certain reporting requirement regarding the Expedited Partner Therapy Pilot Program; providing for the construction of certain provisions of this Act; repealing certain definitions; extending the termination date of the Expedited Partner Therapy Pilot Program within the Baltimore City Health Department; providing for the effective dates of this Act; and generally relating to expedited partner therapy for chlamydia and gonorrhea.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 18–214.1
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Chapter 146 of the Acts of the General Assembly of 2007, as amended by Chapter
136 of the Acts of the General Assembly of 2010
Section 2

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

THE COMMITTEE ON ECONOMIC MATTERS REPORT #5

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

House Bill 331 – Delegates Vitale and Beidle

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Licenses

HB0331/713395/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 331

(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegates Vitale and Beidle” and substitute “Anne Arundel County Delegation”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 617 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Alcoholic Beverages – Licenses, Commissioners, and
Inspectors
PG 307–15**

HB0617/263891/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 617

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Commissioners, and” and substitute “Salaries.”; in line 3, after “Inspectors” insert “, and Bottle Clubs”; in line 5, after “of” insert “altering in Prince George’s County a certain requirement that must be included in certain regulations that define a catering establishment for the purpose of a certain license;”; in the same line, strike “in Prince George’s County”; in line 7, strike the first “or” and substitute a comma; strike beginning with the semicolon in line 7 down through “a” in line 8 and substitute a comma; strike beginning with “, unless” in line 9 down through “licenses” in line 11; strike beginning with the second “repealing” in line 12 down through “privilege;” in line 16 and substitute “providing that certain provisions of law prohibiting a license from being granted to sell alcoholic beverages in buildings within a certain distance of places of worship and schools do not apply to a certain license;”; in line 16, strike “and” and substitute a comma; in the same line, after “chairman” insert “, and the attorney”; in line 18, after “inspector;” insert “providing that inspectors have the authority to order that a bottle club be closed under a certain provision of this Act; authorizing the Board or an inspector to order that a bottle club be closed immediately under certain circumstances; requiring, under certain circumstances, the Board or a certain inspector to give the owner or operator of a certain bottle club certain notice; requiring the Board to hold a certain hearing within a certain time period; requiring the Board at a certain hearing to determine whether a certain threat continues to exist; authorizing, except under certain circumstances, the Board, after making a certain determination, to order a certain bottle club to permanently close or impose certain conditions for reopening the bottle club; requiring, under certain circumstances, the Board to order a certain bottle club to be permanently closed; authorizing the Board to impose a certain fine on a certain person; authorizing an owner or operator of a bottle club who is aggrieved by a certain decision to petition for judicial review to a circuit court;”; in line 19, after “changes;” insert “providing for the application of a certain provision of this Act;”; in line 23, after “Section” insert “6–201(r)(8).”; in the same line, strike “9–217(f)(5), (j), and (l)” and substitute “9–217(f)(3)”; in the same line, strike “15–109(r)(2), and” and substitute “15–109(r).”; in the same line, after “15–112(r)(3)” insert “, and 20–108.1”; in line 28, after “9–217(a)” insert “, (f)(5), and (j)”; and in the same line, strike “, 15–109(r)(1),”.

On page 2, after line 2, insert:

“BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 9–217(e)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

(As enacted by Chapter 144 of the Acts of the General Assembly of 2013)”.

AMENDMENT NO. 2

On page 2, after line 5, insert:

“6–201.

(r) (8) (i) There is a Class BCE license.

(ii) The annual license fee is \$3,630.

(iii) The Board may issue a special Class B on–sale beer, wine and liquor license to be known as Class BCE which shall be issued only to catering establishments.

(iv) A catering establishment shall be defined by the regulations of the Board which shall require that:

1. The catering establishment have a minimum capital investment of ~~[\$500,000]~~ **\$1,000,000** for dining room facilities and kitchen equipment. This sum may not include the cost of land, buildings, or a lease; and

2. A minimum seating capacity of 150 persons.

(v) The Board shall prescribe regulations pertaining to the hours and days of sale.

(vi) Food shall be served with alcoholic beverages.

(vii) A Class BCE license is limited and restricted to the purpose of providing alcoholic beverages for consumption on the licensed premises by participants of catered events only, and off–sale privileges may not be exercised.”;

in lines 20 and 26, in each instance, strike the bracket; and in line 23, strike “Prince George’s County” and substitute “THE STATE”.

On page 3, in lines 5, 7, 9, 11, 13, and 17, in each instance, strike the bracket; in line 5, strike “(4)”; in lines 7 and 8, strike “Prince George’s County” and substitute “STATE”; in lines 11 and 13, strike “(II)” and “(III)”, respectively; in line 23, before “(7)” insert an opening bracket; after line 26, insert:

“(e) (1) (i) Except as provided in subparagraphs (ii), (iii), and (iv) of this paragraph, a license may not be granted to sell alcoholic beverages in any building located within 1,000 feet of a school building, or within 500 feet of a place of worship. The 1,000 feet, or the 500 feet, as the case may be, is to be measured from the front door or main entrance, whichever is nearest the street abutting the premises, of the proposed licensed establishment along the nearest usual pedestrian route to the door closest to the licensed premises which is used as an entrance or exit to any school, or to the main entrance of the place of worship.

(ii) In the part of the Gateway Arts and Entertainment District located in the City of Hyattsville, as designated by the Secretary of Business and Economic Development, the front door or main entrance of an establishment for which a Class D beer and wine license is issued may be used if the door or entrance is at least 350 feet from a place of worship.

(iii) In the City of College Park, a license may be granted to sell alcoholic beverages in a building located more than 400 feet from a school building if the land on which the proposed licensed establishment is located is in a commercial district.

(iv) In the City of Laurel, a license may be granted to sell alcoholic beverages in any building regardless of its distance from a place of worship.

(2) This restriction does not apply in the case of a place of worship if the governing body of the place of worship concerned consents in writing to the granting of the license. The consent shall be filed with the application. The license of any person or persons or for the use of a corporation or unincorporated association issued for any building located within the requisite distance from a place of worship or school building may be renewed or extended for the same building.

(3) This restriction does not apply to any transfer or assignment of a license located within the distance of 1,000 feet to another place of business within the specified

distance or to an assignee of the license within the distance of the same place of worship or school building.

(4) This does not apply to the issuance of a license for a place of business, not having an alcoholic beverage license, to which an alcoholic beverage license had been issued and was in force and effect on June 1, 1965, as to a license of the same class which was in force and effect as of that date, applied for in the place of business nor to a renewal of a license of any establishment where, subsequent to the original granting of the license a school building or place of worship was erected within 1,000 feet.

(5) This subsection does not apply to any license issued under § 6–201(r)(3), (4), (6), (8), (15), (16), or (18) or § 7–101 of this article.

(6) This restriction does not apply in the case of a private kindergarten or nursery school.

(f) (3) Notwithstanding other provisions of this subsection or other provisions of this article, the Board of License Commissioners may permit an individual, partnership, or corporation to hold or have an interest in [not more than four] **AN UNLIMITED NUMBER OF BH licenses.**”;

and in line 27, strike “(f)”.

On page 5, in lines 3, 5, 8, and 9, in each instance, strike the bracket; and in line 9, strike “**RESERVED**”.

On pages 5 through 11, strike in their entirety the lines beginning with line 10 on page 5 through line 2 on page 11, inclusive.

On page 11, after line 8, insert:

“(3) The Board shall meet at least two times per month.

(4) (i) The administrator of the Board shall be appointed by and serve at the will of the Board and shall devote full time and attention to the duties of the Board.

(ii) The administrator may receive an annual salary of \$40,705 as determined by the Board of License Commissioners after a performance evaluation.

(5) (i) The attorney for the Board shall be appointed by, and serve at the will of, the Board.

(ii) The attorney shall receive an annual salary of ~~[\$15,500]~~ **\$18,500.**

(iii) In addition to the annual salary designated in subparagraph (ii) of this paragraph, the County Council shall pay to the attorney for the Board:

1. All court costs and expenses incurred therein by the attorney to the Board; and

2. Legal fees that the Board approves for representing the Board in court.

(iv) The Board shall establish the fee rate for representing the Board in court.

(6) (i) The County Council shall pay for all expenses of the Board of License Commissioners upon the submission of an annual budget.

(ii) In that budget, the salary of the members of the Board, the salary of the attorney for the Board, and any additional compensation for legal fees for the attorney for the Board, shall be approved as hereinbefore set forth.

(iii) Except as provided in subparagraph (iv) of this paragraph, all other expenses, including, but not restricted to, the salary of the administrator as limited herein, compensation of other personnel, who shall be qualified and employed under the county merit system, printing, supplies, and office space, shall be at the discretion of the County Council.

(7) (i) Members of the Board of Alcoholic Beverages License Commissioners and the attorney for the Board are eligible for:

1. All county health benefits; and

2. Membership in and retirement benefits of the State Employees' Pension System.

(ii) The health benefits under this paragraph include:

1. Hospitalization;
2. Vision care;
3. Prescriptions;
4. Dental care;
5. Life insurance; and
6. Expense reimbursement.

(iii) The administrator of the Board of License Commissioners is eligible to participate in the County's supplemental retirement plan.

(iv) The County Executive and the County Council may not adopt, either through public local law or personnel law, any policy contrary to the provisions of subparagraph (i) or (iii) of this paragraph.

AMENDMENT NO. 3

On page 11, in line 19, strike "and"; after line 19, insert:

"5. HAVE THE AUTHORITY TO ORDER THAT A BOTTLE CLUB BE CLOSED IMMEDIATELY UNDER § 20-108.1 OF THIS ARTICLE; AND";

in line 20, strike "5." and substitute "**6.**"; and after line 31, insert:

"20-108.1.

(a) (1) In this section the following words have the meanings indicated.

(2) (i) "Bottle club" means a premises or establishment that:

1. Is subject to any license issued by the State or Prince George's County; and

2. A. Serves, gives, dispenses, keeps, or allows to be consumed by a patron alcoholic beverages from supplies that the patron purchased, reserved, or otherwise brought to the premises or establishment; or

B. Serves, gives, dispenses, or allows to be consumed by a patron paying admission alcoholic beverages from supplies purchased or otherwise brought to the premises or establishment by an owner or operator or an agent of an owner or operator.

(ii) “Bottle club” includes a restaurant, hotel, club, room, dance studio, disco, place of public entertainment, or other place open to the public.

(iii) “Bottle club” does not include any establishment for which a license for the premises has been issued under the provisions of this article.

(3) “Place of public entertainment” means a business establishment that does not hold a license under this article and that allows on its premises any form of attire or sexual display prohibited under § 10–405 of this article.

(4) “Setups” includes drinking containers and ice.

(b) This section applies only in Prince George’s County.

(c) (1) A person may not serve or dispense setups or serve, dispense, keep, or allow to be consumed any alcoholic beverages or other component parts of mixed alcoholic drinks in a place of public entertainment.

(2) An owner or operator of a bottle club may not:

(i) Evade the alcoholic beverage license laws in the county, including laws governing the hours of operation; and

(ii) Sell, give, serve, dispense, keep, or allow to be consumed in the bottle club any alcoholic beverage, setups, or other component parts of mixed alcoholic drinks.

(D) (1) THE BOARD OR AN INSPECTOR OF THE BOARD MAY ORDER THAT A BOTTLE CLUB BE CLOSED IMMEDIATELY IF THE BOARD OR THE INSPECTOR

DETERMINES THAT THE PUBLIC HEALTH, SAFETY, OR WELFARE REQUIRES EMERGENCY ACTION.

(2) IF AN IMMEDIATE CLOSURE IS ORDERED, THE BOARD OR THE INSPECTOR WHO ORDERED THE CLOSURE SHALL GIVE THE OWNER OR OPERATOR OF THE BOTTLE CLUB:

(I) WRITTEN NOTICE OF AND THE REASONS FOR THE CLOSURE;
AND

(II) WRITTEN NOTICE OF A HEARING ON THE CLOSURE AT WHICH THE OWNER OR OPERATOR MAY BE HEARD AND PRESENT EVIDENCE.

(3) THE BOARD SHALL HOLD THE HEARING WITHIN 3 BUSINESS DAYS AFTER THE CLOSURE.

(4) (I) AT THE HEARING, THE BOARD SHALL DETERMINE WHETHER THE THREAT TO THE PUBLIC HEALTH, SAFETY, OR WELFARE CAUSING THE CLOSURE CONTINUES TO EXIST.

(II) SUBJECT TO SUBPARAGRAPH (III) OF THIS PARAGRAPH, IF THE BOARD DETERMINES UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH THAT THE THREAT CONTINUES, THE BOARD MAY:

1. ORDER THE PERMANENT CLOSURE OF THE BOTTLE CLUB; OR

2. IMPOSE CONDITIONS UNDER WHICH THE BOTTLE CLUB MAY REOPEN.

(III) THE BOARD SHALL ORDER THE BOTTLE CLUB TO BE PERMANENTLY CLOSED IF:

1. THE CLOSURE UNDER PARAGRAPH (1) OF THIS SUBSECTION FOR WHICH THE HEARING IS BEING HELD IS THE THIRD CLOSURE IN A 2-YEAR PERIOD; AND

2. THE PREVIOUS TWO CLOSURES UNDER PARAGRAPH (1) OF THIS SUBSECTION WERE NOT OVERTURNED BY THE BOARD OR ON JUDICIAL REVIEW.

(5) THE BOARD MAY IMPOSE A FINE OF NOT MORE THAN \$12,500 PER VIOLATION ON A PERSON WHO THE BOARD FINDS HAS VIOLATED THIS SECTION.

(6) THE BOARD SHALL ISSUE A DECISION WITHIN 3 BUSINESS DAYS AFTER A HEARING IS HELD UNDER PARAGRAPH (4) OF THIS SUBSECTION.

(7) AN OWNER OR OPERATOR WHO IS AGGRIEVED BY A DECISION OF THE BOARD MAY PETITION FOR JUDICIAL REVIEW TO A CIRCUIT COURT.

[(d)](E) [A] IN ADDITION TO ANY OTHER PENALTY AUTHORIZED BY LAW, A person who violates this section is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding 2 years or a fine not exceeding \$10,000 or both.

SECTION 2. AND BE IT FURTHER ENACTED, That § 6–201(r)(8)(iv)1 of Article 2B of the Annotated Code of Maryland, as enacted by Section 1 of this Act, shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to a Class BCE license issued before the effective date of this Act.”.

On page 12, in line 1, strike “2.” and substitute “3.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 689 – Delegates Carozza and Otto

AN ACT concerning

Worcester County – Alcoholic Beverages – Craft Distillery License

HB0689/463294/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 689

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Craft” and substitute “Limited”; in line 3, strike “craft” and substitute “limited”; and in line 7, after “distilling” insert “, rectifying.”.

AMENDMENT NO. 2

On page 2, in line 12, strike “CRAFT” and substitute “LIMITED”; in line 22, after “DISTILLING” insert “, RECTIFYING.”; in line 26, after “DISTILLED” insert “, RECTIFIED.”; and in line 27, after “MANUFACTURE” insert “OR RECTIFY”.

On page 2 in lines 14 and 20, on page 3 in lines 6, 8, 12, 15, 23, 24, and 28, and on page 4 in lines 3, 7, and 10, in each instance, strike “CRAFT” and substitute “LIMITED”.

On page 3, in line 30, after “DISTILL” insert “, RECTIFY, BOTTLE, OR SELL”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 756 – Delegates Arentz, Ghrist, and Jacobs

AN ACT concerning

Alcoholic Beverages – Queen Anne’s County – Refillable Container Permit**HB0756/503798/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 756

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute “Alcoholic Beverages – Charles County and Queen Anne’s County”; in line 3, strike “a”; in the same line, strike “permit in” and substitute “permits for draft beer in Charles County and”; in line 4, after “the” insert “Charles County Board of License Commissioners and the”; strike beginning with “a” in line 4 down through “requirements;” in line 6 and substitute “the permits to holders of certain licenses under certain circumstances and conditions;”; in line 6, strike “entitles the holder” and substitute “authorizes the permit holders”; strike beginning with “certain” in line 7 down through “regulations” in line 13 and substitute “refillable container under certain circumstances and conditions; requiring an applicant to complete a certain form and to pay a certain fee before the Board of License Commissioners of Charles County or the Board of License Commissioners of Queen Anne’s County issues a refillable container permit; specifying certain hours of sale; restricting permit holders to refill only certain containers that meet certain standards; authorizing the Board of License Commissioners of Charles County and the Board of License Commissioners of Queen Anne’s County to adopt certain regulations; providing that a certain distance restriction does not apply to an establishment in Queen Anne’s County for which a Class B (on-sale) hotel and restaurant alcoholic beverages license of any type is proposed; repealing a certain distance restriction in Queen Anne’s County concerning a certain alcoholic beverages license”; in line 14, after “in” insert “Charles County and in”; after line 14, insert:

“BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 8–103 and 9–218(b)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement”;

and in line 17, after “Section”, insert “8–209 and”.

AMENDMENT NO. 2

On page 1, after line 27, insert:

“8–103.

(a) (1) This section applies with respect to draft beer in the following jurisdictions:

(i) Baltimore County;

(ii) Carroll County;

(iii) **CHARLES COUNTY;**

(IV) Harford County;

~~(iv)~~(V) Howard County;

~~(v)~~(VI) Prince George's County; [and]

(VII) **QUEEN ANNE'S COUNTY; AND**

~~(vi)~~(VIII) St. Mary's County.

(2) This section applies with respect to wine in Howard County.

(b) There is a refillable container permit.

(c) With respect to the alcoholic beverages authorized for the local jurisdiction under subsection (a) of this section, a refillable container permit entitles the permit holder to sell draft beer or wine, respectively, for consumption off the licensed premises in a refillable container that meets the standards under § 21-107 of this article.

(d) The term of a refillable container permit is the same as that of the underlying alcoholic beverages license.

(e) Except as otherwise specifically provided, the hours of sale for a refillable container permit are the same as those for the underlying alcoholic beverages license.

(f) An applicant who holds an underlying alcoholic beverages license without an off-sale privilege shall meet the same advertising, posting of notice, and public hearing requirements as those for the underlying license.

(g) A holder of a refillable container permit may refill only a refillable container that meets the standards under § 21-107 of this article.

(A) THIS SECTION APPLIES ONLY IN CHARLES COUNTY.

(B) IN THIS SECTION, “BOARD” MEANS THE CHARLES COUNTY BOARD OF LICENSE COMMISSIONERS.

(C) THERE IS A REFILLABLE CONTAINER PERMIT.

(D) THE BOARD MAY ISSUE A REFILLABLE CONTAINER PERMIT TO A HOLDER OF A CLASS A, CLASS B, OR CLASS D ALCOHOLIC BEVERAGES LICENSE.

(E) BEFORE THE BOARD ISSUES A REFILLABLE CONTAINER PERMIT, THE APPLICANT SHALL:

(1) COMPLETE THE FORM THAT THE BOARD PROVIDES; AND

(2) PAY AN ANNUAL PERMIT FEE OF:

(I) \$500 FOR AN APPLICANT WHOSE ALCOHOLIC BEVERAGES LICENSE DOES NOT HAVE AN OFF-SALE PRIVILEGE; OR

(II) \$50 FOR AN APPLICANT WHOSE ALCOHOLIC BEVERAGES LICENSE HAS AN OFF-SALE PRIVILEGE.

(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 MAY ADOPT REGULATIONS TO CARRY OUT THIS SECTION.”.

AMENDMENT NO. 3

On page 2, in line 2, after “(A)” insert “**(1)**”; in line 3, strike “(B)” and substitute “**(2)**”; in the same line, after “THE” insert “**QUEEN ANNE’S COUNTY**”; in lines 5, 6, 8, and

15, strike “(C)”, “(D)”, “(E) (1)”, and “(F) (1)”, respectively, and substitute “(B)”, “(C) (1)”, “(2)”, and “(3)”, respectively; in line 7, after “D” insert “ALCOHOLIC BEVERAGES”; in line 8, strike “SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A” and substitute “A”; in line 9, strike “LICENSE”; strike beginning with “WITH” in line 10 down through the second “OUNCES” in line 11 and substitute “THAT MEETS THE STANDARDS UNDER § 21-107 OF THIS ARTICLE”; strike in their entirety lines 12 through 14, inclusive; in line 16, strike “TO AN APPLICANT”; and strike in their entirety lines 23 through 29, inclusive.

On page 3, in lines 1, 2, 5, and 9, strike “(H)”, “(1)”, “(2)”, and “(J)”, respectively, and substitute “(4)”, “(I)”, “(II)”, and “(5)”, respectively; strike in their entirety lines 6 through 8, inclusive; and after line 9, insert:

“9-218.

(b) (1) (I) SUBPARAGRAPH (II) OF THIS PARAGRAPH DOES NOT APPLY TO AN ESTABLISHMENT FOR WHICH A CLASS B (ON-SALE) HOTEL AND RESTAURANT LICENSE OF ANY TYPE IS PROPOSED.

(II) In Queen Anne’s County, the distance restriction requirement between an establishment proposed for licensure and a secondary or elementary school, church or other place of worship, public library, or a youth center that is sponsored or conducted by any governmental agency shall be[

(i) 500 feet[; or

(ii) For a Class B (on-sale) hotel and restaurant beer, wine and liquor license, 250 feet].

(2) Any distance restriction required under paragraph (1) of this subsection shall be measured from the nearest point of the building of the establishment for which a license is proposed to the nearest point of the property line of the school, place of worship, library, or youth center.”.

AMENDMENT NO. 4

On page 4, in line 17, strike “October” and substitute “July”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 877 – Delegates Jacobs, Arentz, and Ghrist

AN ACT concerning

Kent County – Alcoholic Beverages – Class B Wine Shop and Lounge License

HB0877/113699/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 877

(First Reading File Bill)

On page 2, strike beginning with “**THE**” in line 11 down through “**1.**” in line 12; and in lines 13, 14, 15, 16, 17, 19, and 20, strike “**2.**”, “**3.**”, “**4.**”, “**(X)**”, “**(XI)**”, “**(XII)**”, and “**(XIII)**”, respectively, and substitute “**(X)**”, “**(XI)**”, “**(XII)**”, “**(XIII)**”, “**(XIV)**”, “**(XV)**”, and “**(XVI)**”, respectively; and in line 14, strike “**AND**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 1039 – Wicomico County Delegation

AN ACT concerning

**Wicomico County – Alcoholic Beverages – Micro-Breweries – Annual Production
Limit**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #6

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

House Bill 173 – Delegate Beidle

AN ACT concerning

Workers' Compensation – Heart Disease and Hypertension Presumption – Anne Arundel County Correctional Officers

HB0173/673198/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 173

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Beidle” and substitute “Anne Arundel County Delegation”; in line 3, strike “Correctional” and substitute “Detention”; and in lines 6, 7, 11, and 14, in each instance, strike “correctional” and substitute “detention”.

AMENDMENT NO. 2

On page 2 in lines 5, 15, 21, 25, 30, and 37, on page 3 in line 12, and on page 4 in line 17, in each instance, strike “**CORRECTIONAL**” and substitute “**DETENTION**”.

On page 4, in lines 24 and 29, in each instance, strike “correctional” and substitute “detention”; and in line 27, strike “Sheriff” and substitute “Superintendent of Detention Facilities”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 341 – Delegate Davis

AN ACT concerning

**Underground Utility Damage Prevention – Connecting Buildings to Sewerage
Systems – Detectable Wires**

HB0341/773395/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 341

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “to” insert “Water Supply Systems and”; in line 5, after “to” insert “a water supply system or”; in line 8, after the second “and” insert “water supply system or”; in line 9, after “the” insert “scope and”; and in line 11, after “to” insert “water supply systems or”.

AMENDMENT NO. 2

On page 2, in lines 2 and 7, in each instance, after “TO” insert “A WATER SUPPLY SYSTEM OR”; in line 6, strike “ANY” and substitute “SUBJECT TO SUBSECTION (C) OF THIS SECTION, ANY”; in lines 15 and 17, in each instance, after “TO” insert “THE WATER SUPPLY SYSTEM OR”; in line 23, after “WITH” insert “THE WATER SUPPLY SYSTEM OR”; and after line 26, insert:

“(C) THE REQUIREMENT OF SUBSECTION (A) OF THIS SECTION WITH REGARD TO REPLACEMENT PIPING CONNECTING A BUILDING TO A WATER SUPPLY SYSTEM OR A SEWERAGE SYSTEM:

(1) APPLIES ONLY TO A COMPLETE REPLACEMENT OF THE PIPING;
AND

(2) DOES NOT APPLY TO A REPAIR OR A PARTIAL REPLACEMENT OF THE PIPING.”

On page 3, in line 2, after “TO” insert “A WATER SUPPLY SYSTEM OR”; and in line 7, after “to” insert “a water supply system or”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 358 – Delegate Jameson

AN ACT concerning

Workers’ Compensation Insurance – Cancellation and Nonrenewal – Notice

HB0358/583998/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 358

(First Reading File Bill)

On page 1, in line 6, after the semicolon insert “providing for a delayed effective date.”.

On page 2, in line 29, strike “October 1, 2015” and substitute “January 1, 2016”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 479 – Delegates McComas, Aumann, Glass, Hornberger, Krebs, McDonough, Metzgar, Rey, West, and B. Wilson

AN ACT concerning

Private Detective Agencies – License Terms

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 522 – Delegate Kramer

AN ACT concerning

Corporations – Maryland General Corporation Law – Miscellaneous Provisions

HB0522/383099/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 522

(First Reading File Bill)

On page 2, in line 13, strike “AN” and substitute “ITS”; and in the same line, strike “OF THE CORPORATION”.

On page 4, in line 17, strike “item (3) of this subsection” and substitute “ITEM (III) OF THIS PARAGRAPH”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 558 – Delegate Clippinger

AN ACT concerning

Financial Institutions – Depository Institutions – Savings Promotion Raffles

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 732 – Delegate Vaughn

AN ACT concerning

**Insurance – Motor Vehicle Rental Companies – Limited Lines License to Sell
Insurance**

HB0732/773493/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 732
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 19, after “manner;” insert “requiring a motor vehicle rental company that holds a certain limited lines license to maintain a certain register and to make the register available for inspection by the Maryland Insurance Commissioner as the Commissioner requires;”; and in line 22, after “license;” insert “requiring a certain employee or an authorized representative of a certain motor vehicle rental company to disclose certain information to a renter;”.

AMENDMENT NO. 2

On page 3, strike beginning with “FOR” in line 31 down through “ACTIVITIES” in line 32.

On page 4, after line 2, insert:

“(G) A MOTOR VEHICLE RENTAL COMPANY THAT HOLDS A LIMITED LINES LICENSE TO SELL INSURANCE IN CONNECTION WITH, AND INCIDENTAL TO, THE RENTAL OF A MOTOR VEHICLE ISSUED UNDER THIS SUBTITLE SHALL:

(1) MAINTAIN A REGISTER, ON A FORM THE COMMISSIONER REQUIRES, CONTAINING:

(I) THE NAMES OF EACH EMPLOYEE OR AUTHORIZED REPRESENTATIVE WHO OFFERS LIMITED LINES INSURANCE ON BEHALF OF THE MOTOR VEHICLE RENTAL COMPANY; AND

(II) THE BUSINESS ADDRESSES OF ALL LOCATIONS IN THE STATE WHERE EMPLOYEES OR AUTHORIZED REPRESENTATIVES OFFER LIMITED LINES INSURANCE ON BEHALF OF THE MOTOR VEHICLE RENTAL COMPANY; AND

(2) SUBMIT THE REGISTER FOR INSPECTION BY THE COMMISSIONER AS THE COMMISSIONER REQUIRES.”.

AMENDMENT NO. 3

On page 4, in line 7, strike “INITIAL”; and in line 28, strike “and”.

On page 5, in line 6, after “company” insert “; **AND**”

(5) AN EMPLOYEE OR AUTHORIZED REPRESENTATIVE WHO OFFERS OR SELLS INSURANCE COVERAGE ON BEHALF OF THE MOTOR VEHICLE RENTAL COMPANY INFORMS A RENTER THAT THE POLICIES OFFERED BY THE MOTOR VEHICLE RENTAL COMPANY MAY DUPLICATE COVERAGE ALREADY PROVIDED BY THE RENTER’S PERSONAL AUTOMOBILE INSURANCE POLICY, HOMEOWNER’S INSURANCE POLICY, PERSONAL LIABILITY INSURANCE POLICY, OR OTHER SOURCE OF COVERAGE”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #4

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 55 – Delegates O’Donnell, Fisher, Jackson, Morgan, and Rey

AN ACT concerning

Calvert and St. Mary’s Counties – Archery Hunting – Safety Zone

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 182 – Delegates Lafferty and Rosenberg

AN ACT concerning

**Housing – Community Development Administration – Residential Mortgage
Loans**

HB0182/400113/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 182

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “the” in line 5 through “or” in line 6.

AMENDMENT NO. 2

On pages 2 and 3, strike beginning with the first “A” in line 30 on page 2 down through “FOR” in line 5 on page 3.

On page 3, in line 6, strike the first “THE” and substitute “A”.

AMENDMENT NO. 3

On page 4, in line 15, after “HOMEOWNERS” insert “:

1.”;

and in line 16, after “COMMUNITIES” insert “;OR

2. WHO REFINANCE A RESIDENTIAL MORTGAGE LOAN MADE BY
THE DEPARTMENT OR ADMINISTRATION”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

**House Bill 252 – Delegates Waldstreicher, Carr, Gutierrez, Hixson, Kaiser,
Luedtke, and Platt**

AN ACT concerning

**Jane Lawton Farm-to-School Program – Maryland Homegrown School Lunch
Week – Occurrence**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 323 – Delegate Impallaria

AN ACT concerning

Maryland Building Performance Standards – Energy Codes – Local Authority

HB0323/120710/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 323

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Impallaria” and substitute “Delegates Impallaria, Anderton, Beidle, Cassilly, Flanagan, Healey, Holmes, Jacobs, Lafferty, Lam, and Szeliga”; in line 2, after “Standards” insert “– Modifications”; in the same line, strike “– Local Authority”; in line 3, strike “authorizing a local jurisdiction to adopt local amendments” and substitute “requiring the Department of Housing and Community Development, subject to certain provisions, to adopt modifications”; in line 4, strike “are” and substitute “allow any innovative approach, design, equipment, or method of construction that can be demonstrated to offer performance that is at least the”; and in line 9, strike “12–504” and substitute “12–503”.

AMENDMENT NO. 2

On page 1, after line 14, insert:

“12–503.

(a) (1) The Department shall adopt by regulation, as the Maryland Building Performance Standards, the International Building Code, including the International Energy Conservation Code, with the modifications incorporated by the Department under subsection (b) of this section.

(2) The Department shall adopt each subsequent version of the Standards within 12 months after it is issued.

(b) (1) Before adopting each version of the Standards, the Department shall:

(i) review the International Building Code to determine whether modifications should be incorporated in the Standards;

(ii) consider changes to the International Building Code to enhance energy conservation and efficiency;

(III) SUBJECT TO THE PROVISIONS OF PARAGRAPH (2)(II) OF THIS SUBSECTION, ADOPT MODIFICATIONS TO THE STANDARDS THAT ALLOW ANY INNOVATIVE APPROACH, DESIGN, EQUIPMENT, OR METHOD OF CONSTRUCTION THAT CAN BE DEMONSTRATED TO OFFER PERFORMANCE THAT IS AT LEAST THE EQUIVALENT TO THE REQUIREMENTS OF:

1. THE INTERNATIONAL ENERGY CONSERVATION CODE;

2. CHAPTER 13, “ENERGY EFFICIENCY”, OF THE INTERNATIONAL BUILDING CODE; OR

3. CHAPTER 11, “ENERGY EFFICIENCY”, OF THE INTERNATIONAL RESIDENTIAL CODE;

[(iii)] (IV) accept written comments;

[(iv)] (V) consider any comments received; and

[(v)] (VI) hold a public hearing on each proposed modification.

(2) (i) Except as provided in subparagraph (ii) of this paragraph and § 12–510 of this subtitle, the Department may not adopt, as part of the Standards, a modification of a building code requirement that is more stringent than the requirement in the International Building Code.

(ii) The Department may adopt energy conservation requirements that are more stringent than the requirements in the International Energy Conservation Code, but may not adopt energy conservation requirements that are less stringent than the requirements in the International Energy Conservation Code.

(c) The Standards apply to each building or structure in the State for which a building permit application is received by a local jurisdiction on or after August 1, 1995.

(d) In addition to the Standards, the Department may adopt by regulation the International Green Construction Code.”.

On pages 1 through 3, strike in their entirety the lines beginning with line 15 on page 1 through line 12 on page 3, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 356 – Delegate Beitzel

AN ACT concerning

Department of General Services – Deep Creek Lake Buy Down Area Program – Extension

HB0356/490319/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 356

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “authorizing” and substitute “requiring”; in the same line, strike “a program” and substitute “the Deep Creek Lake Buy Down Area Program”; in line 6, after the first “a” insert “certain”; in the same line, strike “not to exceed a certain amount”; in lines 7, 8, and 10, in each instance, strike “program” and substitute “Program”; in line 7, after “manner;” insert “exempting certain property transactions made under the Program from certain property requirements;”; in line 10, strike “disposed of in a certain manner” and substitute “credited to the Deep Creek Lake Recreation Maintenance and Management Fund; providing that revenue from the sale of certain property distributed to the Deep Creek Lake Recreation Maintenance and Management Fund may be used only by the Department for certain land purchases”; in line 11, after the first “of” insert “certain provisions of”; and after line 12, insert:

“BY repealing and reenacting, without amendments,

Article – Natural Resources

Section 5–215(a) and (b)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 5–215(c)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 1, in line 15, strike “a program” and substitute “the Deep Creek Lake Buy Down Area Program”; strike beginning with “not” in line 17 down through “2000” in line 18 and substitute “equal to the State’s cost of acquiring the land plus reasonable costs and expenses incurred by the State from the sale”; and in lines 19 and 22, in each instance, strike “program” and substitute “Program”.

AMENDMENT NO. 3

On page 1, after line 21, insert:

“(3) Property transactions made under the Program shall be exempt from the requirements under §§ 5–310 and 10–305(b) of the State Finance and Procurement Article.”.

AMENDMENT NO. 4

On page 2, strike beginning with “disposed” in line 1 down through “Article” in line 2 and substitute “credited to the Deep Creek Lake Recreation Maintenance and Management Fund established under § 5–215 of the Natural Resources Article”; and after line 2, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Natural Resources

5–215.

(a) In this section, “Fund” means the Deep Creek Lake Recreation Maintenance and Management Fund.

(b) There is a Deep Creek Lake Recreation Maintenance and Management Fund in the Department for the maintenance and management of the land, recreational facilities, and services that are related to Deep Creek Lake in Garrett County.

(c) (1) Except as provided in paragraphs (2) [and], (4), AND (5) of this subsection, the Department shall pay all fees collected for boat launching at Deep Creek Lake State Park, all funds collected from lake and buffer use permits, contracts, grants, and gifts as a result of the Deep Creek Lake management program, and any investment earnings of the Fund, into the Fund.

(2) At the end of each quarter of the fiscal year, the Department shall pay 25% of the total revenue collected during the quarter under paragraph (1) of this subsection to the Board of County Commissioners of Garrett County.

(3) (i) The Fund is a special, nonlapsing fund that is not subject to § 7–302 of the State Finance and Procurement Article.

(ii) Any investment earnings of the Fund may not be transferred or revert to the General Fund of the State, but shall remain in the Fund.

(4) Moneys in the Fund may be used for administrative costs calculated in accordance with § 1–103(b)(2) of this article.

(5) REVENUE DISTRIBUTED TO THE FUND FROM THE SALE OF STATE PROPERTY MADE IN ACCORDANCE WITH THE DEEP CREEK LAKE BUY DOWN AREA PROGRAM MAY BE USED BY THE DEPARTMENT ONLY FOR THE PURCHASE OF LAND THAT PROVIDES PUBLIC ACCESS TO DEEP CREEK LAKE.”.

AMENDMENT NO. 5

On page 2, strike in their entirety lines 3 through 6, inclusive, and substitute:

“SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2015. Section 1 of this Act shall remain effective for a period of 2 years and 1 month and, at the end of October 31, 2017, with no further action required by the General Assembly, Section 1 of this Act shall be abrogated and of no further force and effect. Section 2 of this Act shall remain effective for a period of 4 years and 1 month and, at the end of October 31, 2019, 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 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #2

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 43 – Delegates Rosenberg and Parrott

AN ACT concerning

Election Law – Petitions – Prohibited Actions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 74 – Delegates Rosenberg, Serafini, Tarlau, and A. Washington

AN ACT concerning

**Walter Sondheim Jr. Public Service Internship Scholarship Program –
Expansion of Scope**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 82 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Free-Play Pinball Machines – Placement Restrictions –
Repeal
MC 2-15**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 86 – Montgomery County Delegation

AN ACT concerning

**Montgomery County Board of Education – Student Member – Voting
MC 7-15**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

**House Bill 239 – Delegates C. Howard, D. Barnes, Davis, Fennell, Frush, Glenn,
Proctor, B. Robinson, Vaughn, Walker, and M. Washington**

AN ACT concerning

Election Law – Use of Campaign Funds for Meeting and Conference Expenses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 864 – Delegates Jacobs, Arentz, and Ghrist

AN ACT concerning

Kent County – Board of Elections – Membership

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 880 – Delegates Lisanti, Cassilly, McComas, and Reilly

AN ACT concerning

Election Law – Early Voting Centers – Parking

HB0880/275265/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 880

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “each” in line 3 down through “time” in line 5 and substitute “, to the extent appropriate and practicable, that each early voting center have sufficient parking on-site to accommodate voters who are expected to drive to the early voting center”.

AMENDMENT NO. 2

On page 2, strike beginning with “HAVE” in line 26 down through “TIME” in line 28 and substitute “TO THE EXTENT APPROPRIATE AND PRACTICABLE, HAVE SUFFICIENT PARKING ON-SITE TO ACCOMMODATE VOTERS WHO ARE EXPECTED TO DRIVE TO THE EARLY VOTING CENTER”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #3

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 1 – Delegate Glenn

AN ACT concerning

Higher Education – Hattie N. Harrison Memorial Scholarship – Establishment

HB0001/105069/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Glenn” and substitute “Delegates Glenn, Howard, Kaiser, Luedtke, Patterson, Turner, Walker, and A. Washington”; in line 2, after “Education” insert “– Workforce Shortage Student Assistance Grants for Child Care Providers”; in the same line, strike “– Establishment”; strike beginning with “altering” in line 3 down through “be” in line 5 and substitute “ naming the Workforce Shortage Student Assistance grant for child care providers to be the grant known as”; and in line 6, strike “program” and substitute “for child care providers”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 25 and 26; in lines 27 and 28, in each instance, strike the brackets; in lines 27 and 28, strike “4.” and “5.”, respectively; and in line 28, after “providers” insert “(THE GRANT TO BE KNOWN AS THE HATTIE N. HARRISON MEMORIAL SCHOLARSHIP)”.

On page 3, in lines 1, 4, and 5, in each instance, strike the brackets; and in lines 1, 4, and 5, strike “6.”, “7.”, and “8.”, respectively.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 11 – Delegate O’Donnell

AN ACT concerning

**Edward T. Conroy and Jean B. Cryor Memorial Scholarship Programs –
Eligibility**

HB0011/945666/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 11

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “T.” insert “and Mary A.”; in line 4, after “of” insert “altering the name of the Edward T. Conroy Memorial Scholarship Program;”; strike in their entirety lines 8 through 12, inclusive, and substitute:

“BY repealing and reenacting, with amendments,

Article – Education

Section 18–601(c)

Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)”;

and after line 18, insert:

“BY repealing and reenacting, without amendments,

Article – Education

Section 18–601(e)

Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 1, in line 24, after “T.” insert “AND MARY A.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 191 – Washington County Delegation

AN ACT concerning

Washington County – Appointment of Superintendent of Schools – Exemption

HB0191/345260/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 191

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute “County Superintendents of Schools – Reappointment Exemption in Washington County and Recruitment Recommendations”; in line 5, after “Schools;” insert “requiring the State Superintendent of Schools, on or before a certain date, to submit certain recommendations to the Governor and the General Assembly;”; and in lines 5 and 6, strike “the Washington County Superintendent of Schools” and substitute “county superintendents of schools”.

AMENDMENT NO. 2

On page 3, after line 15, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before November 1, 2015, the State Superintendent of Schools shall submit recommendations to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly on ways to improve the recruitment and retention of county superintendents of schools in the State.”;

in line 16, strike “2” and substitute “3”; and in line 17, strike “October” and substitute “July”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 278 – Delegates Kaiser, Campos, Chang, Hettleman, Hornberger, C. Howard, Sophocleus, and B. Wilson

AN ACT concerning

Task Force to Study the Implementation of a Dyslexia Education Program

HB0278/795262/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 278

(First Reading File Bill)

On page 1, in the sponsor line, strike “and B. Wilson” and substitute “B. Wilson, Angel, Frick, Haynes, Krebs, Patterson, Platt, Smith, A. Washington, M. Washington, C. Wilson, and K. Young”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 510 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Education – School Bus – Doors That Lock

MC 27–15

HB0510/105468/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 510

(First Reading File Bill)

In line 18, strike “**TO THE CONTRARY**”; in line 20, strike “**SO LONG AS**” and substitute “**IF**”; and in the same line, after the first “**THE**” insert “**SCHOOL BUS**”.

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 JUDICIARY REPORT #4

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

House Bill 163 – Delegate Dumais

AN ACT concerning

Child Support – Adjusted Actual Income – Multifamily Adjustment

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 304 – Delegates Carter, Anderson, Barron, Branch, Conaway, Glass, Glenn, Gutierrez, Haynes, Jalisi, Lierman, McCray, Moon, Oaks, Pena–Melnik, Proctor, B. Robinson, Rosenberg, Smith, and Vallario

AN ACT concerning

Criminal Procedure – Expungement of Records

Favorable report adopted.

Delegate Szeliga moved to make the Bill a Special Order for March 13, 2015.

The motion was adopted.

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

House Bill 346 – Delegates Morales, Pena–Melnyk, Angel, Atterbeary, D. Barnes, Campos, Carter, Chang, Dumais, Frick, Jackson, Kipke, Kittleman, Moon, Patterson, Platt, Smith, Sydnor, Vallario, Waldstreicher, Walker, A. Washington, and K. Young

AN ACT concerning

Court Personnel – Altering References From Master to Magistrate

HB0346/142812/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 346
(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 4, after “Section” insert “21–307(b), 21–309(b), 23–201(a)(7).”.

AMENDMENT NO. 2

On page 5, after line 26, insert:

“21–307.

(b) For the fiscal year beginning July 1, 2010, and each subsequent fiscal year, for a [master] MAGISTRATE in chancery or a [master] MAGISTRATE in juvenile causes who is eligible for benefits under the Judges’ Retirement System, the county where the master serves shall pay to the Judges’ Retirement System the employer contributions required to be paid on behalf of the [master] MAGISTRATE.

21–309.

(b) Each year, the Board of Trustees shall certify to the chief fiscal officer of each participating governmental unit:

(1) the normal contribution rates, accrued liability contribution rates, special accrued liability contribution rate, and withdrawal liability contribution rate for the participating governmental unit; and

(2) any amount payable by the participating governmental unit for a [master] MAGISTRATE under § 21–307(b)(2) of this subtitle.

23–201.

(a) Except as provided in subsection (b) of this section, §§ 23–203 through 23–205 of this subtitle apply only to:

(7) a full-time [master] MAGISTRATE in chancery or in juvenile causes who is appointed on or after July 1, 1989, in any county by the circuit court for that county;”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0346/993823/1

BY: Chair, Judiciary Committee

AMENDMENT TO HOUSE BILL 346, AS AMENDED

On page 1 of the House Judiciary Committee Amendments (HB0346/142812/1), in line 6 of Amendment No. 2, strike “master” and substitute “MAGISTRATE”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 369 – Caroline County Delegation and Talbot County Delegation

AN ACT concerning

**Public Safety – Appointment of Members of Fire Companies as Deputy Sheriffs –
Caroline County and Talbot County**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 386 – Delegate Valentino–Smith

AN ACT concerning

Child Abuse and Neglect – Centralized Confidential Database

HB0386/602619/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 386

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 3 down through “circumstances;” in line 7; in line 17, strike “as a maltreater” and substitute “as responsible for child abuse or neglect”; and in lines 24 and 25, strike “a maltreater” and substitute “responsible for child abuse or neglect”.

On page 2, strike in their entirety lines 13 through 17, inclusive.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 3 and 4; strike beginning with the colon in line 13 down through “(I)” in line 14; in line 15, strike “A MALTREATOR” and substitute “RESPONSIBLE FOR ABUSE OR NEGLECT”; and strike beginning with the semicolon in line 17 down through “SERVICE” in line 21.

On page 5, in line 24, strike “a” and substitute “THE”.

On page 6, in line 9, after “(1)” insert a closing bracket; strike beginning with “a” in line 10 down through “IN” in line 11; in line 31, strike “A MALTREATOR” and substitute “RESPONSIBLE FOR ABUSE OR NEGLECT”; and in line 32, after “DATABASE” insert “IN ACCORDANCE WITH SUBSECTION (D) OF THIS SECTION”.

On page 7, strike beginning with “A” in line 7 down through “MALTREATOR” in line 8 and substitute “RESPONSIBLE FOR ABUSE OR NEGLECT”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 529 – Delegate Clippinger

AN ACT concerning

Criminal Law – Identity Fraud – Name of the Individual

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 586 – Delegates Carter, Anderson, Dumais, Morales, Smith, and
Valentino-Smith**

AN ACT concerning

**Department of Juvenile Services – Juvenile Court Jurisdiction – Feasibility of
Repeal of Excluded Offenses**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 904 – Delegates Carter, Conaway, Glenn, Haynes, McCray, Oaks, and
B. Robinson**

AN ACT concerning

**Criminal Procedure – Expungement of Court and Police Records – Acquittal or
Dismissal**

HB0904/612319/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 904

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “or” and substitute a comma; in line 3, after “Dismissal” insert “, or Nolle Prosequi”; strike beginning with “requiring” in line 4 down through “an” in line 18 and substitute “providing that a person who is entitled to expungement under a certain provision of law based on an acquittal, a dismissal, a nolle prosequi, or a nolle prosequi with the requirement of drug or alcohol treatment may not be required to pay any fee or costs in connection with the”; strike in their entirety lines 20 through 24, inclusive; and in line 27, strike “10–107” and substitute “10–105”.

AMENDMENT NO. 2

On pages 2 through 4, strike in their entirety the lines beginning with line 4 on page 2 through line 9 on page 4, inclusive, and substitute:

“10–105.

(a) A person who has been charged with the commission of a crime, including a violation of the Transportation Article for which a term of imprisonment may be imposed, or who has been charged with a civil offense or infraction, except a juvenile offense, as a substitute for a criminal charge may file a petition listing relevant facts for expungement of a police record, court record, or other record maintained by the State or a political subdivision of the State if:

(1) the person is acquitted;

(2) the charge is otherwise dismissed;

(3) a probation before judgment is entered, unless the person is charged with a violation of § 21–902 of the Transportation Article or Title 2, Subtitle 5 or § 3–211 of the Criminal Law Article;

(4) a nolle prosequi or nolle prosequi with the requirement of drug or alcohol treatment is entered;

(5) the court indefinitely postpones trial of a criminal charge by marking the criminal charge “stet” or stet with the requirement of drug or alcohol abuse treatment on the docket;

- (6) the case is compromised under § 3–207 of the Criminal Law Article;
- (7) the charge was transferred to the juvenile court under § 4–202 of this article;
- (8) the person:
- (i) is convicted of only one criminal act, and that act is not a crime of violence; and
- (ii) is granted a full and unconditional pardon by the Governor;
- (9) the person was convicted of a crime or found not criminally responsible under any State or local law that prohibits:
- (i) urination or defecation in a public place;
- (ii) panhandling or soliciting money;
- (iii) drinking an alcoholic beverage in a public place;
- (iv) obstructing the free passage of another in a public place or a public conveyance;
- (v) sleeping on or in park structures, such as benches or doorways;
- (vi) loitering;
- (vii) vagrancy;
- (viii) riding a transit vehicle without paying the applicable fare or exhibiting proof of payment; or
- (ix) except for carrying or possessing an explosive, acid, concealed weapon, or other dangerous article as provided in § 7–705(b)(6) of the Transportation Article, any of the acts specified in § 7–705 of the Transportation Article; or

(10) the person was found not criminally responsible under any State or local law that prohibits misdemeanor:

- (i) trespass;
- (ii) disturbing the peace; or
- (iii) telephone misuse.

(a-1) A person's attorney or personal representative may file a petition, on behalf of the person, for expungement under this section if the person died before disposition of the charge by nolle prosequi or dismissal.

(b) (1) Except as provided in paragraphs (2) and (3) of this subsection, a person shall file a petition in the court in which the proceeding began.

(2) If the proceeding began in one court and was transferred to another court, the person shall file the petition in the court to which the proceeding was transferred.

(3) (i) If the proceeding in a court of original jurisdiction was appealed to a court exercising appellate jurisdiction, the person shall file the petition in the appellate court.

(ii) The appellate court may remand the matter to the court of original jurisdiction.

(c) (1) Except as provided in paragraph (2) of this subsection, a petition for expungement based on an acquittal, a nolle prosequi, or a dismissal may not be filed within 3 years after the disposition, unless the petitioner files with the petition a written general waiver and release of all the petitioner's tort claims arising from the charge.

(2) A petition for expungement based on a probation before judgment or a stet with the requirement of drug or alcohol abuse treatment may not be filed earlier than the later of:

(i) the date the petitioner was discharged from probation or the requirements of obtaining drug or alcohol abuse treatment were completed; or

(ii) 3 years after the probation was granted or stet with the requirement of drug or alcohol abuse treatment was entered on the docket.

(3) A petition for expungement based on a nolle prosequi with the requirement of drug or alcohol treatment may not be filed until the completion of the required treatment.

(4) A petition for expungement based on a full and unconditional pardon by the Governor may not be filed later than 10 years after the pardon was signed by the Governor.

(5) Except as provided in paragraph (2) of this subsection, a petition for expungement based on a stet or a compromise under § 3–207 of the Criminal Law Article may not be filed within 3 years after the stet or compromise.

(6) A petition for expungement based on the conviction of a crime under subsection (a)(9) of this section may not be filed within 3 years after the conviction or satisfactory completion of the sentence, including probation, that was imposed for the conviction, whichever is later.

(7) A petition for expungement based on a finding of not criminally responsible under subsection (a)(9) or (10) of this section may not be filed within 3 years after the finding of not criminally responsible was made by the court.

(8) A court may grant a petition for expungement at any time on a showing of good cause.

(d) (1) The court shall have a copy of a petition for expungement served on the State's Attorney.

(2) Unless the State's Attorney files an objection to the petition for expungement within 30 days after the petition is served, the court shall pass an order requiring the expungement of all police records and court records about the charge.

(e) (1) If the State's Attorney files a timely objection to the petition, the court shall hold a hearing.

(2) If the court at the hearing finds that the person is entitled to expungement, the court shall order the expungement of all police records and court records about the charge.

(3) If the court finds that the person is not entitled to expungement, the court shall deny the petition.

(4) The person is not entitled to expungement if:

(i) the petition is based on the entry of probation before judgment, a nolle prosequi, a stet, including a nolle prosequi with the requirement of drug or alcohol treatment or a stet with the requirement of drug or alcohol abuse treatment, a conviction for a crime specified in subsection (a)(9) of this section, a finding of not criminally responsible, or the grant of a pardon by the Governor; and

(ii) the person:

1. since the full and unconditional pardon, entry, finding of not criminally responsible, or conviction has been convicted of a crime other than a minor traffic violation; or

2. is a defendant in a pending criminal proceeding.

(f) Unless an order is stayed pending an appeal, within 60 days after entry of the order, every custodian of the police records and court records that are subject to the order of expungement shall advise in writing the court and the person who is seeking expungement of compliance with the order.

(g) (1) The State's Attorney is a party to the proceeding.

(2) A party aggrieved by the decision of the court is entitled to appellate review as provided in the Courts Article.

(H) A PERSON WHO IS ENTITLED TO EXPUNGEMENT UNDER THIS SECTION BASED ON AN ACQUITTAL, A DISMISSAL, A NOLLE PROSEQUI, OR A NOLLE PROSEQUI WITH THE REQUIREMENT OF DRUG OR ALCOHOL TREATMENT MAY NOT BE REQUIRED TO PAY ANY FEE OR COSTS IN CONNECTION WITH THE EXPUNGEMENT."

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 130 – Delegates Jones, B. Barnes, Brooks, Frick, Hettleman, Jalisi, Lafferty, Morhaim, Proctor, B. Robinson, Stein, Sydnor, and P. Young

AN ACT concerning

African American Heritage Preservation Program – Reestablishment and Revisions

STATUS OF BILL: BILL ON 3RD READING.

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

Affirmative – 135 Negative – 1 (See Roll Call No. 198)

The Bill was then sent to the Senate.

QUORUM CALL

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

(See Roll Call No. 199)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #13

House Bill 360 – Delegates Vallario, Morales, Anderson, Atterbeary, Campos, Carter, Conaway, Dumais, Frush, Glass, Jalisi, Kramer, Moon, Rey, Reznik, Rosenberg, Smith, Sydnor, Valentino-Smith, and Waldstreicher

AN ACT concerning

Criminal Procedure – Seizure and Forfeiture

Delegate B. Barnes moved the previous question.

The motion was adopted.

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

Affirmative – 81 Negative – 54 (See Roll Call No. 200)

The Bill was then sent to the Senate.

INTRODUCTION OF BILLS

Delegate Vallario moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 201)

In compliance with the rules, the Bill was introduced.

House Bill 1278 – Delegates Vallario, Holmes, and Valentino-Smith

AN ACT concerning

Creation of a State Debt – Prince George’s County – Bowie Senior Center

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

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

QUORUM CALL

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

(See Roll Call No. 202)

ADJOURNMENT

At 11:23 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Wednesday, March 11, 2015.

**Annapolis, Maryland
Wednesday, March 11, 2015**

The House met at 10:01 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Keith E. Haynes of Baltimore City.

QUORUM CALL

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

(See Roll Call No. 203)

The Journal of March 10, 2015 was read and approved.

EXCUSES:

Del. Barve – illness

Del. Vallario – left early – business

APPOINTMENTS

March 11, 2015

RESOLVED, THAT THE SPEAKER MAKES THE FOLLOWING JOINT COMMITTEE APPOINTMENTS:

JOINT COMMITTEE ON PROTOCOL:

Hon. Barbara A. Frush, House Chair

Hon. Ariana Kelly

Hon. Cheryl D. Glenn

Hon. Charles James Otto

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

APPOINTMENTS

March 11, 2015

RESOLVED, THAT THE SPEAKER MAKES THE FOLLOWING JOINT STATUTORY COMMITTEE APPOINTMENTS:

JOINT COMMITTEE ON THE MANAGEMENT OF PUBLIC FUNDS

Hon. Ana Sol Gutierrez, House Chair
Hon. Carolyn J. B. Howard
Hon. Alonzo T. Washington
Hon. David E. Vogt

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

APPOINTMENTS

March 11, 2015

RESOLVED, THAT THE SPEAKER MAKES THE FOLLOWING JOINT STATUTORY COMMITTEE APPOINTMENTS:

JOINT COMMITTEE ON SPENDING AFFORDABILITY

Hon. James E. Proctor, Jr., House Chair
Hon. Anne R. Kaiser
Hon. Craig Zucker
Hon. Michael E. Busch
Hon. Maggie McIntosh
Hon. Wendell R. Beitzel
Hon. Sheila E. Hixson
Hon. Adrienne A. Jones
Hon. Nicholas R. Kipke
Hon. Tawanna P. Gaines
Hon. Samuel I. Rosenberg

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

APPOINTMENTS

March 11, 2015

RESOLVED, THAT THE SPEAKER MAKES THE FOLLOWING JOINT STATUTORY COMMITTEE APPOINTMENTS:

**WORKERS' COMPENSATION BENEFIT AND INSURANCE OVERSIGHT
COMMITTEE**

Hon. Kris Valderrama, House Chair
Hon. Cheryl D. Glenn

BY ORDER, SYLVIA SIEGERT

Read and adopted.

APPOINTMENTS

March 11, 2015

**RESOLVED, THAT THE SPEAKER MAKES THE FOLLOWING JOINT
STATUTORY COMMITTEE APPOINTMENTS:**

JOINT COMMITTEE ON UNEMPLOYMENT INSURANCE OVERSIGHT

Hon. Cheryl D. Glenn, House Chair
Hon. Richard K. Impallaria
Hon. Jeffrey D. Waldstreicher

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

APPOINTMENTS

March 11, 2015

**RESOLVED, THAT THE SPEAKER MAKES THE FOLLOWING JOINT
STATUTORY COMMITTEE APPOINTMENTS:**

**JOINT COMMITTEE ON LEGISLATIVE INFORMATION TECHNOLOGY AND
OPEN GOVERNMENT**

Hon. Luke Clippinger, House Chair
Hon. Anne R. Kaiser
Hon. Mary Beth Carozza
Hon. Warren E. Miller
Hon. Michael L. Vaughn
Hon. Dan K. Morhaim

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 258 – Senators Pinsky, Astle, Benson, Conway, Currie, Feldman, Ferguson, Gladden, Guzzone, Kagan, Kelley, King, Klausmeier, Lee, Madaleno, Manno, McFadden, Middleton, Miller, Montgomery, Muse, Nathan–Pulliam, Peters, Pugh, Ramirez, Raskin, Rosapepe, Young, and Zirkin

AN ACT concerning

Maryland Commission on Climate Change

FOR the purpose of establishing the Commission on Climate Change in the Department of the Environment to advise the Governor and General Assembly on ways to mitigate the causes of, prepare for, and adapt to the consequences of climate change; establishing the membership of the Commission; providing for the terms of a member of the Commission; authorizing the Governor to remove a member of the Commission under certain circumstances; prohibiting a member of the Commission from receiving certain compensation, but authorizing a member to be reimbursed for certain expenses; requiring the Commission to establish certain working groups; requiring the Chair of the Commission to appoint working group members who represent certain public and private interests; requiring the Commission to prioritize certain working group actions; requiring the Commission, on or before a certain date each year, to report to the Governor and General Assembly; requiring each State agency to complete a certain review in accordance with certain requirements; requiring each State agency to identify and recommend certain changes to certain programs under certain circumstances; requiring certain State agencies to report annually to the Governor and General Assembly on the status of certain programs; requiring the University of Maryland Center for Environmental Science to establish and update certain sea level rise projections; requiring the sea level rise projections to include certain maps and to be made publicly available on the Internet; providing for the construction of this Act; establishing the intent of the General Assembly; requiring the Commission members and working group members to be appointed and the Commission to be convened and the working group members to be appointed on or before a certain date; providing that nothing in this Act shall preclude the appointment of a certain member to the Commission; requiring each working group to meet and establish a work plan on or before a certain date; and generally relating to the Maryland Commission on Climate Change.

BY adding to

Article – Environment

Section 2–1301 through 2–1306 to be under the new subtitle “Subtitle 13. Maryland Commission on Climate Change”

Annotated Code of Maryland

(2013 Replacement Volume and 2014 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 348 – Senator Edwards

AN ACT concerning

Alcoholic Beverages – Allegany County – Special Beer Festival License

FOR the purpose of authorizing the Board of License Commissioners for Allegany County to issue a special beer festival license for certain purposes; authorizing the holder of the license to display and sell beer for consumption on or off certain premises on certain days and hours subject to certain limitations; requiring the holder to hold a certain other license; providing for the license fee; authorizing the Board to approve a certain number of weekends each year for the festival; requiring the Board to approve certain premises for the festival; prohibiting a holder from selling certain beverages under certain circumstances; providing that the license does not prohibit the license holder from holding certain other licenses; requiring the Board to adopt certain regulations; providing for the application of this Act; defining a certain term; and generally relating to beer festivals in Allegany County.

BY adding to

Article 2B – Alcoholic Beverages

Section 8–810

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 361 – Calvert County Senators

~~EMERGENCY BILL~~

AN ACT concerning

Calvert County – Alcoholic Beverages – Bottle Clubs ~~– Prohibited~~

FOR the purpose of defining a ~~“bottle club”~~ bottle club in Calvert County to mean ~~certain establishments where certain persons undertake certain activities under certain circumstances; prohibiting a person from operating a bottle club in the county; prohibiting certain activities with respect to alcoholic beverages at a bottle club in the county; providing that certain entities may not be considered a bottle club for~~

~~certain purposes under certain conditions; providing a certain penalty for a violation of this Act; making this Act an emergency measure; an establishment that is a certain type of restaurant or nightclub; prohibiting a bottle club in the county from giving, serving, dispensing, keeping, or allowing to be consumed on its premises, or on premises under its control or possession, any alcoholic beverages; and generally relating to alcoholic beverages in Calvert County.~~

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 20–103.1
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 441 – Senator Hershey

AN ACT concerning

Maryland Energy Administration – Annual Report – Grants

FOR the purpose of requiring that a certain annual report made by the Maryland Energy Administration to the Governor and General Assembly include certain information on the grants awarded by the Administration; and generally relating to the annual report of the Maryland Energy Administration.

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–20B–12
Annotated Code of Maryland
(2014 Replacement Volume)

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

Senate Bill 499 – Senators Young and Hough

AN ACT concerning

Frederick County – Alcoholic Beverages – Special Class C (Retirement Center) License

FOR the purpose of establishing a special Class C (retirement center) on-sale beer, wine and liquor license in Frederick County; authorizing the Board of License Commissioners to issue the license by converting a certain license held on behalf of a retirement center into the retirement center license; specifying that the retirement center license authorizes the holder to sell at retail beer, wine, and liquor to residents and guests at the licensed premises for on-premises consumption; authorizing the

license holder to sell wine or liquor for off-premises consumption under certain circumstances; allowing a civic group or any other organization that rents the premises for an event to serve alcoholic beverages at the event under certain circumstances; providing that the licensed premises may be expanded; providing that the retirement center campus shall be limited to certain areas and rooms; providing for an annual fee; and generally relating to a retirement center license in Frederick County.

BY adding to

Article 2B – Alcoholic Beverages

Section 6–301(l)(10)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 500 – Senators Young and Hough

AN ACT concerning

Frederick County – Alcoholic Beverages – Wine Events, Licensing, Alcohol Awareness Requirements, and Fines

FOR the purpose of restricting the number of bottles of wine that may remain open at any one time at a wine sampling or tasting event in Frederick County to all bottles in a wine preservation system that the Board of License Commissioners approves and a certain number of other bottles opened by certain persons; altering in Frederick County the qualifications for signatories of a certificate accompanying a license application; providing for an alternative method for selecting signatories under certain circumstances; requiring, with a certain exception, that a person certified by an approved alcohol awareness program be present at a licensed premises in the county when alcoholic beverages may be sold; allowing the person to be absent for a certain time under certain circumstances; altering the maximum fine that the Board may impose on a licensee for a certain violation; authorizing the Board to reduce a suspension under certain circumstances; making certain stylistic changes; and generally relating to alcoholic beverages in Frederick County.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 8–406.1, 10–103(b)(18), 13–101(c)(2), and 16–507(l)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 501 – Senators Young and Hough

EMERGENCY BILL

AN ACT concerning

Frederick County – Alcoholic Beverages – Sunday Permit – Hours of Sale

FOR the purpose of authorizing a holder of a certain alcoholic beverages license in Frederick County who has been granted a Sunday opening permit to sell certain alcoholic beverages for off-premises consumption at a certain event that the Frederick County Board of License Commissioners has approved; providing that the Board set the hours for the event; making this Act an emergency measure; and generally relating to alcoholic beverages in Frederick County.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 11-511(a) and (b)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 11-511(c)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 502 – Senators Young and Hough

AN ACT concerning

Frederick County – Alcoholic Beverages – Multiple Event Licenses and Promoter’s License

FOR the purpose of authorizing an applicant in Frederick County to purchase a certain single-day alcoholic beverages license or multiday alcoholic beverages license; specifying the maximum number of days for which licenses may be issued to a single applicant in a calendar year; specifying the fees for certain single-day licenses and multiday licenses; establishing a promoter’s license in the County; requiring a for-profit organization to obtain a promoter’s license from the Board of License Commissioners before the organization may conduct certain activities related to events at which alcoholic beverages are sold or served and that are held in conjunction with a certain organization; providing for certain license fees; authorizing the Board to adopt certain regulations; and generally relating to alcoholic beverages licenses in Frederick County.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages
Section 7–101(b)(7) and (d)(8)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY adding to
Article 2B – Alcoholic Beverages
Section 7–102
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 503 – Senators Young and Hough

AN ACT concerning

**Frederick County – Alcoholic Beverages – Notice for License Applications, Fees,
and Inspectors**

FOR the purpose of authorizing the Board of License Commissioners for Frederick County to fulfill a certain notice requirement for license applications by posting online a completed application with all submitted documents on or before a certain date; eliminating the fees for a certain certificate of permission and a certain new license; repealing the requirement that the Governor appoint for the County a full-time alcoholic beverages inspector; repealing the qualifications for appointment and term of the inspector; repealing the authority of the Governor to remove the inspector; repealing the grounds for removing the inspector; authorizing the Board to appoint a chief alcoholic beverages inspector and a certain number of full-time or part-time alcoholic beverages inspectors; specifying the qualifications and duties of the inspectors; specifying an additional duty of the chief inspector; providing for the compensation and travel reimbursement for inspectors; making certain technical and clarifying corrections; and generally relating to alcoholic beverages licenses and inspectors in Frederick County.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 10–202(a)(1), 10–506(a), and 15–103
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

**Senate Bill 515 – ~~Senator Klausmeier~~ Senators Klausmeier, Middleton, Astle,
Benson, Feldman, Hershey, Jennings, Kelley, Mathias, Pugh, and Reilly**

AN ACT concerning

Financial Institutions – Depository Institutions – Savings Promotion Raffles

FOR the purpose of altering the circumstances under which certain depository institutions may conduct a savings promotion raffle; repealing a requirement that a depository institution that offers a savings promotion raffle must post in certain locations and disclose in certain materials a certain statement describing the terms and conditions of the savings promotion raffle; repealing a requirement that a savings promotion raffle conducted by a banking institution must be approved by the Commissioner of Financial Regulation; repealing certain provisions of law relating to savings promotion raffles conducted by State-chartered credit unions made unnecessary by certain provisions of this Act; altering certain definitions; making certain conforming changes; and generally relating to savings promotion raffles conducted by depository institutions.

BY repealing and reenacting, with amendments,
Article – Commercial Law
Section 13–305(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 12–106(c)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Financial Institutions
Section 1–101(a) and (i)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Financial Institutions
Section 1–211
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing
Article – Financial Institutions
Section 6–716
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 579 – Senator Pugh

AN ACT concerning

Maryland Small Business Development Financing Authority – Small Business Surety Bond Program

FOR the purpose of increasing the maximum amount that the Maryland Small Business Development Financing Authority may guarantee a surety under the Small Business Surety Bond Program; increasing the maximum amount of certain bonds that the Financing Authority may execute and perform as a surety under its surety program; and generally relating to the Maryland Small Business Development Financing Authority.

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 5–568 and 5–569
Annotated Code of Maryland
(2008 Volume and 2014 Supplement)

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

Senate Bill 630 – Washington County Senators

AN ACT concerning

Alcoholic Beverages – Washington County – Population Ratio Quota

FOR the purpose of altering the population ratio quota that applies to the issuance of certain alcoholic beverages licenses in Washington County; and generally relating to alcoholic beverages in Washington County.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 9–222(b)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 631 – Washington County Senators

AN ACT concerning

Washington County – Alcoholic Beverages – Wine Tasting License for Class B License Holders – Repeal

FOR the purpose of repealing the authority for a certain wine tasting license to be issued to a certain Class B (on–off sale) beer, wine and liquor license holder; and generally relating to a wine tasting license for Class B license holders in Washington County.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 8–411
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 632 – Washington County Senators

AN ACT concerning

Washington County – Board of License Commissioners – Expungement of Violations

FOR the purpose of requiring, in Washington County, violations of the alcoholic beverages laws of the State to be expunged by the Washington County Board of License Commissioners after a certain period of time; and generally relating to the expungement of violations by the Washington County Board of License Commissioners.

BY adding to
Article 2B – Alcoholic Beverages
Section 16–508.1
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 633 – Washington County Senators

AN ACT concerning

Alcoholic Beverages – Washington County – Refillable Container Permit

FOR the purpose of establishing a refillable container permit in Washington County; authorizing the Washington County Board of License Commissioners to issue a refillable container permit to the holders of certain licenses for certain fees and subject to certain requirements; specifying that the permit entitles the holders to sell draft beer for consumption off the licensed premises in a certain type of container; specifying certain standards that a refillable container must meet; specifying that the permit is the same as that of the underlying license; specifying certain permit fees; specifying certain advertising, posting of notice, and public hearing

requirements; specifying the hours of sale for the permit; authorizing a permit holder to refill only a container that meets certain standards; authorizing the Board to adopt certain regulations; defining a certain term; and generally relating to alcoholic beverages in Washington County.

BY adding to

Article 2B – Alcoholic Beverages

Section 8–222.1

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 21–107

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 634 – Washington County Senators

AN ACT concerning

Washington County – Liquor Tasting License

FOR the purpose of authorizing a special liquor tasting license to be issued in Washington County; authorizing the license to be issued only to a holder of Class A (off-sale) beer, wine and liquor license; establishing the annual license fee; authorizing the Board of License Commissioners for Washington County to issue the license for certain purposes; prohibiting the holder of the license from charging for the liquor tasting or sampling; providing for the number of days in a licensing year that the license is effective; requiring the licensee to notify the Board in writing a certain number of days in advance of a scheduled tasting date; prohibiting a licensee from holding more than one liquor, beer, or wine tasting event on the same day; limiting the number of bottles that may be open at any one time during the tasting event; prohibiting the contents of certain bottles from being mixed; requiring certain bottles to be destroyed; limiting the number of servings for each customer; requiring the Board to adopt regulations; defining a certain term; and generally relating to a special liquor tasting license in Washington County.

BY adding to

Article 2B – Alcoholic Beverages

Section 8–9A–02

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #5

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 167 – Calvert County Delegation

AN ACT concerning

Calvert County – Length of Service Award Program – Recipient Benefits

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 187 – Delegates Arentz, Cassilly, Ghrist, Hornberger, Jacobs, and Reilly

AN ACT concerning

Cecil County and Queen Anne’s County – Intergovernmental Cooperation and Acceptance of Funds

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 201 – Delegate S. Robinson

AN ACT concerning

Vehicle Laws – Special Registration Plates and Parking Placards for Individuals With Disabilities – Licensed Physical Therapists

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 203 – Delegate Beidle

AN ACT concerning

Vehicle Laws – Title Fees – Rental Vehicles

HB0203/640917/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 203

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “vehicle;” insert “providing for the application of this Act;”.

AMENDMENT NO. 2

On page 2, in line 4, after “That” insert “Section 1 of this Act shall be construed to apply retroactively and shall be applied to and interpreted to affect any fee paid for the issuance of a certificate of title for a rental vehicle on or after July 1, 2014.”

SECTION 3. AND BE IT FURTHER ENACTED, That”;

and in lines 8 and 19, strike “3.” and “4.”, respectively, and substitute “4.” and “5.”, respectively.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 339 – Delegates Carter, Anderson, Conaway, Moon, Oaks, B. Robinson, Smith, Sydnor, and M. Washington

AN ACT concerning

Vehicle Laws – Race–Based Traffic Stops – Policy and Reporting Requirements

HB0339/290013/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 339

(First Reading File Bill)

AMENDMENT NO. 1On page 1, in line 19, after “terms;” insert “providing for the termination of this Act;”.AMENDMENT NO. 2On page 6, in line 6, after “2015.” insert “It shall remain effective for a period of 5 years and, at the end of May 31, 2020, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.The preceding 2 amendments were read and adopted.Favorable report, as amended, adopted.Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 354 – Calvert County Delegation

AN ACT concerning

Calvert County – Task Force to Study the Commemoration of Harriet Elizabeth Brown**HB0354/460516/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 354

(First Reading File Bill)

AMENDMENT NO. 1On page 1, in line 5, strike “and chair” and substitute “, chair, and staff”; and strike beginning with “prohibiting” in line 6 down through the semicolon in line 7.

AMENDMENT NO. 2

On page 2, in line 18, strike “and”; and in line 20, after “Senators” insert “; and

(8) the Secretary of General Services, or the Secretary’s designee”.

AMENDMENT NO. 3

On page 2, strike beginning with “A” in line 23 down through “budget” in line 26 and substitute “The staff of the Calvert County Delegation to the General Assembly shall provide staff to the Task Force”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 450 – Delegates Carr, B. Barnes, Fraser–Hidalgo, Frush, Korman, Lam, Luedtke, A. Miller, Pena–Melnik, and S. Robinson

AN ACT concerning

State Highway Administration – Bicycle and Pedestrian Priority Areas

HB0450/740216/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 450

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 5 down through “date;” in line 6; in line 12, strike “and (i)”; and after line 14, insert:

“BY repealing and reenacting, without amendments,

Article – Transportation

Section 8–204(i)

Annotated Code of Maryland

(2008 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 30, in each instance, strike the bracket.

On pages 2 and 3, strike beginning with “; AND” in line 33 on page 2 down through “STATE” in line 9 on page 3.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 518 – Delegates Carr, Cassilly, Fraser–Hidalgo, Lam, A. Miller, and S. Robinson

AN ACT concerning

Public Ethics – Former Legislators – Lobbying

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 809 – Delegate McMillan

AN ACT concerning

Municipalities – Parking Authorities

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 919 – Delegates Lafferty, Afzali, Anderton, Barkley, Beidle, Beitzel, Carr, Cassilly, Fennell, Fraser–Hidalgo, Frush, Gilchrist, Healey, Holmes, Jacobs, Krebs, Krimm, Lam, Lisanti, Mautz, McIntosh, McMillan, Otto,

**Pena–Melnyk, Platt, S. Robinson, Shoemaker, Valentino–Smith, Vogt,
A. Washington, and K. Young**

AN ACT concerning

Land Use – Plans – Development and Adoption

HB0919/670814/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 919

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “modify,” insert “remand,”; in lines 5 and 6, strike “or extension of or addition”; in line 6, before “requiring” insert “authorizing and”; in lines 10 and 11, strike “take action on the recommendation” and substitute “approve, modify, remand, or disapprove the recommended plan”; and in line 13, after the semicolon insert “making a certain technical correction,”.

AMENDMENT NO. 2

On page 2, in line 10, after “**MODIFY,**” insert “**REMAND,**”; in line 16, after “**BODY**” insert “**MAY HOLD A PUBLIC HEARING BEFORE REMANDING OR DISAPPROVING AND**”; and in line 25, after “**BODY**” insert “**REMANDS OR**”.

On page 2 in lines 14 and 21, and on page 3 in line 1, in each instance, strike “**OR EXTENSION OF OR ADDITION**”.

On page 3, in line 4, strike “**ACT**” and substitute “**APPROVE, MODIFY, REMAND, OR DISAPPROVE THE RECOMMENDED PLAN**”; in line 6, strike “**THE RECOMMENDATION IS SUBMITTED**” and substitute “**THAT THE PLANNING COMMISSION CERTIFIES AN ATTESTED COPY OF THE RECOMMENDED PLAN TO THE LEGISLATIVE BODY IN ACCORDANCE WITH § 3–203(F) OF THIS SUBTITLE**”; and in line 12, strike “**90–DAY**” and substitute “**60–DAY**”.

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 HEALTH AND GOVERNMENT OPERATIONS REPORT
#3**

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

House Bill 109 – Delegates Dumais and Vallario

AN ACT concerning

Guardianship of the Person – Disabled Persons – Attorney’s Fees

HB0109/886781/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 109

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 3 and 4, strike “in a proceeding” and substitute “incurred in bringing a petition”; in line 5, after “circumstances;” insert “requiring the court to consider certain factors before ordering the payment; requiring the court to deny a certain petition for certain attorney’s fees under certain circumstances; prohibiting the court from awarding certain attorney’s fees under certain circumstances;”; in line 6, after “in” insert “the court registry or”; and in the same line, after “circumstances;” insert “prohibiting a court from requiring the deposit of a certain sum of money in the court registry or a certain attorney’s escrow account under certain circumstances;”.

AMENDMENT NO. 2

On page 1, in line 22, strike the colon.

On page 2, strike beginning with “(I)” in line 1 down through the first bracket in line 4; in line 4, strike “] DIRECTING”; after line 7, insert:

“(C) (1) ON THE FILING OF A PETITION FOR ATTORNEY’S FEES MADE IN REASONABLE DETAIL BY AN INTERESTED PERSON OR AN ATTORNEY EMPLOYED BY THE INTERESTED PERSON, THE COURT MAY ORDER REASONABLE AND NECESSARY ATTORNEY’S FEES INCURRED IN BRINGING A PETITION FOR APPOINTMENT OF A

GUARDIAN OF THE PERSON OF A DISABLED PERSON TO BE PAID FROM THE ESTATE OF THE DISABLED PERSON.

(2) BEFORE ORDERING THE PAYMENT OF ATTORNEY'S FEES UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE COURT SHALL CONSIDER:

(I) THE FINANCIAL RESOURCES AND NEEDS OF THE DISABLED PERSON; AND

(II) WHETHER THERE WAS SUBSTANTIAL JUSTIFICATION FOR THE FILING OF THE PETITION FOR GUARDIANSHIP.

(3) ON A FINDING BY THE COURT OF AN ABSENCE OF SUBSTANTIAL JUSTIFICATION FOR BRINGING THE PETITION FOR GUARDIANSHIP, THE COURT SHALL DENY A PETITION FOR ATTORNEY'S FEES FILED UNDER PARAGRAPH (1) OF THIS SUBSECTION.

(4) THE COURT MAY NOT AWARD ATTORNEY'S FEES UNDER PARAGRAPH (1) OF THIS SUBSECTION IF THE PETITION FOR GUARDIANSHIP IS BROUGHT BY:

(I) A GOVERNMENT AGENCY PAYING BENEFITS TO THE DISABLED PERSON;

(II) A LOCAL DEPARTMENT OF SOCIAL SERVICES; OR

(III) AN AGENCY ELIGIBLE TO SERVE AS THE GUARDIAN OF THE DISABLED PERSON UNDER § 13-707 OF THIS SUBTITLE.”;

in line 12, after “THE” insert “COURT REGISTRY OR THE APPOINTED”; in line 13, strike “15” and substitute “30”; in the same line, after the first “THE” insert “ORDER OF”; in the same line, after “APPOINTMENT” insert “HAS BEEN ENTERED”; and after line 16, insert:

“(III) THE COURT MAY NOT REQUIRE THE DEPOSIT OF AN APPROPRIATE SUM INTO THE COURT REGISTRY OR THE APPOINTED ATTORNEY'S ESCROW ACCOUNT UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH IF PAYMENT

**FOR THE SERVICES OF THE COURT-APPOINTED ATTORNEY FOR THE ALLEGED
DISABLED PERSON IS THE RESPONSIBILITY OF:**

- 1. A GOVERNMENT AGENCY PAYING BENEFITS TO THE
DISABLED PERSON;**
- 2. A LOCAL DEPARTMENT OF SOCIAL SERVICES; OR**
- 3. AN AGENCY ELIGIBLE TO SERVE AS THE GUARDIAN OF
THE DISABLED PERSON UNDER § 13-707 OF THIS SUBTITLE.”.**

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 228 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

**Public Health – Expedited Partner Therapy Program – Repeal of Termination
Date**

HB0228/146382/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 228

(First Reading File Bill)

On page 1, in the sponsor line, after “Administration)” insert “and Delegates Hayes and Oaks”; and in line 6, after “practice” insert “registered”.

On page 2, in line 15, after “PRACTICE” insert “REGISTERED”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 281 – Delegate Dumais

AN ACT concerning

Estates and Trusts – Elective Share

HB0281/786981/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 281

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after “decedent;” insert “requiring that the share of a surviving spouse who makes the election be paid from the decedent’s estate and each revocable trust of the decedent in a certain manner; altering the time within which an election by a surviving spouse must be made under certain circumstances; requiring that notice of an election be provided to the trustee of each revocable trust of the decedent;”; in line 15, after “decedent;” insert “specifying the manner in which the portion of an elective share that is payable from a revocable trust of a decedent is to be paid; requiring the removal of a surviving spouse serving as a trustee or an advisor to the trustee of a certain trust under certain circumstances; prohibiting, under certain circumstances, a surviving spouse from serving in certain capacities or exercising certain powers with respect to a certain trust;”; in line 20, after “3–203,” insert “3–205, 3–206;”; and after line 22, insert:

“BY adding to

Article – Estates and Trusts

Section 14.5–604

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 17, after “**REVOCABLE**” insert “**BY THE DECEDENT**”; after line 27, insert:

“(D) THE SHARE OF A SURVIVING SPOUSE WHO MAKES THIS ELECTION SHALL BE PAID FROM THE DECEDENT’S ESTATE AND EACH REVOCABLE TRUST OF THE DECEDENT IN THE SAME PROPORTION THAT THE VALUE OF THE ESTATE OR REVOCABLE TRUST BEARS TO THE VALUE OF THE NET ESTATE.”;

and in lines 28 and 30, strike “(d)” and “(e)”, respectively, and substitute “**(E)**” and “**(F)**”, respectively.

AMENDMENT NO. 3

On page 3, after line 3, insert:

“3–205.

(A) The right of election of a surviving spouse may be waived before or after marriage by a written contract, agreement, or waiver signed by the party waiving the right of election.

(B) Unless it provides to the contrary, a waiver of “all rights” in the property or estate of a present or prospective spouse, or a complete property settlement entered into after or in anticipation of separation or divorce, is [a]:

(1) A waiver of any right to [his] A family allowance as well as to [his] THE elective share by each spouse in the property of the spouse[, his] AND THE right to letters under § 5–104 of this article[, and is an]; AND

(2) AN irrevocable renunciation of any benefit which would pass to [him] THE SPOUSE from the other by intestate succession, by statutory share, or by virtue of the provisions of a will OR REVOCABLE TRUST executed before the waiver or property settlement.

3–206.

(a) (1) The election by a surviving spouse to take an elective share shall be made within the later of:

(i) Nine months after the date of the decedent’s death; or

(ii) Six months after THE EARLIER OF:

1. [the] THE first appointment of a personal representative under a will; OR

2. DELIVERY BY THE TRUSTEE OF EACH REVOCABLE TRUST OF THE DECEDENT TO THE SURVIVING SPOUSE OF:

A. A NOTICE DISCLOSING THE EXISTENCE OF THE TRUST;

B. A COPY OF THE TRUST INSTRUMENT; AND

C. A STATEMENT OF THE NATURE AND VALUE OF THE TRUST'S ASSETS.

(2) (i) Within the period for making an election, the surviving spouse may file with the court a petition for an extension of time, with a copy given to the personal representative AND THE TRUSTEE OF EACH REVOCABLE TRUST OF THE DECEDENT.

(ii) For good cause shown, the court may extend the time for election for a period not to exceed three months at a time.

(b) The surviving spouse may withdraw the election at any time before the expiration of the time for making the election to take an elective share.”.

AMENDMENT NO. 4

On page 3, after line 15, insert:

“(C) NOTICE OF AN ELECTION TO TAKE AN ELECTIVE SHARE OF AN ESTATE OF A DECEDENT SHALL BE DELIVERED TO THE TRUSTEE OF EACH REVOCABLE TRUST OF THE DECEDENT.”.

AMENDMENT NO. 5

On page 3, in line 26, strike “(1)”; in the same line, strike “contribution” and substitute “THE PORTION OF THE ELECTIVE SHARE THAT IS PAYABLE FROM THE DECEDENT’S PROBATE ESTATE SHALL BE PAID AS FOLLOWS:

(1) CONTRIBUTION;

in line 27, strike “of it”; in the same line, strike the period and substitute “;”; in line 29, strike “OR TRUSTEE”; in line 32, strike the period and substitute “; AND”; and in line 33, strike “OR TRUST INSTRUMENT”.

On page 4, in line 3, strike “OR SETTLOR”; after line 3, insert:

“(C) IF THERE IS AN ELECTION TO TAKE AN ELECTIVE SHARE, THE PORTION OF THE ELECTIVE SHARE THAT IS PAYABLE FROM A REVOCABLE TRUST OF THE DECEDENT SHALL BE:

(1) PAID IN A MANNER THAT THE TRUSTEE OF THE REVOCABLE TRUST OF THE DECEDENT CONSIDERS TO BE IN ACCORDANCE WITH THE TERMS AND PURPOSES OF THE TRUST AND INTERESTS OF THE BENEFICIARIES, PROVIDED THAT THE PAYMENT MAY NOT BE UNREASONABLY DELAYED; AND

(2) MADE IN CASH OR OTHER PROPERTY ACCEPTABLE TO THE SURVIVING SPOUSE IN AN AMOUNT EQUAL TO THE FAIR MARKET VALUE OF THE SURVIVING SPOUSE’S INTEREST IN THE REVOCABLE TRUST OF THE DECEDENT.

14.5-604.

(A) THIS SECTION APPLIES UNLESS OTHERWISE EXPRESSLY PROVIDED:

(1) IN THE TRUST INSTRUMENT;

(2) BY COURT ORDER; OR

(3) BY A WRITTEN AGREEMENT BETWEEN THE SETTLOR AND THE SURVIVING SPOUSE OF THE SETTLOR.

(B) ON THE FILING OF AN ELECTION BY A SURVIVING SPOUSE TO TAKE AN ELECTIVE SHARE UNDER § 3-207 OF THIS ARTICLE THAT APPLIES TO A REVOCABLE TRUST OF A SETTLOR THAT BECAME IRREVOCABLE BY REASON OF THE DEATH OR INCAPACITY OF THE SETTLOR:

(1) IF THE SURVIVING SPOUSE IS SERVING AS A TRUSTEE OR AN ADVISOR TO THE TRUSTEE OF THE TRUST, THE SURVIVING SPOUSE SHALL BE REMOVED AS A TRUSTEE OR AN ADVISOR ON THE DATE OF THE FILING OF THE ELECTION WITHOUT FURTHER COURT ACTION; AND

(2) AFTER THE ELECTION BECOMES FINAL, THE SURVIVING SPOUSE MAY NOT:

(I) SERVE AS A TRUSTEE OR AN ADVISOR TO THE TRUSTEE OF THE TRUST; OR

(II) EXERCISE A TRUST OR FIDUCIARY POWERS PROVIDED IN THE TERMS OF THE TRUST, INCLUDING A POWER OF APPOINTMENT.”.

AMENDMENT NO. 6

On page 4, in line 6, after “Act” insert “or any revocable trust of a decedent that became irrevocable by reason of the death or incapacity of the settlor before the effective date of this Act”.

The preceding 6 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 293 – Delegate Morhaim

AN ACT concerning

**Guardianship, Advance Directives, and Surrogates – Disabled Persons and
Mental Health Services**

HB0293/376381/1

BY: Health and Government Operations Committee

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike the first comma and substitute “of Disabled Persons and Revocation of”; in lines 2 and 3, strike “, and Surrogates – Disabled Persons and Mental Health Services”; strike beginning with “providing” in line 7 down through “disorder” in line 10 and substitute “authorizing a certain individual to waive certain rights when making an advance directive; making conforming changes”; in line 11, strike the first comma and substitute “and”; strike beginning with the second comma in line 11 down through “making” in line 12; and in line 20, strike “and 5–605(d)”.

AMENDMENT NO. 2

On page 3, in line 23, strike “**SUBJECT TO**” and substitute “**EXCEPT AS PROVIDED IN**”; in line 24, strike “a declarant” and substitute “**THE INDIVIDUAL WHO MADE THE ADVANCE DIRECTIVE**”; strike lines 27 through 30 in their entirety and substitute:

“(2) A COMPETENT INDIVIDUAL, KNOWINGLY AND VOLUNTARILY, MAY ELECT IN AN ADVANCE DIRECTIVE TO WAIVE THE RIGHT UNDER PARAGRAPH (1) OF THIS SUBSECTION TO REVOKE ANY PART OR ALL OF THE ADVANCE DIRECTIVE, INCLUDING THE APPOINTMENT OF AN AGENT, DURING A PERIOD IN WHICH THE INDIVIDUAL HAS BEEN CERTIFIED INCAPABLE OF MAKING AN INFORMED DECISION UNDER § 5–602(E) OF THIS SUBTITLE.”;

in line 31, strike “a declarant” and substitute “**AN INDIVIDUAL**”; in lines 34 and 35, in each instance, strike “declarant” and substitute “**INDIVIDUAL**”; and in line 33, strike “declarant’s” and substitute “**INDIVIDUAL’S**”.

AMENDMENT NO. 3

On page 4, strike in their entirety lines 1 through 4, inclusive.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 431 – Delegates Parrott, Krebs, Metzgar, and Shoemaker

AN ACT concerning

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

HB0431/626085/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 431

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Shoemaker” and substitute “Shoemaker, Hill, McDonough, Morgan, and Sample–Hughes”; in line 2, strike “Reporting of Death and”; strike beginning with “requiring” in line 4 down through “officer;” in line 6; and in lines 8 and 9, strike “reporting a death and”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 2 through 11, inclusive; and in lines 12 and 20, strike “(B)” and “(C)”, respectively, and substitute “(A)” and “(B)”, respectively.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 562 – Delegates Kramer, Afzali, Barkley, Dumais, Fraser–Hidalgo, Ghrist, Glass, McComas, and W. Miller

AN ACT concerning

**Health Insurance – Ambulance Service Providers – Direct Reimbursement –
Repeal of Termination Date**

HB0562/696286/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 562

(First Reading File Bill)

On page 1, in the sponsor line, strike “and W. Miller” and substitute “W. Miller, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Reznik, Saab, Sample–Hughes, West, and K. Young”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 592 – Delegate Morhaim

AN ACT concerning

**State Donor Registry – Methods of Registration – Clerks of Circuit Courts,
Registers of Wills, and Motor Vehicle Administration
(Enhancing Organ Donation Rates Act)**

HB0592/866088/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 592

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Morhaim” and substitute “Delegates Morhaim, Angel, Oaks, and Pena–Melnyk”; in line 2, after “Registry –” insert “Information and”; strike beginning with “provide” in line 5 down through “request” in line 12 and substitute “make available to the public information about registering with the State donor registry”; in line 18, after “to” insert “information about, and”; and in the same line, after “with” insert a comma.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 15 through 30, inclusive, and substitute:

“A CLERK OF A CIRCUIT COURT SHALL MAKE AVAILABLE TO THE PUBLIC INFORMATION ABOUT REGISTERING WITH THE STATE DONOR REGISTRY.”

On pages 2 and 3, strike in their entirety the lines beginning with line 33 on page 2 through line 13 on page 3, inclusive, and substitute:

“A REGISTER SHALL MAKE AVAILABLE TO THE PUBLIC INFORMATION ABOUT REGISTERING WITH THE STATE DONOR REGISTRY.”;

and strike beginning with the first comma in line 34 down through “COURT” in line 35.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0592/343321/1

BY: Chair, Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 592, AS AMENDED
(First Reading File Bill)

On page 2, in line 1, strike “with” and substitute “without”.

The preceding amendment was read and adopted.

Delegate O’Donnell moved to make the Bill a Special Order for March 12, 2015.

The motion was adopted.

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

House Bill 623 – Delegates Miele, Bromwell, Krebs, Pena–Melnyk, and Saab

AN ACT concerning

Estates – Modified Administration – Final Report and Distribution – Extension

HB0623/606888/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 623

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Saab” and substitute “Saab, and West”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 660 – Delegates Zucker, Barron, Bromwell, Cullison, Hayes, Kaiser, Kelly, Kipke, Luedtke, Miele, Morhaim, Oaks, Pena–Melnyk, Reznik, and K. Young

AN ACT concerning

Health Insurance – Expense Reimbursement Claims Forms – Methods for Submission

HB0660/526384/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 660

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “organizations” insert “annually”.

AMENDMENT NO. 2

On page 2, in line 21, after “SECTION” insert “ANNUALLY”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 666 – Delegates Miele, Krebs, Pena–Melnyk, and Saab

AN ACT concerning

Maryland Trust Act – Revocable Trusts – Creditors’ Claims – Limitations

HB0666/586783/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 666

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Saab” and substitute “Saab, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Kelly, McDonough, McMillan, Morgan, Morhaim, Oaks, Pendergrass, Reznik, Sample–Hughes, West, and K. Young”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 703 – Delegates Miele, Pena–Melnyk, and Saab

AN ACT concerning

Estates and Trusts – Maryland Trust Act – Incapacity

HB0703/426288/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 703

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Saab” and substitute “Saab, and Hayes”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 739 – Delegates Kelly, Carr, Cullison, Hill, Morhaim, Reznik, and M. Washington

AN ACT concerning

Task Force to Study Maternal Mental Health

HB0739/486485/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 739

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and M. Washington” and substitute “M. Washington, Hammen, Angel, Barron, Bromwell, Hayes, McMillan, Miele, Oaks, Pena–Melnyk, Pendergrass, Sample–Hughes, West, and K. Young”.

AMENDMENT NO. 2

On page 2, in line 15, strike “approved” and substitute “appointed”.

On page 3, in line 20, strike “Department of Health and Mental Hygiene” and substitute “Mental Health Association of Maryland”.

On page 4, in line 14, strike “2015” and substitute “2016”; in line 18, strike “1 month” and substitute “7 months”; and in lines 18 and 19, strike “June 30” and substitute “December 31”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 204)

ADJOURNMENT

At 10:41 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Thursday, March 12, 2015.

**Annapolis, Maryland
Thursday, March 12, 2015**

The House met at 10:09 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Pamela Beidle of Anne Arundel County.

QUORUM CALL

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

(See Roll Call No. 205)

The Journal of March 11, 2015 was read and approved.

EXCUSES:

Del. Valentino-Smith – personal

THE COMMITTEE ON WAYS AND MEANS REPORT #4

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

**House Bill 73 – Delegates Rosenberg, Hixson, C. Howard, Kaiser, Luedtke,
A. Miller, Platt, S. Robinson, and Walker**

AN ACT concerning

Voters' Rights Protection Act of 2015

HB0073/385363/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 73

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “law;” and substitute “law, except in certain circumstances; authorizing the State Prosecutor to seek injunctive relief in certain”

circumstances in which the Attorney General is prohibited from seeking injunctive relief under this Act.”.

AMENDMENT NO. 2

On page 3, in line 2, strike “**SUBJECT TO SUBSECTION (B) OF THIS SECTION**” and substitute “**(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION**”; and after line 6, insert:

(2) (I) THIS PARAGRAPH APPLIES IF THE ATTORNEY GENERAL IS A CANDIDATE IN A CONTEST ON THE BALLOT IN AN ELECTION.

(II) THE ATTORNEY GENERAL MAY NOT SEEK INJUNCTIVE RELIEF UNDER PARAGRAPH (1) OF THIS SUBSECTION IF A VIOLATION OF § 16-201 OF THIS TITLE IS COMMITTED BY:

- 1. THE ATTORNEY GENERAL;**
- 2. A PERSON ACTING ON BEHALF OF THE ATTORNEY GENERAL;**
- 3. A CANDIDATE WHO IS OPPOSING THE ATTORNEY GENERAL IN A CONTEST ON THE BALLOT; OR**
- 4. A PERSON ACTING ON BEHALF OF A CANDIDATE WHO IS OPPOSING THE ATTORNEY GENERAL IN A CONTEST ON THE BALLOT.**

(III) THE STATE PROSECUTOR MAY SEEK INJUNCTIVE RELIEF IN ACCORDANCE WITH THIS SECTION IN ANY CIRCUMSTANCE IN WHICH THE ATTORNEY GENERAL IS PROHIBITED FROM SEEKING INJUNCTIVE RELIEF UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Flanagan moved to make the Bill a Special Order for Tuesday.

The motion was adopted.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 284 – Delegates Flanagan, Hill, Atterbeary, Ebersole, Kittleman, Lam, W. Miller, Pendergrass, and Turner

AN ACT concerning

Election Law – Local Petitions – Advance Determination of Sufficiency of Local Legislation Summary

HB0284/695468/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 284
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “Legislation” and substitute “Law or Charter Amendment”; strike beginning with “requiring” in line 4 down through “petitions” in line 11 and substitute “requiring an election director of a local board of elections to determine the sufficiency of a summary of a local law or charter amendment contained in a petition when determining the sufficiency of the format of the petition; requiring an election director to provide the sponsor of a petition with an explanation of the reasons for a determination that a summary of a local law or charter amendment is insufficient; authorizing an election director to seek the advice of certain persons in making the determination; requiring an election director to make the determination within a certain period of time; making a conforming change; and generally relating to an advance determination of the sufficiency of a summary of a local law or charter amendment contained in a petition”; and in line 14, after “6–202” insert “and 6–210(a)”.

AMENDMENT NO. 2

On page 1, in line 21, after “(a)” insert “**(1)**”.

On page 2, strike in their entirety lines 1 through 14, inclusive, and substitute:

“(2) IN MAKING THE DETERMINATION UNDER THIS SUBSECTION, THE CHIEF ELECTION OFFICIAL MAY SEEK THE ADVICE OF THE LEGAL AUTHORITY.

(B) (1) WHEN DETERMINING THE SUFFICIENCY UNDER SUBSECTION (A) OF THIS SECTION OF A PETITION THAT SEEKS TO PLACE A QUESTION REGARDING A LOCAL LAW OR CHARTER AMENDMENT ON A BALLOT, THE ELECTION DIRECTOR OF THE LOCAL BOARD SHALL DETERMINE THE SUFFICIENCY OF ANY SUMMARY OF THE LOCAL LAW OR CHARTER AMENDMENT THAT IS CONTAINED IN THE PETITION.

(2) IF THE ELECTION DIRECTOR DETERMINES THAT THE SUMMARY OF THE LOCAL LAW OR CHARTER AMENDMENT IS INSUFFICIENT, THE ELECTION DIRECTOR SHALL PROVIDE THE SPONSOR WITH A CLEAR, CONCISE, AND UNDERSTANDABLE EXPLANATION OF THE REASONS FOR THE DETERMINATION.

(3) IN MAKING THE DETERMINATION UNDER THIS SUBSECTION, THE ELECTION DIRECTOR MAY SEEK THE ADVICE OF:

(I) THE COUNSEL TO THE LOCAL BOARD; OR

(II) THE ATTORNEY GENERAL.

6-210.

(a) (1) A request for an advance determination under § 6-202 of this subtitle shall be submitted at least 30 days, but not more than 2 years and 1 month, prior to the deadline for the filing of the petition.

(2) [Within] EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, WITHIN 5 business days of receiving [the] A request for an advance determination, the election authority shall make the determination.

(3) WITHIN 10 BUSINESS DAYS OF RECEIVING A REQUEST FOR AN ADVANCE DETERMINATION OF THE SUFFICIENCY OF A SUMMARY OF A LOCAL LAW OR CHARTER AMENDMENT CONTAINED IN A PETITION UNDER § 6-202(B) OF THIS SUBTITLE, THE ELECTION DIRECTOR SHALL MAKE THE DETERMINATION.”

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 396 – Delegate Turner

AN ACT concerning

Election Law – Primary Election Dates in the Presidential Election Year

HB0396/855667/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 396

(First Reading File Bill)

On page 2, strike beginning with “or” in line 9 down through “held” in line 10; and in line 12, strike “is” and substitute “AND MAYOR OF BALTIMORE CITY ARE”.

On page 3, strike beginning with the bracket in line 10 down through “certified” in line 11 and substitute “BY THE 70TH DAY PRECEDING THE GENERAL ELECTION”.

On page 4, in line 30, strike the brackets; in the same line, strike “2ND”; and in the same line, strike “it” and substitute “THE JUDICIAL REVIEW”.

On page 5, in line 1, after “(2)” insert “(I)”; in line 2, after “election,” insert “EXCEPT A PRESIDENTIAL PRIMARY ELECTION,”; after line 3, insert:

“(II) IF THE PETITION SEEKS TO PLACE THE NAME OF AN INDIVIDUAL ON THE BALLOT FOR A PRESIDENTIAL PRIMARY ELECTION IN ACCORDANCE WITH § 8-502 OF THIS ARTICLE, JUDICIAL REVIEW OF A DETERMINATION MADE UNDER § 6-208(A)(2) OF THIS TITLE SHALL BE SOUGHT BY THE 5TH DAY FOLLOWING THE DETERMINATION TO WHICH THE JUDICIAL REVIEW RELATES.”;

and in lines 11 and 13, in each instance, strike “SECOND” and substitute “FOURTH”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 485 – The Speaker (By Request – Administration) and Delegates Adams, Afzali, Anderton, Arentz, Aumann, Buckel, Carozza, Cassilly, Cluster, Ebersole, Fennell, Flanagan, Folden, Ghrist, Hornberger, Impallaria, Jacobs, Kipke, Kittleman, Krebs, Long, Mautz, McComas, McConkey, McDonough, McKay, McMillan, Metzgar, Miele, Otto, Reilly, Rey, Saab, Shoemaker, Szeliga, Vogt, A. Washington, West, and B. Wilson

AN ACT concerning

Election Law – Fair Campaign Financing Fund – Income Tax Checkoff

HB0485/925160/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 485

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “up” in line 4 down through “amount” in line 5; in line 5, after “Fund;” insert “requiring the Comptroller to credit certain funds to the Fair Campaign Financing Fund;”; strike beginning with “fines” in line 5 down through “in” in line 6 and substitute “fees, fines, and penalties that are assessed under the Election Law Article be distributed to”; in line 6, after “Fund;” insert “authorizing voluntary contributions to be made to the Fair Campaign Financing Fund through the Web site of the State Board of Elections; requiring that certain anonymous contributions and certain surplus campaign funds be distributed to the Fair Campaign Financing Fund; authorizing the use of a certain amount of money in the Fair Campaign Financing Fund to pay certain costs of administering public campaign financing;”; in line 7, after “checkoff;” insert “providing for the application of certain provisions of this Act;”; in line 11, strike “15–103” and substitute “5–403, 13–235(f), 13–239, 13–247, 13–306(i), 13–307(i), 13–309.1(i), 13–340, 13–409, 13–604(d)(3), 13–604.1(s), 14–107(c), and 15–103”; after line 13, insert:

“BY repealing and reenacting, without amendments,

Article – Election Law

Section 13–235(a) and (b), 13–309.1(g), 13–604(a)(1), and 13–604.1(b)

Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)”;

and in line 16, after “Section” insert “13-604(g) and”.

AMENDMENT NO. 2

On page 2, after line 3, insert:

“5-403.

[(a)] Filing fees paid by candidates under § 5-401 of this subtitle shall be distributed [as specified in this section.

(b) Filing fees received by a local board shall be transferred to the governing body of the county.

(c) Filing fees received by the State Board shall be divided and distributed:

(1) with respect to candidates for statewide office:

(i) \$60 to the Baltimore City Board of Elections; and

(ii) \$10 each to each other local board;

(2) with respect to candidates for any other public or party office in a multicounty district, in equal amounts to the local board of each county that contains part of the district to which the candidacy relates; and

(3) with respect to a candidate for a public or party office in a district wholly contained within one county, to the local board of that county] **TO THE FAIR CAMPAIGN FINANCING FUND ESTABLISHED UNDER § 15-103 OF THIS ARTICLE.**

13-235.

(a) This section applies to the following officials:

(1) the Governor;

(2) the Lieutenant Governor;

- (3) the Attorney General;
- (4) the Comptroller; and
- (5) a member of the General Assembly.

(b) Except as provided in subsection (c), (d), or (e) of this section, during a regular session of the General Assembly an official described in subsection (a) of this section, or a person acting on behalf of the official, may not, as to a candidate for federal, State, or local office, or a campaign finance entity of the candidate or any other campaign finance entity organized under this title and operated in coordination with a candidate:

- (1) receive a contribution;
- (2) conduct a fund-raising event;
- (3) solicit or sell a ticket to a fund-raising event; or
- (4) deposit or use any contribution of money that was not deposited prior to the session.

(f) (1) As to a violation of this section, the campaign finance entity of the official in violation is liable for a civil penalty as provided in this subsection.

(2) The State Board, represented by the State Prosecutor, may institute a civil action in the circuit court for any county seeking the civil penalty provided in this subsection.

(3) A campaign finance entity that receives a contribution as a result of the violation shall:

- (i) refund the contribution to the contributor; and
- (ii) pay a civil penalty that equals the sum of \$1,000 plus the amount of the contribution.

(4) A CIVIL PENALTY IMPOSED UNDER THIS SUBSECTION SHALL BE DISTRIBUTED TO THE FAIR CAMPAIGN FINANCING FUND ESTABLISHED UNDER § 15-103 OF THIS ARTICLE.

13-239.

Except as provided in § 13-240 of this subtitle, if a campaign finance entity receives a contribution from an anonymous source, the campaign finance entity:

(1) may not use the contribution for any purpose; and

(2) shall remit the contribution to the [State Treasurer] FAIR CAMPAIGN FINANCING FUND ESTABLISHED UNDER § 15-103 OF THIS ARTICLE.

13-247.

After all campaign expenditures have been made and before filing a final campaign finance report under Subtitle 3 of this title, any remaining balance in the account of a campaign finance entity shall be returned pro rata to the contributors or paid to:

(1) if the campaign finance entity is a personal treasurer or a political committee formed to support a candidate or act for a political party:

(i) the State central committee of the political party:

1. of which the candidate is a member; or

2. for which the political committee is acting;

(ii) the local central committee of the political party:

1. of which the candidate is a member in a county in which the candidate resides or which the candidate seeks to represent; or

2. for which the political committee is acting;

(iii) the board of education of a county in which the candidate resides or which the candidate seeks to represent;

(2) a nonprofit organization that provides services or funds for the benefit of pupils or teachers;

(3) a charitable organization registered or exempt from registration under the Maryland Charitable Solicitations Act; [or]

(4) THE FAIR CAMPAIGN FINANCING FUND ESTABLISHED UNDER § 15-103 OF THIS ARTICLE; OR

[(4)] (5) a public or private institution of higher education in the State if:

(i) that institution possesses a certificate of approval from the Maryland Higher Education Commission; and

(ii) the payment is designated for use by the institution solely to award scholarships, grants, or loans to students attending the institution.

13-306.

(i) (1) A person who fails to provide on an independent expenditure report all of the information required by this section shall file an amended report as provided in § 13-327(b) of this subtitle.

(2) (i) Except as provided in subparagraph (ii) of this paragraph, in addition to any other sanction provided by law, the State Board may assess a civil penalty for failure to file properly an independent expenditure report or an amended independent expenditure report in an amount not exceeding the greater of:

1. \$1,000 for each day or part of a day that an independent expenditure report or amended independent expenditure report is overdue; or

2. 10% of the amount of the donations or independent expenditures that were not reported in a timely manner.

(ii) If the failure to file properly an independent expenditure report or an amended independent expenditure report occurs more than 28 days before the day of a primary or general election, the State Board may assess a civil penalty in an amount not exceeding the greater of:

1. \$100 for each day or part of a day that an independent expenditure report or amended independent expenditure report is overdue; or

2. 10% of the amount of the donations or disbursements for independent expenditures that were not reported in a timely manner.

(3) A civil penalty under paragraph (2) of this subsection shall be:

(i) assessed in the manner specified in § 13–604.1 of this title; and

(ii) distributed to the [General Fund of the State] **FAIR CAMPAIGN FINANCING FUND ESTABLISHED UNDER § 15–103 OF THIS ARTICLE.**

(4) A person who fails to file properly an independent expenditure report or amended independent expenditure report under this section may seek relief from a penalty under paragraph (2) of this subsection for just cause as provided in § 13–337 of this subtitle.

13–307.

(i) (1) A person who fails to provide on an electioneering communication report all of the information required by this section shall file an amended report as provided in § 13–327(b) of this subtitle.

(2) (i) Except as provided in subparagraph (ii) of this paragraph, in addition to any other sanction provided by law, the State Board may assess a civil penalty for failure to file properly an electioneering communication report or an amended electioneering communication report in an amount not exceeding the greater of:

1. \$1,000 for each day or part of a day that an electioneering communication report or amended electioneering communication report is overdue; or

2. 10% of the amount of the donations or disbursements for electioneering communications that were not reported in a timely manner.

(ii) If the failure to file properly an electioneering communication report or an amended electioneering communication report occurs more than 28 days before the day of a primary or general election, the State Board may assess a civil penalty in an amount not exceeding the greater of:

1. \$100 for each day or part of a day that an electioneering communication report or amended electioneering communication report is overdue; or

2. 10% of the amount of the donations or disbursements for electioneering communications that were not reported in a timely manner.

(3) A penalty under paragraph (2) of this subsection shall be:

(i) assessed in the manner specified in § 13–604.1 of this title; and

(ii) distributed to the [General Fund of the State] FAIR CAMPAIGN FINANCING FUND ESTABLISHED UNDER § 15–103 OF THIS ARTICLE.

(4) A person who fails to file properly an electioneering communication report or amended electioneering communication report under this section may seek relief from a penalty under paragraph (2) of this subsection for just cause as provided in § 13–337 of this subtitle.

13–309.1.

(g) In addition to any other sanction provided by law, the State Board may assess a penalty for failure to file properly a disclosure report or an amended disclosure report required under this section in an amount not exceeding the greater of:

(1) \$1,000 for each day or part of a day that a disclosure report or an amended campaign finance report is overdue; or

(2) 10% of the amount of the contributions or expenditures that were not reported in a timely manner.

(i) A penalty under subsection (g) of this section shall be:

(1) assessed in the manner specified in § 13–604.1 of this title; and

(2) distributed to the [General Fund of the State] FAIR CAMPAIGN FINANCING FUND ESTABLISHED UNDER § 15–103 OF THIS ARTICLE.

13–340.

Fees for late filing of campaign finance reports, affidavits, or amended campaign finance reports imposed under § 13–331 of this subtitle shall be [paid to the State Board and be applied to pay the expenses of collection and of any audits of campaign finance reports performed by or at the direction of the State Administrator] **DISTRIBUTED TO THE FAIR CAMPAIGN FINANCING FUND ESTABLISHED UNDER § 15–103 OF THIS ARTICLE.**

13–409.

(a) There is a \$10 late filing fee for each day or part of a day, excluding a Saturday, Sunday, or holiday, that a campaign finance report required by § 13–408 of this subtitle is overdue.

(b) The maximum fee payable is \$250.

(c) A late fee assessed under this section shall be:

(1) paid from the personal funds of the incumbent; AND

(2) **DISTRIBUTED TO THE FAIR CAMPAIGN FINANCING FUND ESTABLISHED UNDER § 15–103 OF THIS ARTICLE.**

13–604.

(a) (1) A person who violates a provision of this title without knowing that the act is illegal shall pay a civil penalty in accordance with subsections (b) through (g) of this section.

(d) (3) The District Court shall [remit to the State Board] **DISTRIBUTE** all late fees collected **TO THE FAIR CAMPAIGN FINANCING FUND ESTABLISHED UNDER § 15–103 OF THIS ARTICLE.**

(G) **A CIVIL PENALTY IMPOSED UNDER THIS SECTION SHALL BE DISTRIBUTED TO THE FAIR CAMPAIGN FINANCING FUND ESTABLISHED UNDER § 15–103 OF THIS ARTICLE.**

13–604.1.

(b) The State Board may impose a civil penalty in accordance with this section for the following violations:

(1) making a disbursement in a manner not authorized in § 13–218(b)(2), (c), and (d) of this title;

(2) failure to maintain a campaign bank account as required in § 13–220(a) of this title;

(3) making a disbursement by a method not authorized in § 13–220(d) of this title;

(4) failure to maintain detailed and accurate account books and records as required in § 13–221 of this title;

(5) failure to report all contributions received and expenditures made as required in § 13–304(b) of this title;

(6) failure to include an authority line on campaign material as required in § 13–401 of this title; or

(7) failure to retain a copy of campaign material as required in § 13–403 of this title.

(s) Penalties collected under this section shall be distributed to the [General Fund of the State] **FAIR CAMPAIGN FINANCING FUND ESTABLISHED UNDER § 15–103 OF THIS ARTICLE.**

14–107.

(c) (1) As provided in this subsection, the State Board may impose fees for late filing of:

(i) a statement required under § 14–104 of this title; or

(ii) an amended statement required under subsection (b) of this section.

(2) The State Board may impose late filing fees in the same amounts and in the same manner as provided under § 13–331(a) and (b) of this article for late filing of campaign finance reports.

(3) Late filing fees imposed under this subsection shall be distributed to the [General Fund of the State] FAIR CAMPAIGN FINANCING FUND ESTABLISHED UNDER § 15–103 OF THIS ARTICLE.”;

strike beginning with “AND” in line 9 down through “(II)” in line 10 and substitute:

“(II) VOLUNTARY CONTRIBUTIONS TO THE FUND MADE ELECTRONICALLY THROUGH THE STATE BOARD’S WEB SITE;

(III) FEES, FINES, AND PENALTIES ASSESSED UNDER THIS ARTICLE THAT ARE EXPRESSLY ALLOCATED TO THE FUND BY LAW;

(IV) AN ANONYMOUS CONTRIBUTION PAID TO THE FUND UNDER § 13–239 OF THIS ARTICLE;

(V) SURPLUS CAMPAIGN FUNDS PAID TO THE FUND UNDER § 13–247 OF THIS ARTICLE; AND

(VI)”;

strike in their entirety lines 23 through 26, inclusive, and substitute:

“(F) TO PAY COSTS DIRECTLY RELATED TO THE ADMINISTRATION OF THIS TITLE, THE STATE BOARD MAY EXPEND IN EACH FISCAL YEAR AN AMOUNT OF MONEY IN THE FUND THAT DOES NOT EXCEED THE LESSER OF:

(1) 3% OF THE FUND’S BALANCE, AS CALCULATED ON THE LAST DAY OF THE IMMEDIATELY PRECEDING FISCAL YEAR; OR

(2) \$100,000.

16–1003.

NOTWITHSTANDING ANY OTHER PROVISION OF LAW, A FINE IMPOSED FOR A CRIMINAL VIOLATION OF THIS ARTICLE SHALL BE DISTRIBUTED TO THE FAIR CAMPAIGN FINANCING FUND ESTABLISHED UNDER § 15-103 OF THIS ARTICLE.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:”.

On page 3, in line 8, strike “, NOT TO EXCEED \$500,”; strike beginning with “OR” in line 13 down through “TAX” in line 14; in line 15, strike “, IF ANY,”; and strike in their entirety lines 30 and 31 and substitute:

“SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2015. Section 2 of this Act shall be applicable to all taxable years beginning after December 31, 2014.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 769 – Delegate Turner

AN ACT concerning

Election Law – Persons Doing Public Business – Statements of Contributions

HB0769/635867/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 769

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “business;” insert “specifying requirements for the filing and contents of statements by a person doing public business who has obtained a certain approval from the State Board; authorizing a person doing public business who did not make contributions in excess of a certain amount during a reporting period to file a

statement that contains only certain information; making a technical correction;”; in line 15, strike “and 14–104” and substitute “, 14–104, and 14–107(e)”; and after line 17, insert:

“BY repealing and reenacting, without amendments,

Article – Election Law

Section 14–107(d)

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 3, in line 25, strike “OR” and substitute a comma; in line 26, after “2014,” insert “OR A PERSON WHO HAS OBTAINED APPROVAL FROM THE STATE BOARD UNDER SUBSECTION (C)(2) OF THIS SECTION,”.

On page 4, in line 1, after “and” insert “, EXCEPT AS PROVIDED IN PARAGRAPH (2) OR (3) OF THIS SUBSECTION,”; in line 18, after “(2)” insert “(I)”; in lines 20, 21, and 23, strike “(i)”, “(ii)”, and “(iii)”, respectively, and substitute “1.”, “2.”, and “3.”, respectively; after line 24, insert:

“(II) A PERSON WHO HAS OBTAINED APPROVAL FROM THE STATE BOARD UNDER THIS PARAGRAPH:

1. IS NOT REQUIRED TO FILE AN INITIAL STATEMENT UNDER SUBSECTION (B)(1) OF THIS SECTION;

2. SHALL FILE THE STATEMENTS REQUIRED UNDER SUBSECTION (B)(2) OF THIS SECTION IF PERFORMANCE REMAINS UNCOMPLETED ON ANY CONTRACT THAT CAUSES THE PERSON TO BE DOING PUBLIC BUSINESS; AND

3. SHALL INCLUDE IN EACH STATEMENT THE INFORMATION REQUIRED UNDER PARAGRAPH (1)(I), (II), (III), AND (VI) OF THIS SUBSECTION FOR ALL CONTRIBUTIONS BY THE PERSON OR ATTRIBUTED TO THE PERSON IN A CUMULATIVE AMOUNT OF \$500 OR MORE TO A CANDIDATE FOR AN OFFICE OF ANY GOVERNMENTAL ENTITY.

(3) IF A PERSON DOING PUBLIC BUSINESS DID NOT MAKE APPLICABLE CONTRIBUTIONS IN A CUMULATIVE AMOUNT OF \$500 OR MORE DURING

THE REPORTING PERIOD, THE STATEMENT FILED BY THE PERSON UNDER THIS SECTION IS REQUIRED TO CONTAIN ONLY THE FOLLOWING:

(I) THE NAME OF EACH UNIT OF A GOVERNMENTAL ENTITY WITH WHICH THE PERSON DID PUBLIC BUSINESS DURING THE REPORTING PERIOD, UNLESS THE PERSON HAS OBTAINED APPROVAL FROM THE STATE BOARD UNDER PARAGRAPH (2) OF THIS SUBSECTION TO OMIT THIS INFORMATION; AND

(II) A STIPULATION THAT THE PERSON DID NOT MAKE APPLICABLE CONTRIBUTIONS IN A CUMULATIVE AMOUNT OF \$500 OR MORE DURING THE REPORTING PERIOD.”;

and after line 29, insert:

“14–107.

(d) A person who knowingly and willfully violates this title is guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$1,000 or imprisonment not exceeding 1 year or both.

(e) An officer or partner of a business entity who knowingly authorizes or participates in a violation of this title by the business entity is subject to the penalty provided in subsection [(a)](D) of this section.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 884 – Delegates Lisanti, Adams, Aumann, Barkley, Branch, Glenn, Impallaria, Kelly, Kramer, Lam, McCray, Moon, Morales, Valderrama, Waldstreicher, M. Washington, and C. Wilson

AN ACT concerning

Election Law – Counting of Properly Cast Ballots

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #6

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1260 – Delegates S. Howard and Carey

AN ACT concerning

**Creation of a State Debt – Anne Arundel County – Southern High School
Athletic Improvements**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1263 – Delegates Jalisi and Brooks

AN ACT concerning

Creation of a State Debt – Baltimore County – Community Playground

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1267 – Delegates Ebersole, Hill, and Lam

AN ACT concerning

**Creation of a State Debt – Baltimore County – Good Shepherd Boys Unit
Renovation**

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1270 – Delegate Beidle

AN ACT concerning

Creation of a State Debt – Anne Arundel County – Harambee House Community Outreach Center

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1277 – Delegates Branch, Glenn, and McCray

AN ACT concerning

Creation of a State Debt – Baltimore City – Men and Families Center

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1278 – Delegates Vallario, Holmes, and Valentino-Smith

AN ACT concerning

Creation of a State Debt – Prince George’s County – Bowie Senior Center

The Bill was re-referred to the Committee on Appropriations.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 592 – Delegate Morhaim

AN ACT concerning

**State Donor Registry – Methods of Registration – Clerks of Circuit Courts,
Registers of Wills, and Motor Vehicle Administration
(Enhancing Organ Donation Rates Act)**

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

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 206)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #14**House Bill 11 – Delegate O’Donnell**

AN ACT concerning

Edward T. Conroy and Jean B. Cryor Memorial Scholarship Programs – Eligibility

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

Affirmative – 134 Negative – 0 (See Roll Call No. 207)

The Bill was then sent to the Senate.

House Bill 43 – Delegates Rosenberg and Parrott

AN ACT concerning

Election Law – Petitions – Prohibited Actions

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

Affirmative – 135 Negative – 0 (See Roll Call No. 208)

The Bill was then sent to the Senate.

House Bill 82 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Free-Play Pinball Machines – Placement Restrictions – Repeal
MC 2-15**

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

Affirmative – 135 Negative – 0 (See Roll Call No. 209)

The Bill was then sent to the Senate.

House Bill 182 – Delegates Lafferty and Rosenberg

AN ACT concerning

**Housing – Community Development Administration – Residential Mortgage
Loans**

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

Affirmative – 135 Negative – 0 (See Roll Call No. 210)

The Bill was then sent to the Senate.

**House Bill 239 – Delegates C. Howard, D. Barnes, Davis, Fennell, Frush, Glenn,
Proctor, B. Robinson, Vaughn, Walker, and M. Washington**

AN ACT concerning

Election Law – Use of Campaign Funds for Meeting and Conference Expenses

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

Affirmative – 120 Negative – 14 (See Roll Call No. 211)

The Bill was then sent to the Senate.

House Bill 331 – ~~Delegates Vitale and Beidle~~ Anne Arundel County Delegation

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Licenses

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

Affirmative – 133 Negative – 0 (See Roll Call No. 212)

The Bill was then sent to the Senate.

House Bill 341 – Delegate Davis

AN ACT concerning

Underground Utility Damage Prevention – Connecting Buildings to Water Supply Systems and Sewerage Systems – Detectable Wires

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

Affirmative – 134 Negative – 1 (See Roll Call No. 213)

The Bill was then sent to the Senate.

House Bill 358 – Delegate Jameson

AN ACT concerning

Workers’ Compensation Insurance – Cancellation and Nonrenewal – Notice

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

Affirmative – 135 Negative – 0 (See Roll Call No. 214)

The Bill was then sent to the Senate.

House Bill 479 – Delegates McComas, Aumann, Glass, Hornberger, Krebs, McDonough, Metzgar, Rey, West, and B. Wilson

AN ACT concerning

Private Detective Agencies – License Terms

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

Affirmative – 136 Negative – 0 (See Roll Call No. 215)

The Bill was then sent to the Senate.

House Bill 510 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Education – School Bus – Doors That Lock
MC 27–15**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 216)

The Bill was then sent to the Senate.

House Bill 522 – Delegate Kramer

AN ACT concerning

Corporations – Maryland General Corporation Law – Miscellaneous Provisions

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

Affirmative – 134 Negative – 1 (See Roll Call No. 217)

The Bill was then sent to the Senate.

House Bill 529 – Delegate Clippinger

AN ACT concerning

Criminal Law – Identity Fraud – Name of the Individual

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

Affirmative – 136 Negative – 0 (See Roll Call No. 218)

The Bill was then sent to the Senate.

House Bill 558 – Delegate Clippinger

AN ACT concerning

Financial Institutions – Depository Institutions – Savings Promotion Raffles

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

Affirmative – 136 Negative – 0 (See Roll Call No. 219)

The Bill was then sent to the Senate.

House Bill 732 – Delegate Vaughn

AN ACT concerning

Insurance – Motor Vehicle Rental Companies – Limited Lines License to Sell Insurance

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

Affirmative – 133 Negative – 0 (See Roll Call No. 220)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #15

House Bill 74 – Delegates Rosenberg, Serafini, Tarlau, and A. Washington

AN ACT concerning

**Walter Sondheim Jr. Public Service Internship Scholarship Program –
Expansion of Scope**

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

Affirmative – 135 Negative – 0 (See Roll Call No. 221)

The Bill was then sent to the Senate.

House Bill 86 – Montgomery County Delegation

AN ACT concerning

**Montgomery County Board of Education – Student Member – Voting
MC 7–15**

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

Affirmative – 125 Negative – 10 (See Roll Call No. 222)

The Bill was then sent to the Senate.

House Bill 163 – Delegate Dumais

AN ACT concerning

Child Support – Adjusted Actual Income – Multifamily Adjustment

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

Affirmative – 99 Negative – 35 (See Roll Call No. 223)

The Bill was then sent to the Senate.

**House Bill 252 – Delegates Waldstreicher, Carr, Gutierrez, Hixson, Kaiser,
Luedtke, and Platt**

AN ACT concerning

**Jane Lawton Farm-to-School Program – Maryland Homegrown School Lunch
Week – Occurrence**

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

Affirmative – 132 Negative – 4 (See Roll Call No. 224)

The Bill was then sent to the Senate.

**House Bill 278 – Delegates Kaiser, Campos, Chang, Hettleman, Hornberger,
C. Howard, Sophocleus, ~~and B. Wilson~~ B. Wilson, Angel, Frick, Haynes,
Krebs, Patterson, Platt, Smith, A. Washington, M. Washington, C. Wilson,
and K. Young**

AN ACT concerning

Task Force to Study the Implementation of a Dyslexia Education Program

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

Affirmative – 136 Negative – 0 (See Roll Call No. 225)

The Bill was then sent to the Senate.

**House Bill 323 – ~~Delegate Impallaria~~ Delegates Impallaria, Anderton, Beidle,
Cassilly, Flanagan, Healey, Holmes, Jacobs, Lafferty, Lam, and Szeliga**

AN ACT concerning

**Maryland Building Performance Standards – Modifications – Energy Codes –
~~Local Authority~~**

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

Affirmative – 135 Negative – 0 (See Roll Call No. 226)

The Bill was then sent to the Senate.

**House Bill 346 – Delegates Morales, Pena-Melnyk, Angel, Atterbeary, D. Barnes,
Campos, Carter, Chang, Dumais, Frick, Jackson, Kipke, Kittleman, Moon,
Patterson, Platt, Smith, Sydnor, Vallario, Waldstreicher, Walker,
A. Washington, and K. Young**

AN ACT concerning

Court Personnel – Altering References From Master to Magistrate

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

Affirmative – 132 Negative – 4 (See Roll Call No. 227)

The Bill was then sent to the Senate.

House Bill 356 – Delegate Beitzel

AN ACT concerning

Department of General Services – Deep Creek Lake Buy Down Area Program – Extension

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

Affirmative – 135 Negative – 0 (See Roll Call No. 228)

The Bill was then sent to the Senate.

House Bill 369 – Caroline County Delegation and Talbot County Delegation

AN ACT concerning

Public Safety – Appointment of Members of Fire Companies as Deputy Sheriffs – Caroline County and Talbot County

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

Affirmative – 135 Negative – 0 (See Roll Call No. 229)

The Bill was then sent to the Senate.

House Bill 386 – Delegate Valentino-Smith

AN ACT concerning

Child Abuse and Neglect – Centralized Confidential Database

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

Affirmative – 135 Negative – 0 (See Roll Call No. 230)

The Bill was then sent to the Senate.

House Bill 586 – Delegates Carter, Anderson, Dumais, Morales, Smith, and Valentino-Smith

AN ACT concerning

Department of Juvenile Services – Juvenile Court Jurisdiction – Feasibility of Repeal of Excluded Offenses

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

Affirmative – 132 Negative – 4 (See Roll Call No. 231)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #16

House Bill 1 – ~~Delegate Glenn~~ Delegates Glenn, C. Howard, Kaiser, Luedtke, Patterson, Turner, Walker, and A. Washington

AN ACT concerning

Higher Education – Workforce Shortage Student Assistance Grants for Child Care Providers – Hattie N. Harrison Memorial Scholarship – ~~Establishment~~

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

Affirmative – 136 Negative – 0 (See Roll Call No. 232)

The Bill was then sent to the Senate.

House Bill 55 – Delegates O’Donnell, Fisher, Jackson, Morgan, and Rey

AN ACT concerning

Calvert and St. Mary’s Counties – Archery Hunting – Safety Zone

Delegate Reznik moved to make the Bill a Special Order for Tuesday.

The motion was adopted.

House Bill 173 – ~~Delegate Beidle~~ Anne Arundel County Delegation

AN ACT concerning

Workers’ Compensation – Heart Disease and Hypertension Presumption – Anne Arundel County ~~Correctional~~ Detention Officers

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

Affirmative – 129 Negative – 5 (See Roll Call No. 233)

The Bill was then sent to the Senate.

House Bill 617 – Prince George’s County Delegation

SECOND PRINTING

AN ACT concerning

**Prince George’s County – Alcoholic Beverages – Licenses, ~~Commissioners, and~~
Salaries, Inspectors, and Bottle Clubs**
PG 307-15

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

Affirmative – 137 Negative – 0 (See Roll Call No. 234)

The Bill was then sent to the Senate.

House Bill 689 – Delegates Carozza and Otto

AN ACT concerning

Worcester County – Alcoholic Beverages – ~~Craft~~ Limited Distillery License

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

Affirmative – 137 Negative – 0 (See Roll Call No. 235)

The Bill was then sent to the Senate.

House Bill 756 – Delegates Arentz, Ghrist, and Jacobs

AN ACT concerning

~~Alcoholic Beverages – Queen Anne’s County – Refillable Container Permit~~
Alcoholic Beverages – Charles County and Queen Anne’s County

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

Affirmative – 136 Negative – 0 (See Roll Call No. 236)

The Bill was then sent to the Senate.

House Bill 864 – Delegates Jacobs, Arentz, and Ghrist

AN ACT concerning

Kent County – Board of Elections – Membership

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

Affirmative – 137 Negative – 0 (See Roll Call No. 237)

The Bill was then sent to the Senate.

House Bill 877 – Delegates Jacobs, Arentz, and Ghrist

AN ACT concerning

Kent County – Alcoholic Beverages – Class B Wine Shop and Lounge License

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

Affirmative – 137 Negative – 0 (See Roll Call No. 238)

The Bill was then sent to the Senate.

House Bill 880 – Delegates Lisanti, Cassilly, McComas, and Reilly

AN ACT concerning

Election Law – Early Voting Centers – Parking

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

Affirmative – 134 Negative – 3 (See Roll Call No. 239)

The Bill was then sent to the Senate.

House Bill 904 – Delegates Carter, Conaway, Glenn, Haynes, McCray, Oaks, and B. Robinson

AN ACT concerning

**Criminal Procedure – Expungement of Court and Police Records – Acquittal ~~or~~,
Dismissal, or Nolle Prosequi**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 240)

The Bill was then sent to the Senate.

House Bill 1039 – Wicomico County Delegation

AN ACT concerning

Wicomico County – Alcoholic Beverages – Micro-Breweries – Annual Production Limit

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

Affirmative – 135 Negative – 0 (See Roll Call No. 241)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #17

House Bill 191 – Washington County Delegation

AN ACT concerning

Washington County – Appointment of Superintendent of Schools – Exemption County Superintendents of Schools – Reappointment Exemption in Washington County and Recruitment Recommendations

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

Affirmative – 137 Negative – 0 (See Roll Call No. 242)

The Bill was then sent to the Senate.

INTRODUCTION OF BILLS

Delegate Vallario moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 243)

In compliance with the rules, the Bill was introduced.

House Bill 1279 – Chair, Judiciary Committee (By Request – Departmental – Public Safety and Correctional Services)

AN ACT concerning

Criminal Procedure – Criminal Justice Information Advisory Board – Members

FOR the purpose of altering the membership of the Criminal Justice Information Advisory Board; and generally relating to the Criminal Justice Information Advisory Board.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 10–208
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

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

Delegate Lisanti moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 131 Negative – 5 (See Roll Call No. 244)

In compliance with the rules, the Bill was introduced.

House Bill 1280 – Delegate Lisanti

AN ACT concerning

Creation of a State Debt – Harford County – Ripken Stadium Repairs

FOR the purpose of authorizing the creation of a State Debt not to exceed \$200,000, the proceeds to be used as a grant to the Tufton Professional Baseball LLC and the Mayor and City Council of the City of Aberdeen for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

Delegate P. Young moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 133 Negative – 2 (See Roll Call No. 245)

In compliance with the rules, the Bill was introduced.

House Bill 1281 – Delegate P. Young

AN ACT concerning

**Creation of a State Debt – Howard County – Maryland Search and Rescue
Wilderness EMS**

FOR the purpose of authorizing the creation of a State Debt in the amount of \$50,000, the proceeds to be used as a grant to the Board of Directors of the Maryland Search and Rescue, Incorporated for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

QUORUM CALL

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

(See Roll Call No. 246)

ADJOURNMENT

At 11:25 A.M. on motion of Delegate Kaiser the House adjourned until 11:00 A.M. on Friday, March 13, 2015.

**Annapolis, Maryland
Friday, March 13, 2015**

The House met at 11:07 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Deborah C. Rey of St. Mary's County.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 247)

The Journal of March 12, 2015 was read and approved.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 88 – ~~Senator Astle~~ Senators Astle, Salling, Bates, and Waugh

AN ACT concerning

Natural Resources – Game Birds – Baiting

FOR the purpose of altering the prohibition against a person hunting certain game birds by the aid of baiting or on or over a baited area to require that the person know or reasonably should know that the area is a baited area before a violation occurs; and generally relating to hunting game birds by bait or on or over a baited area.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 10–412
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 200 – ~~Senator Conway~~ Senators Conway, Pinsky, Rosapepe, Montgomery, Young, Nathan-Pulliam, Simonaire, Bates, Salling, and Waugh

AN ACT concerning

**Environment – Personal Care Products Containing Synthetic Plastic
Microbeads – Prohibition on Manufacturing or Sale**

FOR the purpose of prohibiting a person from manufacturing for sale or accepting for sale a personal care product or an over-the-counter drug that contains synthetic plastic microbeads on or after certain dates; defining certain terms; and generally relating to synthetic plastic microbeads.

BY adding to

Article – Environment

Section 9–2001 and 9–2002 to be under the new subtitle “Subtitle 20. Personal Care Products”

Annotated Code of Maryland
(2014 Replacement Volume)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 226 – Senator Reilly

AN ACT concerning

Anne Arundel County – Property Tax Credit – Blind Individuals and Surviving Spouses

FOR the purpose of authorizing the governing body of Anne Arundel County and of a municipal corporation in Anne Arundel County to grant, by law, a property tax credit against the county and municipal corporation property tax imposed on certain residential property owned by certain blind individuals or surviving spouses of blind individuals; requiring that a property tax credit authorized by this Act shall be granted in addition to any property tax exemption authorized by law, except under certain circumstances; authorizing the governing body of Anne Arundel County and of a municipal corporation in the county to provide, by law, for regulations, procedures, and any other provisions necessary to administer the tax credit; defining certain terms; providing for the application of this Act; and generally relating to a property tax credit for certain residential property in Anne Arundel County.

BY adding to

Article – Tax – Property

Section 9–303(b)(5)

Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 286 – Senator Manno

AN ACT concerning

**Law Enforcement Officers' Pension System – Division of Parole and Probation –
Warrant Apprehension Unit Employees – Membership**

FOR the purpose of providing for the membership of employees of the Warrant Apprehension Unit in the Law Enforcement Officers' Pension System; authorizing certain employees of the Warrant Apprehension Unit to transfer membership to the Law Enforcement Officers' Pension System by a certain date; requiring the Board of Trustees for the State Retirement and Pension System to transfer certain funds to the accumulation fund of the Law Enforcement Officers' Pension System; requiring certain members of the Warrant Apprehension Unit to deposit certain amounts in the annuity savings fund of the Law Enforcement Officers' Pension System; requiring the Board of Trustees to transfer certain funds to the annuity savings fund of the Law Enforcement Officers' Pension System; providing that certain accumulated contributions shall reduce the amount of a required deposit to the annuity savings fund of the Law Enforcement Officers' Pension System; and generally relating to membership in the Law Enforcement Officers' Pension System.

BY repealing and reenacting, without amendments,
Article – Correctional Services
Section 6–106
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 26–201(a), 26–202, and 26–203.1
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY adding to
Article – State Personnel and Pensions
Section 26–203.4
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 321 – ~~Senator Nathan Pulliam~~ Senators Nathan Pulliam and Ferguson

AN ACT concerning

**Baltimore City and Baltimore County – Police ~~Mental~~ Behavioral Health Units –
Pilot Program**

FOR the purpose of requiring, to the extent practicable, on or before a certain date, the Baltimore City and Baltimore County police departments to establish ~~mental~~ behavioral health units; requiring a ~~mental~~ behavioral health unit to consist of at least a certain number of officers who are specially trained to understand the needs of ~~mentally-ill~~ individuals with mental health, substance use, or co-occurring mental health and substance use disorders and in cultural sensitivity and cultural competency; requiring the training to be developed in consultation with the Behavioral Health Administration in the Department of Health and Mental Hygiene; establishing the purpose and goals of a ~~mental~~ behavioral health unit; requiring the Baltimore City and Baltimore County police departments to report to the General Assembly on or before a certain date; providing for the construction of this Act; requiring the Baltimore City Police Department to complete a certain study and make certain recommendations; providing for the termination of this Act; and generally relating to police ~~mental~~ behavioral health units.

BY adding to

Article – Public Safety

Section 3–510

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

**Senate Bill 350 – Senators Edwards, Jennings, Astle, Currie, ~~and DeGrange~~
DeGrange, Conway, Pinsky, Rosapepe, Young, Montgomery,
Nathan-Pulliam, Kagan, Simonaire, Bates, Salling, and Waugh**

AN ACT concerning

Procurement – Veteran-Owned Small Business Enterprises – Participation Goal

FOR the purpose of altering a certain participation goal for certain veteran-owned business enterprises for certain procurement contracts; repealing obsolete language; and generally relating to procurement participation by veteran-owned small business enterprises.

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 14–602

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 355 – Senator McFadden (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Housing Authority of Baltimore City – Subsidiary Entities

FOR the purpose of providing that a not-for-profit entity shall be deemed controlled by the Housing Authority of Baltimore City under certain circumstances; altering the applicability of certain tax exemption provisions for property of a subsidiary entity of a Baltimore Housing Authority entity; altering a certain definition; and generally relating to the Housing Authority of Baltimore City.

BY repealing and reenacting, with amendments,
Article – Housing and Community Development
Section 12–104
Annotated Code of Maryland
(2006 Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Housing and Community Development
Section 12–502(h)
Annotated Code of Maryland
(2006 Volume and 2014 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 359 – Calvert County Senators

AN ACT concerning

Calvert County – Contracts and Purchasing – Bidding Process

FOR the purpose of increasing the threshold amount above which contracts for the purchase of supplies or services by Calvert County are required to be made through a competitive bidding process; altering the threshold amount below which certain purchases or contracts may be awarded by Calvert County without complying with certain bidding procedures; providing that certain purchases or contracts are exempt from certain bidding procedures when a certain county official determines that an emergency exists; and generally relating to contracts and purchasing by Calvert County.

BY repealing and reenacting, with amendments,
The Public Local Laws of Calvert County
Section 6–101 and 6–102
Article 5 – Public Local Laws of Maryland
(2002 Edition and July 2014 Supplement, as amended)

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

Senate Bill 360 – Calvert County Senators

AN ACT concerning

Calvert County – Budget Hearings and Procedures

FOR the purpose of altering the procedures for preparing and adopting a budget for Calvert County; requiring each county department, agency, or board receiving county funds to submit a certain itemized budget request on or before a date set by the County Commissioners of Calvert County; requiring the County Commissioners to conduct a public hearing on a certain staff–recommended budget and a subsequent public hearing on the County Commissioners’ budget; requiring that one of the newspapers in which a notice of hearings is published be a newspaper of general circulation in the county; providing that the final county budget be adopted after holding the record open for a certain number of days after the hearing on the County Commissioners’ budget; requiring that a copy of a proposed county budget be available in a certain manner for a certain minimum time period before each public hearing; making stylistic changes; and generally relating to the procedures for preparing and adopting a budget for Calvert County.

BY repealing and reenacting, with amendments,
The Public Local Laws of Calvert County
Section 5–102
Article 5 – Public Local Laws of Maryland
(2002 Edition and July 2014 Supplement, as amended)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 364 – ~~Senator Kasemeyer~~ Senators Kasemeyer and Simonaire

AN ACT concerning

Alternate Contributory Pension Selection – Return to Employment

FOR the purpose of allowing an individual to resume participation in the Alternate Contributory Pension Selection in the Employees’ Pension System or Teachers’ Pension System if the individual has been separated from employment for a certain period, has accrued a certain amount of eligibility service by a certain date, and by a certain date has returned to employment in a position included in the Employees’ Pension System or Teachers’ Pension System; providing for the application of this Act; requiring certain service credit earned in the Reformed Contributory Pension Benefit to be credited to the Alternate Contributory Pension Selection; and generally relating to participation in the Alternate Contributory Pension Selection in the Employees’ Pension System and Teachers’ Pension System.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 23–215.1
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 410 – Senator Gladden

AN ACT concerning

Baltimore City – Vehicle Laws – Traffic Safety

FOR the purpose of adding Baltimore City to the list of local authorities that under certain circumstances may impose certain weight and speed restrictions on vehicles passing over a bridge or culvert under the jurisdictions of the local authorities without the approval of the State Highway Administration; ~~authorizing a Baltimore City special traffic enforcement officer to issue a citation for certain violations of the Maryland Vehicle Law;~~ and generally relating to traffic safety in Baltimore City.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 24–206(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 24–206(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

~~BY repealing and reenacting, with amendments,
The Public Local Laws of Baltimore City
Section 16–16C(e)
Article 4 – Public Local Laws of Maryland
(1979 Edition and 1997 Supplement, and 2000 Supplement, as amended)
(As enacted by Chapter 469 of the Acts of the General Assembly of 2003, as amended
by Chapter 511 of the Acts of the General Assembly of 2006)~~

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 432 – Senator Peters

AN ACT concerning

Employees' and Teachers' Pension Systems – Combination of Service – Clarification

FOR the purpose of clarifying the manner in which a member of the Employees' Pension System or Teachers' Pension System may combine certain prior eligibility service with the member's current service; clarifying that certain prior service does not need to be subject to a different rate of member contributions; making conforming changes; ~~clarifying that a member who combines certain prior eligibility service with the member's current service has no further rights to a certain rate of benefit accrual~~; and generally relating to clarifying the combination of prior service credit in the Employees' and Teachers' Pension Systems.

BY repealing and reenacting, with amendments,
 Article – State Personnel and Pensions
 Section 23–303.1
 Annotated Code of Maryland
 (2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 437 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

Nonprofit Health Service Plans – Hearing and Order – Impact of Law or Regulatory Action by Another State

FOR the purpose of ~~requiring, instead of authorizing, the Maryland Insurance Commissioner to hold a certain hearing relating to the impact of a law of another state on a nonprofit health service plan operating in this State; authorizing the Commissioner to conduct an examination instead of holding a hearing~~ authorizing the Maryland Insurance Commissioner to conduct an examination relating to the impact of a law of another state on a nonprofit health service plan operating in this State; adding a regulatory action by another state to the circumstances ~~that require~~ in which the Commissioner ~~to~~ may hold a hearing or conduct an examination; adding a requirement by another state that a nonprofit health service plan operating in this State distribute or reduce its surplus to the circumstances ~~that require~~ in which the Commissioner ~~to~~ may hold a hearing or conduct an examination; authorizing an order issued by the Commissioner to include certain actions; prohibiting a nonprofit health service plan from distributing or reducing its surplus under certain circumstances except with ~~certain~~ the approval of the Commissioner; making certain conforming changes; making this Act an emergency measure; and generally relating to the impact of a law or regulatory action by another state on a nonprofit health

service plan operating in this State and actions by the Maryland Insurance Commissioner.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 14–124
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 443 – Senators Norman and Jennings

AN ACT concerning

Harford County – Charitable Gaming

FOR the purpose of creating in Harford County a permit to be issued by the Sheriff of Harford County that authorizes certain nonprofit organizations to conduct a gaming contest in Harford County; specifying certain requirements that organizations must meet to be issued a permit; specifying a certain maximum number of gaming contests an organization may hold in a year and the location and hours for conducting a gaming contest; authorizing certain games to be conducted at a gaming contest under certain circumstances; specifying the maximum bet a single individual may place on a game; specifying that alcoholic beverages may be served or sold under certain conditions; prohibiting profits or proceeds from being paid to certain persons under certain circumstances; authorizing certain organizations to use certain proceeds for certain purposes after certain costs are deducted; requiring the holder of a permit to meet certain financial reporting requirements; authorizing the sheriff to refuse to issue a permit under certain conditions; requiring the sheriff to adopt certain regulations; providing a certain penalty; defining a certain term; and generally relating to gaming contests in Harford County.

BY renumbering
Article – Criminal Law
Section 13–1512
to be Section 13–1513
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY adding to
Article – Criminal Law
Section 13–1512
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 450 – Senator Guzzone

AN ACT concerning

Health Insurance – Expense Reimbursement Claims Forms – Methods for Submission

FOR the purpose of requiring certain insurers, nonprofit health service plans, and health maintenance organizations to permit an insured, a subscriber, or a member to submit a claim for reimbursement for certain expenses by first-class mail and by facsimile transmission or through a certain Web site; requiring certain insurers, nonprofit health service plans, and health maintenance organizations annually to provide a certain notice and certain instructions; specifying when certain insurers, nonprofit health service plans, and health maintenance organizations must comply with this Act; and generally relating to submission of claims forms under health insurance.

BY adding to

Article – Insurance

Section 15–1011

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 451 – ~~Senator Guzzone~~ Senators Guzzone and McFadden

AN ACT concerning

Vehicle Laws – Title Fees – Rental Vehicles

FOR the purpose of making permanent a certain fee for a certificate of title for a rental vehicle; ~~requiring the Motor Vehicle Administration, on application by an owner of a rental vehicle titled during a certain period of time, to refund a certain amount of the title fee collected from the owner; stating the intent of the General Assembly;~~ and generally relating to rental vehicles and title fees.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 13–802

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 461 – Senators Feldman and Hershey

AN ACT concerning

Insurance – Surplus Lines – Disability Insurance

FOR the purpose of authorizing the use of surplus lines insurance for certain disability insurance coverage under certain circumstances; providing for the application of certain provisions to certain disability insurance; providing that the procurement of certain disability insurance through surplus lines insurance is subject to certain requirements; providing for the application of this Act; and generally relating to surplus lines insurance and disability insurance.

BY repealing and reenacting, with amendments,

Article – Insurance

Section 3–302

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY adding to

Article – Insurance

Section 3–306.2

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 523 – Senator Mathias

SECOND PRINTING

AN ACT concerning

Worcester County – Alcoholic Beverages – ~~Craft~~ Limited Distillery License

FOR the purpose of establishing a Class 9 ~~craft~~ limited distillery license in Worcester County; setting a license fee; providing that the State Comptroller issue the Class 9 license only to a holder of a Class D beer, wine and liquor license in the County for use on the premises for which the Class D license was issued; authorizing a holder of a Class 9 license to establish and operate a plant for distilling, rectifying, and bottling brandy, rum, whiskey, alcohol, and neutral spirits under certain circumstances; authorizing a holder of a Class 9 license to acquire bulk alcoholic beverages, to store, sell, and deliver product, to conduct guided tours, and to serve a certain number of samples to certain persons; prohibiting a holder of a Class 9 license from taking certain actions; requiring a holder of a Class 9 license to abide by all trade practice restrictions applicable to distilleries; requiring a holder of a Class 9 license to take certain actions to distill more than a certain amount of gallonage; and generally relating to Class 9 distillery licenses in Worcester County.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 2–201(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY adding to
Article 2B – Alcoholic Beverages
Section 2–202.1
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 538 – Senators Conway and Middleton

AN ACT concerning

**Blind or Visually Impaired Children – Individualized Education Programs –
Orientation and Mobility Instruction**

FOR the purpose of requiring certain individualized education programs for certain blind or visually impaired children to include certain orientation and mobility instruction under certain circumstances; requiring certain orientation and mobility evaluations to be provided under certain circumstances; requiring a certain orientation and mobility evaluation to contain certain content; requiring certain local school systems to provide certain parents and guardians with a certain verbal and written notice at a certain time; requiring certain orientation and mobility instruction to be provided by a certain qualified individual; requiring the State Department of Education to adopt certain regulations and provide certain guidelines on or before certain dates; defining certain terms; making certain stylistic changes; and generally relating to orientation and mobility instruction in individualized education programs for blind or visually impaired children.

BY repealing and reenacting, with amendments,
Article – Education
Section 8–408
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

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

**Senate Bill 555 – Chair, Finance Committee (By Request – Departmental –
Maryland Insurance Administration)**

AN ACT concerning

Life Insurance – Cash Surrender Values – Supplemental Benefits

FOR the purpose of providing that the effects on the basic cash value of supplemental life insurance, annuity benefits, or family coverage as described under certain provisions of law shall be the same as the effects on cash surrender values under those provisions; and generally relating to cash surrender values.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 16–312(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 16–312(d)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 643 – Senator Edwards

AN ACT concerning

Alcoholic Beverages – Micro–Breweries – Additional License

FOR the purpose of authorizing the holder of a micro–brewery license to apply for and obtain an additional micro–brewery license for another premises; specifying certain limitations on the distribution and sale of beer brewed by a holder of an additional micro–brewery license; providing that certain provisions of law that prohibit a holder of a micro–brewery license from owning, operating, or being affiliated with certain other manufacturers of beer, or being granted a wholesaler alcoholic beverages license, do not apply in Allegany County or Frederick County; and generally relating to alcoholic beverages manufacturers in the State.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 2–201(b) and 2–208(c)(1), (d)(1), and (e)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 694 – Senator Manno

AN ACT concerning

Income Tax Credit – Oyster Shell Recycling – Transfer of Credit

FOR the purpose of authorizing an individual or a corporation to sell and transfer a certain verification required for a certain credit against the State income tax for each bushel of oyster shells recycled during the taxable year; requiring the Department of Natural Resources and the Comptroller to jointly adopt certain regulations; providing for the application of this Act; and generally relating to a State income tax credit for oyster shell recycling.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–724.1
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

THE COMMITTEE ON WAYS AND MEANS REPORT #5

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 176 – Montgomery County Delegation

AN ACT concerning

**Montgomery County Board of Education – Special Election to Fill a Vacancy
MC 22–15**

HB0176/435761/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 176

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “Education” insert “under certain circumstances”; in the same line, strike “repealing” and substitute “altering”; in line 8, strike “regularly” and substitute “certain previously”; in line 9, strike “general”; in line 10, after “County” insert “, after consultation with the county board of elections,”; in the same line, after “election” insert “and, under certain circumstances, a special runoff election”; in the same line, before

“providing” insert “authorizing a special election to fill a vacancy in the county board to be held at a time other than the date of a regular primary election and a regular general election;”; strike beginning with “if” in line 11 down through “mail” in line 13 and substitute “under certain circumstances”; in line 13, after the semicolon, insert “providing for a delayed effective date;”; after line 14, insert:

“BY repealing and reenacting, with amendments,

Article – Education

Section 3–901(a), (f)(5) and (6), and (g)

Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)”;

in line 17, strike “3–901(a)” and substitute “3–901(b)”; in the same line, strike the first comma and substitute “and”; in the same line, after “(2),” insert “and”; in the same line, strike “, and (6), and (g)”; strike in their entirety lines 20 through 24; and in line 27, after “Section” insert “8–401 and”.

AMENDMENT NO. 2

On page 2, in line 13, after “(3)” insert ““COUNTY EXECUTIVE” MEANS THE COUNTY EXECUTIVE OF MONTGOMERY COUNTY.

(4)”;

and after line 14, insert:

(5) “VACANCY DATE” MEANS:

(I) THE DATE ON WHICH AN ELECTED MEMBER IS UNABLE TO CONTINUE TO SERVE AS A MEMBER OF THE COUNTY BOARD; OR

(II) FOR AN ELECTED MEMBER WHO RESIGNS, THE EFFECTIVE DATE OF THE RESIGNATION.”.

On page 4, in line 14, strike “(5) (I)” and substitute “**(G) (1) (I)**”; in line 16, after the comma insert “**IF THE VACANCY DATE IS AT LEAST 365 DAYS BEFORE THE END OF THE ELECTED MEMBER’S TERM,**”; strike beginning with “IN” in line 16 down through “ARTICLE” in line 17; after line 18, insert:

“(II) THE COUNTY BOARD SHALL IMMEDIATELY NOTIFY THE COUNTY EXECUTIVE OF THE VACANCY DATE.

(III) 1. WITHIN 7 DAYS AFTER RECEIVING NOTICE OF A VACANCY FROM THE COUNTY BOARD, AND AFTER CONSULTATION WITH THE COUNTY BOARD OF ELECTIONS, THE COUNTY EXECUTIVE SHALL ISSUE A PROCLAMATION ESTABLISHING:

A. THE DATE FOR A SPECIAL ELECTION; AND

B. IF MORE THAN TWO CANDIDATES RUN IN THE SPECIAL ELECTION, THE DATE FOR A SPECIAL RUNOFF ELECTION BETWEEN THE TWO CANDIDATES THAT RECEIVE THE HIGHEST NUMBER OF VOTES IN THE SPECIAL ELECTION.

2. EXCEPT AS PROVIDED IN SUBPARAGRAPH (IV) OF THIS PARAGRAPH, THE SPECIAL ELECTION AND SPECIAL RUNOFF ELECTION SHALL BE CONDUCTED IN ACCORDANCE WITH TITLE 9, SUBTITLE 5 OF THE ELECTION LAW ARTICLE.

(IV) IF THE COUNTY EXECUTIVE IS NOTIFIED OF A VACANCY THAT WILL OCCUR MORE THAN 40 DAYS BUT LESS THAN 120 DAYS BEFORE A PREVIOUSLY SCHEDULED COUNTY-WIDE REGULAR OR SPECIAL PRIMARY OR GENERAL ELECTION, THE COUNTY EXECUTIVE SHALL ISSUE A PROCLAMATION ESTABLISHING A SPECIAL ELECTION AT THE SAME TIME AND CONDUCTED IN THE SAME MANNER AS THE PREVIOUSLY SCHEDULED ELECTION.

(2) IN THE EVENT OF A VACANCY FOR AN ELECTED MEMBER, IF THE VACANCY DATE IS LESS THAN 365 DAYS BEFORE THE END OF THE ELECTED MEMBER’S TERM, THE REMAINING MEMBERS OF THE COUNTY BOARD SHALL SELECT A QUALIFIED INDIVIDUAL TO FILL THE VACANCY FOR THE REMAINDER OF THE TERM UNTIL A SUCCESSOR IS ELECTED AND QUALIFIES.”;

strike in their entirety lines 19 through 25, inclusive; in line 26, strike “(6) (i)” and substitute “(H) (1)”; in the same line, strike “subparagraph (ii) of this paragraph” and

substitute "**PARAGRAPH (2) OF THIS SUBSECTION**"; and in lines 29 and 32, strike "(ii)" and "(iii)", respectively, and substitute "**(2)**" and "**(3)**", respectively.

On page 5, in line 3, strike "(g)" and substitute "**(I)**".

AMENDMENT NO. 3

On page 5, after line 20, insert:

"8-401.

(a) A special primary election and a special general election may be held at a time other than the date of a regular primary election and a regular general election:

(1) to fill a vacancy in the office of Representative in Congress; [or]

(2) to fill a vacancy in the county council or in the office of chief executive officer or county executive if the charter of that county provides for special elections; OR

(3) TO FILL A VACANCY IN THE MONTGOMERY COUNTY BOARD OF EDUCATION.

(b) (1) Special elections to fill a vacancy in the office of Representative in Congress shall be held at the time specified in Subtitle 7 of this title.

(2) Special elections to fill vacancies in a county council or in the office of chief executive officer or county executive shall be held as provided in the county charter.

(3) SPECIAL ELECTIONS TO FILL VACANCIES IN THE MONTGOMERY COUNTY BOARD OF EDUCATION SHALL BE HELD AS PROVIDED IN § 9-301 OF THE EDUCATION ARTICLE.

(c) An election to fill a vacancy in the office of United States Senator shall be held concurrently with a regular election as provided in Subtitle 6 of this title."

AMENDMENT NO. 4

On page 6, in line 29, strike "2015" and substitute "2016".

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 197 – Delegates Fennell, Angel, Atterbeary, D. Barnes, Barron, Campos, Ebersole, Glenn, Holmes, Jackson, Jalisi, Knotts, Korman, Krimm, McCray, Morales, Patterson, Proctor, B. Robinson, Sample–Hughes, Smith, Sydnor, Tarlau, Valentino–Smith, Vaughn, A. Washington, and P. Young

AN ACT concerning

Prince George’s County – Education – Youth Wellness Leadership Pilot Program

HB0197/785866/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 197

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and P. Young” and substitute “P. Young, and Metzgar”; strike beginning with the third “the” in line 3 down through “Education” in line 4 and substitute “Prince George’s County”; in line 4, strike “Department” and substitute “Prince George’s County Board of Education”; in lines 7 and 9, in each instance, strike “State Department of Education” and substitute “Prince George’s County Board of Education”; and in line 10, after “Assembly,” insert “authorizing the Prince George’s County Board of Education to use certain funds to implement certain provisions of law.”

AMENDMENT NO. 2

On page 2, in line 2 and in lines 3 and 4, in each instance, strike “**THE DEPARTMENT**” and substitute “**PRINCE GEORGE’S COUNTY**”; after line 2, insert:

“(B) THIS SECTION APPLIES ONLY IN PRINCE GEORGE’S COUNTY.”;

in lines 3, 5, 8, 11, and 22, strike “(B)”, “(C)”, “(D)”, “(E)”, and “(F)”, respectively, and substitute “(C)”, “(D)”, “(E)”, “(F)”, and “(G)”, respectively; in line 5, strike the first “DEPARTMENT” and substitute “**PRINCE GEORGE’S COUNTY BOARD OF EDUCATION**”;

and in lines 8 and 22, in each instance, strike “DEPARTMENT” and substitute “PRINCE GEORGE’S COUNTY BOARD OF EDUCATION”.

AMENDMENT NO. 3

On page 2, after line 25, insert:

“(H) TO IMPLEMENT THE PROVISIONS OF THIS SECTION, THE PRINCE GEORGE’S COUNTY BOARD OF EDUCATION MAY USE FUNDS DONATED FROM A LOCAL COMMUNITY ORGANIZATION SPECIFIED IN SUBSECTION (E) OF THIS SECTION.”

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 297 – Delegate M. Washington

AN ACT concerning

**Higher Education – Unaccompanied Homeless Youth Tuition Exemption –
Modification**

HB0297/655862/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 297

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “requiring” insert “certain documentation that establishes that the child or youth has had a consistent presence in the State for a certain period of time before enrollment in a certain public institution of higher education and”; and in line 5, strike “or certain documentation”.

AMENDMENT NO. 2

On page 2, after line 14, insert:

“(I) HAS HAD A CONSISTENT PRESENCE IN THE STATE FOR AT LEAST 1 YEAR BEFORE ENROLLMENT IN A PUBLIC INSTITUTION OF HIGHER EDUCATION THAT IS DOCUMENTED BY SCHOOL, EMPLOYMENT, OR OTHER RECORDS;”;

in lines 15, 16, and 18, strike “(i)”, “(ii)”, and “(III)”, respectively, and substitute “(II)”, “(III)”, and “(IV)”, respectively; and strike beginning with “DOCUMENTATION” in line 27 down through “EDUCATION” in line 29 and substitute “**THE FINANCIAL AID DIRECTOR AT THE PUBLIC INSTITUTION OF HIGHER EDUCATION IN WHICH THE YOUTH SEEKS TO ENROLL**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 383 – Delegate Luedtke

AN ACT concerning

Education – Sexual Abuse and Assault Awareness and Prevention Program – Development and Implementation

HB0383/275760/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 383

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Luedtke” and substitute “Delegates Luedtke and Patterson”; in line 6, after “prevention;” insert “requiring a certain program to be incorporated into the health curriculum of each county board of education and each nonpublic school”.

AMENDMENT NO. 2

On page 1, in line 19, after “THAT” insert a colon; in the same line, strike “HOLDS” and substitute:

“(1) HOLDS”;

and in line 20, after “ARTICLE” insert “;AND”

“(2) PARTICIPATES IN STATE-FUNDED EDUCATION PROGRAMS”.

AMENDMENT NO. 3

On page 2, in line 2, after “BE” insert a colon; in the same line, strike “TAUGHT” and substitute:

“(I) TAUGHT”;

and in line 3, after “PREVENTION” insert “;AND”

“(II) INCORPORATED INTO THE HEALTH CURRICULUM OF EACH COUNTY BOARD AND EACH NONPUBLIC SCHOOL”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 826 – Delegates Hixson, D. Barnes, Ebersole, Fennell, C. Howard, Platt, Turner, and M. Washington

AN ACT concerning

Estate Tax – Alternative Payment Schedule – Penalty Prohibition

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

**House Bill 828 – Delegates Hixson, D. Barnes, Fennell, C. Howard, Platt, Turner,
and M. Washington**

AN ACT concerning

Estate Tax – Filing of Tax Returns

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 935 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Tax Sales – Foreclosure for Abandoned Property
PG 410–15**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #7

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Judiciary:

**House Bill 1279 – Chair, Judiciary Committee (By Request – Departmental –
Public Safety and Correctional Services)**

AN ACT concerning

Criminal Procedure – Criminal Justice Information Advisory Board – Members

The Bill was re–referred to the Committee on Judiciary.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re–referred to the Committee on Appropriations:

House Bill 1280 – Delegate Lisanti

AN ACT concerning

Creation of a State Debt – Harford County – Ripken Stadium Repairs

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1281 – Delegate P. Young

AN ACT concerning

**Creation of a State Debt – Howard County – Maryland Search and Rescue
Wilderness EMS**

The Bill was re-referred to the Committee on Appropriations.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 111 – The Speaker (By Request – Maryland Judiciary)

AN ACT concerning

Judgeships – Circuit Courts and District Court

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT NOT ADOPTED.

FLOOR AMENDMENT

HB0111/393320/1

BY: Delegate Dumais

AMENDMENTS TO HOUSE BILL 111

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after the semicolon insert “making this Act subject to a certain contingency;”.

AMENDMENT NO. 2

On page 3, in line 18, after “2015” insert “, contingent on the inclusion of funding of at least \$2,049,500 in the fiscal year 2016 State budget for the additional judges authorized under this Act and associated staff. If the fiscal year 2016 State budget does not include”.

funding of at least \$2,049,500 for the additional judges authorized under this Act and associated staff, this Act shall be null and void without the necessity of further action by the General Assembly”.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

House Bill 304 – Delegates Carter, Anderson, Barron, Branch, Conaway, Glass, Glenn, Gutierrez, Haynes, Jalisi, Lierman, McCray, Moon, Oaks, Pena–Melnyk, Proctor, B. Robinson, Rosenberg, Smith, and Vallario

AN ACT concerning

Criminal Procedure – Expungement of Records

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

FLOOR AMENDMENT

HB0304/113923/1

BY: Delegate Vallario

AMENDMENT TO HOUSE BILL 304

(First Reading File Bill)

On page 2, in line 3, strike the bracket; and in line 9, strike the closing bracket.

The preceding amendment was read and adopted.

Delegate Anderson moved to make the Bill a Special Order for Tuesday.

The motion was adopted.

RECONSIDERATION

The Speaker moved to reconsider the vote by which **House Bill 111** was ordered printed for Third Reading.

The motion was adopted.

House Bill 111 – The Speaker (By Request – Maryland Judiciary)

AN ACT concerning

Judgeships – Circuit Courts and District Court

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 248)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #18

House Bill 109 – Delegates Dumais and Vallario

AN ACT concerning

Guardianship of the Person – Disabled Persons – Attorney’s Fees

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

Affirmative – 135 Negative – 0 (See Roll Call No. 249)

The Bill was then sent to the Senate.

House Bill 167 – Calvert County Delegation

AN ACT concerning

Calvert County – Length of Service Award Program – Recipient Benefits

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

Affirmative – 138 Negative – 0 (See Roll Call No. 250)

The Bill was then sent to the Senate.

House Bill 187 – Delegates Arentz, Cassilly, Ghrist, Hornberger, Jacobs, and Reilly

AN ACT concerning

Cecil County and Queen Anne’s County – Intergovernmental Cooperation and Acceptance of Funds

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

Affirmative – 137 Negative – 0 (See Roll Call No. 251)

The Bill was then sent to the Senate.

House Bill 201 – Delegate S. Robinson

AN ACT concerning

Vehicle Laws – Special Registration Plates and Parking Placards for Individuals With Disabilities – Licensed Physical Therapists

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

Affirmative – 137 Negative – 0 (See Roll Call No. 252)

The Bill was then sent to the Senate.

House Bill 203 – Delegate Beidle

AN ACT concerning

Vehicle Laws – Title Fees – Rental Vehicles

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

Affirmative – 133 Negative – 4 (See Roll Call No. 253)

The Bill was then sent to the Senate.

House Bill 339 – Delegates Carter, Anderson, Conaway, Moon, Oaks, B. Robinson, Smith, Sydnor, and M. Washington

AN ACT concerning

Vehicle Laws – Race-Based Traffic Stops – Policy and Reporting Requirements

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

Affirmative – 120 Negative – 18 (See Roll Call No. 254)

The Bill was then sent to the Senate.

House Bill 518 – Delegates Carr, Cassilly, Fraser–Hidalgo, Lam, A. Miller, and S. Robinson

AN ACT concerning

Public Ethics – Former Legislators – Lobbying

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

Affirmative – 126 Negative – 12 (See Roll Call No. 255)

The Bill was then sent to the Senate.

House Bill 623 – Delegates Miele, Bromwell, Krebs, Pena–Melnyk, ~~and Saab~~ Saab, and West

AN ACT concerning

Estates – Modified Administration – Final Report and Distribution – Extension

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

Affirmative – 138 Negative – 0 (See Roll Call No. 256)

The Bill was then sent to the Senate.

House Bill 666 – Delegates Miele, Krebs, Pena–Melnyk, ~~and Saab~~ Saab, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Kelly, McDonough, McMillan, Morgan, Morhaim, Oaks, Pendergrass, Reznik, Sample–Hughes, West, and K. Young

AN ACT concerning

Maryland Trust Act – Revocable Trusts – Creditors’ Claims – Limitations

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

Affirmative – 137 Negative – 0 (See Roll Call No. 257)

The Bill was then sent to the Senate.

House Bill 809 – Delegate McMillan

AN ACT concerning

Municipalities – Parking Authorities

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

Affirmative – 138 Negative – 0 (See Roll Call No. 258)

The Bill was then sent to the Senate.

House Bill 919 – Delegates Lafferty, Afzali, Anderton, Barkley, Beidle, Beitzel, Carr, Cassilly, Fennell, Fraser–Hidalgo, Frush, Gilchrist, Healey, Holmes, Jacobs, Krebs, Krimm, Lam, Lisanti, Mautz, McIntosh, McMillan, Otto, Pena–Melnyk, Platt, S. Robinson, Shoemaker, Valentino–Smith, Vogt, A. Washington, and K. Young

AN ACT concerning

Land Use – Plans – Development and Adoption

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

Affirmative – 135 Negative – 2 (See Roll Call No. 259)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #19

House Bill 228 – Delegate Anderson (By Request – Baltimore City Administration) and Delegates Hayes and Oaks

AN ACT concerning

Public Health – Expedited Partner Therapy Program – Repeal of Termination Date

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

Affirmative – 137 Negative – 1 (See Roll Call No. 260)

The Bill was then sent to the Senate.

House Bill 281 – Delegate Dumais

AN ACT concerning

Estates and Trusts – Elective Share

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

Affirmative – 138 Negative – 0 (See Roll Call No. 261)

The Bill was then sent to the Senate.

House Bill 293 – Delegate Morhaim

AN ACT concerning

**Guardianship of Disabled Persons and Revocation of Advance Directives, and
Surrogates – Disabled Persons and Mental Health Services**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 262)

The Bill was then sent to the Senate.

House Bill 354 – Calvert County Delegation

AN ACT concerning

**Calvert County – Task Force to Study the Commemoration of Harriet Elizabeth
Brown**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 263)

The Bill was then sent to the Senate.

**House Bill 431 – Delegates Parrott, Krebs, Metzgar, ~~and Shoemaker~~, Shoemaker,
Hill, McDonough, and Sample-Hughes**

AN ACT concerning

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

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

Affirmative – 137 Negative – 1 (See Roll Call No. 264)

The Bill was then sent to the Senate.

House Bill 450 – Delegates Carr, B. Barnes, Fraser–Hidalgo, Frush, Korman, Lam, Luedtke, A. Miller, Pena–Melnik, and S. Robinson

AN ACT concerning

State Highway Administration – Bicycle and Pedestrian Priority Areas

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

Affirmative – 134 Negative – 3 (See Roll Call No. 265)

The Bill was then sent to the Senate.

House Bill 562 – Delegates Kramer, Afzali, Barkley, Dumais, Fraser–Hidalgo, Ghrist, Glass, McComas, ~~and W. Miller~~ W. Miller, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnik, Pendergrass, Reznik, Saab, Sample–Hughes, West, and K. Young

AN ACT concerning

**Health Insurance – Ambulance Service Providers – Direct Reimbursement –
Repeal of Termination Date**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 266)

The Bill was then sent to the Senate.

House Bill 660 – Delegates Zucker, Barron, Bromwell, Cullison, Hayes, Kaiser, Kelly, Kipke, Luedtke, Miele, Morhaim, Oaks, Pena–Melnik, Reznik, and K. Young

AN ACT concerning

**Health Insurance – Expense Reimbursement Claims Forms – Methods for
Submission**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 267)

The Bill was then sent to the Senate.

House Bill 703 – Delegates Miele, Pena–Melynk, ~~and Saab~~ Saab, and Hayes

AN ACT concerning

Estates and Trusts – Maryland Trust Act – Incapacity

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

Affirmative – 137 Negative – 0 (See Roll Call No. 268)

The Bill was then sent to the Senate.

House Bill 739 – Delegates Kelly, Carr, Cullison, Hill, Morhaim, Reznik, ~~and M. Washington~~ M. Washington, Hammen, Angel, Barron, Bromwell, Hayes, McMillan, Miele, Oaks, Pena–Melynk, Pendergrass, Sample–Hughes, West, and K. Young

AN ACT concerning

Task Force to Study Maternal Mental Health

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

Affirmative – 137 Negative – 0 (See Roll Call No. 269)

The Bill was then sent to the Senate.

INTRODUCTION OF BILLS

Delegate Kramer moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 136 Negative – 1 (See Roll Call No. 270)

In compliance with the rules, the Bill was introduced.

House Bill 1282 – Delegates Kramer, Cullison, and Morales

AN ACT concerning

Creation of a State Debt – Montgomery County – Melvin J. Berman Hebrew Academy

FOR the purpose of authorizing the creation of a State Debt in the amount of \$25,000, the proceeds to be used as a grant to the Board of Directors of the Melvin J. Berman Hebrew Academy for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

Delegate Kipke moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 271)

In compliance with the rules, the Bill was introduced.

House Bill 1283 – Delegates Kipke and Simonaire

AN ACT concerning

Creation of a State Debt – Anne Arundel County – Pasadena Baseball Club

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

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

Delegate Glass moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 137 Negative – 1 (See Roll Call No. 272)

In compliance with the rules, the Bill was introduced.

House Bill 1284 – Delegates Glass and Parrott

AN ACT concerning

Criminal Procedure – Search Warrants – Full Names

FOR the purpose of requiring a certain search warrant to include the full legal name of the person to be searched; and generally relating to search warrants.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 1–203(a)(3)
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

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

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 273)

RECESS

At 11:49 A.M. on motion of Delegate Kaiser the House recessed until 8:00 P.M. on Legislative Day March 13, 2015, Calendar Day Monday, March 16, 2015.

AFTER RECESS
Annapolis, Maryland
Legislative Day: March 13, 2015
Calendar Day: Monday, March 16, 2015

At 8:07 P.M. the House resumed its session and pledged Allegiance to the Flag.

Prayer by Delegate Cheryl D. Glenn of Baltimore City.

QUORUM CALL

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

(See Roll Call No. 275)

EXCUSES:

Del. Angel – illness

Del. Jalisi – legislative business

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 146 – Senator Zirkin

AN ACT concerning

Prelitigation Discovery – Insurance Coverage – Prerequisites for Disclosure

FOR the purpose of repealing certain requirements that certain claimants provide a certain insurer with certain information relating to health care treatment and economic damages before the insurer is required to disclose to the claimants certain coverage limits in a certain insurance agreement; repealing a requirement that the amount of health care bills and loss of income documented by a certain claimant meet a certain minimum threshold before a certain insurer is required to disclose to the claimant certain coverage limits; and generally relating to the disclosure of certain coverage limits in certain insurance agreements.

BY repealing and reenacting, without amendments,
Article – Courts and Judicial Proceedings
Section 10–1102
Annotated Code of Maryland

(2013 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 10–1103 and 10–1104
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

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

Senate Bill 217 – Senator Kelley

AN ACT concerning

Special or Supplemental Needs Trusts – Authorization to Fund

FOR the purpose of providing that certain provisions of law concerning regulations adopted by certain State agencies regarding certain special or supplemental needs trusts may not be interpreted to require a court order to authorize the funding of a special or supplemental needs trust; and generally relating to special or supplemental needs trusts.

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 14.5–1002
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 315 – Senators Ramirez, Brochin, Cassilly, and Lee

AN ACT concerning

Domestic Violence – 2–Year Protective Order

FOR the purpose of specifying that a court may issue a final protective order for a period not to exceed 2 years by consent of the respondent under certain circumstances; authorizing a judge, under certain circumstances, to extend the term of a protective order for a certain period of time if the respondent named in the protective order consents to the extension; making a conforming change; and generally relating to domestic violence.

BY repealing and reenacting, with amendments,
Article – Family Law
Section 4–506(j) and 4–507(a)(3)
Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 398 – Senators Pugh and Muse, Muse, Middleton, Benson, Feldman, Hershey, Klausmeier, and Mathias

AN ACT concerning

Public Service Commission – Community Solar Projects or Virtual Net Energy Metering – Study

FOR the purpose of requiring the Public Service Commission, in consultation with the Maryland Energy Administration, to convene a stakeholder workgroup to study and make recommendations on the ~~establishment of~~ advisability of establishing a program to allow certain customers to participate in certain community solar projects or virtual net energy metering; requiring the workgroup to examine certain matters relating to the ~~establishment of~~ advisability of establishing a certain program; requiring the Commission to report to the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to a study by the Public Service Commission on the ~~establishment of~~ advisability of establishing a program for community solar projects or virtual net energy metering.

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

Senate Bill 525 – Senators Raskin, Benson, Hough, King, Lee, Montgomery, and Ramirez

AN ACT concerning

Child Abuse and Neglect – Failure to Report

FOR the purpose of requiring an agency that is participating in a child abuse or neglect investigation and that has reasonable grounds to believe that a person has failed to report child abuse as required under a certain provision of law to file a certain complaint with a certain board, agency, institution, or facility; and generally relating to child abuse and neglect.

BY adding to

Article – Family Law

Section 5–705.3

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 526 – Senators Raskin, Hough, Conway, Benson, Feldman, Ferguson, Gladden, Guzzone, Kasemeyer, King, Lee, Madaleno, Manno, McFadden, Middleton, Montgomery, Muse, Nathan–Pulliam, Peters, Pinsky, Pugh, Ramirez, Ready, Salling, and Young

AN ACT concerning

Maryland Second Chance Act of 2015

FOR the purpose of authorizing a person to petition the court to shield certain court records and police records relating to certain convictions at a certain time; providing that, if a certain person is convicted of a new crime during a certain time period, a certain original conviction is not eligible for shielding unless the new conviction becomes eligible for shielding; providing that a certain person is not eligible for shielding if the person is a defendant in a pending criminal proceeding; providing that, if a person is not eligible for shielding of one conviction in a certain unit, the person is not eligible for shielding of any other conviction in the unit; providing that a certain conviction is eligible for shielding at a certain time; requiring the court to have a copy of a certain petition served on the State's Attorney; authorizing the court to order the shielding of certain records after taking certain objections or information into consideration; requiring the court to hold a hearing under certain circumstances; authorizing the court to ~~deny~~ grant a certain petition for good cause; authorizing a court to grant only one shielding petition to a person over the lifetime of the person; requiring the court to send a certain written notice to certain victims; 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; providing that this Act does not apply to a certain conviction; providing that a shielded record shall remain fully accessible by certain persons; establishing penalties for a violation of a certain

provision of this Act; defining certain terms; and generally relating to the shielding of court records and police records.

BY adding to

Article – Criminal Procedure

Section 10–301 through 10–306 to be under the new subtitle “Subtitle 3. Shielding”

Annotated Code of Maryland

(2008 Replacement Volume and 2014 Supplement)

BY adding to

Article – General Provisions

Section 4–327

Annotated Code of Maryland

(2014 Volume)

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

Senate Bill 604 – Senators King, Astle, Benson, Conway, Currie, DeGrange, Edwards, Feldman, Ferguson, Gladden, Guzzone, Jennings, Kagan, Kasemeyer, Kelley, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Montgomery, Muse, Nathan–Pulliam, Peters, Pinsky, Pugh, Ramirez, Raskin, Rosapepe, Salling, Waugh, Young, and Zirkin

AN ACT concerning

Human Relations – Employment Discrimination – Protection for Interns

FOR the purpose of establishing certain protections for interns and applicants for internships from certain discriminatory acts; prohibiting an employer from printing or causing to be printed or published a certain notice or advertisement relating to an internship; authorizing a notice or an advertisement indicating a certain bona fide occupational qualification for an internship; providing that a certain intern shall have access to a certain complaint resolution procedure or, under certain circumstances, may file a complaint with the Maryland Commission on Civil Rights for certain nonmonetary administrative remedies; providing that this Act does not create an employment relationship between an employer and an intern for the purposes of certain remedies or certain other provisions of law; defining a certain term; and generally relating to protections for interns from certain discriminatory acts.

BY repealing and reenacting, without amendments,

Article – State Government

Section 20–601(a), (c), and (d)

Annotated Code of Maryland

(2014 Replacement Volume)

BY adding to

Article – State Government
Section 20–610
Annotated Code of Maryland
(2014 Replacement Volume)

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

Senate Bill 685 – Senators Benson, Currie, Ferguson, Guzzone, Jennings, Kagan, King, Madaleno, Manno, McFadden, Middleton, Montgomery, Muse, Nathan–Pulliam, Pinsky, Ramirez, Rosapepe, and Young

AN ACT concerning

Family Law – Information and Services for Foster Children and Former Foster Children

FOR the purpose of requiring a juvenile court, in certain permanency planning and guardianship review hearings, to make a finding as to whether a local department of social services has made reasonable efforts to take certain actions for a child who is at least a certain age; requiring a local department to advise a child before emancipation of the right to reenter care and procedures for reentering care under certain provisions of law; requiring a local department to contact a certain former child in need of assistance under certain circumstances and advise the child of the right to reenter care and procedures for reentering care under certain provisions of law; ~~requiring a local department to document certain efforts;~~ requiring the Social Services Administration to adopt certain regulations to ~~require~~ ensure that all children in foster care who are at least 18 years of age have certain documents, information, and records at emancipation; altering the information that the Administration is required to give certain children in out-of-home placement annually; requiring the Department of Human Resources to report to the General Assembly on or before a certain date on certain plans of each local department of social services to provide and promote affordable housing and employment opportunities for former foster youth; requiring the plans to include certain information; and generally relating to information and services for foster youth and former foster youth.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings
Section 3–816.1(b)
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Family Law
Section 5–525(b)(3), (j), and (k)
Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

THE COMMITTEE ON APPROPRIATIONS REPORT #5

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

House Bill 70 – The Speaker and the President (By Request – Administration)

Budget Bill

(Fiscal Year 2016)

REPORT OF THE HOUSE APPROPRIATIONS COMMITTEE
TO THE MARYLAND HOUSE OF DELEGATES – 2015 SESSION –
RECOMMENDATIONS, REDUCTIONS, AND SUMMARY OF ACTION
PERTAINING TO HOUSE BILL 70 – THE BUDGET BILL

(See Exhibit H of Appendix II)

HOUSE APPROPRIATIONS COMMITTEE
REPRINT TO HOUSE BILL 70 – THE BUDGET BILL

(See Exhibit I of Appendix II)

HOUSE APPROPRIATIONS COMMITTEE SUMMARY DOCUMENT ON
HOUSE BILL 70 – THE BUDGET BILL AND
HOUSE BILL 72 – THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit J of Appendix II)

Delegate McIntosh moved to make the Bill a Special Order for Wednesday.

The motion was adopted.

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

House Bill 72 – The Speaker (By Request – Administration)

AN ACT concerning

Budget Reconciliation and Financing Act of 2015

HOUSE APPROPRIATIONS COMMITTEE SUMMARY DOCUMENT ON
HOUSE BILL 70 – THE BUDGET BILL AND
HOUSE BILL 72 – THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit J of Appendix II)

HB0072/154463/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 72

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 5 down through “site;” in line 11; in line 11, strike “time period” and substitute “year”; strike beginning with “altering” in line 13 down through “grants;” in line 15 and substitute “requiring a local school system that has a certain structural deficit to provide certain notifications under certain circumstances; requiring the State Superintendent of Schools to require a local school system to submit a certain plan and to file certain reports under certain circumstances; requiring the State Superintendent to include certain information concerning local school system structural deficits in certain reports to the Governor and General Assembly; authorizing the Office of Legislative Audits to request certain information pertaining to certain structural deficits;”; in line 16, after “revenues;” insert “prohibiting certain payments in certain fiscal years;”; in the same line, after “Fund;” insert “altering certain penalties for liquidated damages that apply to certain violations related to certain prevailing wage rates;”; in line 17, strike beginning with the first “a” through “it” and substitute “certain provisions concerning the State and county earned income credits to make them”; in line 19, after “date” insert “and method”; in line 21, after “amount” insert “each fiscal year”; in line 22, strike “enact” and substitute “adopt”; in line 23, strike “certain fiscal years;” and substitute “a certain fiscal year; requiring the Health Services Cost Review Commission to submit, on or before a certain date, a certain alternative plan to achieve certain savings to the Department of Health and Mental Hygiene and the Department of Budget and Management under certain circumstances; altering, for a certain fiscal year, the criteria to be used for a certain program that provides stipends to certain teachers and school-based employees; repealing the authority to provide certain stipends to certain teachers and school-based employees; altering the method of calculating a certain contribution to be paid on behalf of certain members of certain State retirement and pension systems; repealing certain provisions that provide for a certain method of calculating a certain contribution to be paid on behalf of certain members of certain State retirement and pension systems; repealing certain obsolete provisions; altering certain requirements for certain fiscal years that the Governor include in the budget bill certain”

supplemental contributions to certain accumulation funds of certain State retirement and pension systems;; in line 25, strike “or cost-of-living adjustments”; in line 27, after “funds;” insert “providing that on or after a certain date certain revenues be credited to the General Fund rather than the State Police Helicopter Replacement Fund;”; strike beginning with “setting” in line 27 down through “appropriations;” in line 28; in line 28, strike “that” and substitute “certain Managed Care Organizations;”; in line 29, after “date” insert “, to reimburse”; strike beginning with “make” in line 29 down through “rates” in line 30 and substitute “for insufficient loss ratios for a certain fiscal year”; in line 30, after “circumstances;” insert “prohibiting the Baltimore City Board of School Commissioners from being required to contribute to the Baltimore City Public School Construction Financing Fund for a certain fiscal year; prohibiting the State Comptroller from withholding a certain amount from a certain installment due the Baltimore City Board of School Commissioners for a certain fiscal year; reducing certain unexpended appropriations and providing for their reversion to the General Fund; 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; requiring that certain money received by the State as a result of a certain approved merger between Exelon Corporation and Pepco Holdings, Inc. be expended only in a certain manner; prohibiting the State Health Services Cost Review Commission from assessing certain hospital rate assessments for the operation and administration of the Maryland Health Insurance Plan for a certain fiscal year; setting certain limits, for a certain fiscal year, on the State’s share of certain operating deficits of the Baltimore Convention Center and the Ocean City Convention facility;”; in line 31, after “altering” insert “and repealing”; and in the same line, strike “a certain term” and substitute “certain terms;”.

On page 2, in line 1, after “Act;” insert “providing for a delayed effective date for certain provisions of this Act;”; strike in their entirety lines 3 through 17, inclusive; in line 25, strike “5-202(a)(13)(ii), (iii), and (iv) and (k)(5)” and substitute “5-114, 5-202(k)(5), 6-306(b).”; in the same line, strike “17-104(a)(1)” and substitute “17-104(a)”; in line 26, strike “23-108(a), 23-205(c), (d), and (e)” and substitute “23-205(c) and (d)”; strike in its entirety line 31 and substitute “Section 16-305(c)(1)(v)”; in line 34, after “repealing” insert “and reenacting, without amendments;”; and in line 36, strike “and 17-104(a)(2) and (3)”.

On pages 2 and 3, strike in their entirety the lines beginning with line 39 on page 2 through line 29 on page 3, inclusive.

On page 3, in line 32, after “5-212(g)(2)” insert “, 5-212.1(g)(2).”.

On page 4, in line 8, strike “7-311(j)(1) and 7-325(a)” and substitute “17-220(d)(2) and 17-222(a)”; after line 10, insert:

“BY adding to

Article – Tax – General

Section 2-606(h)

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)”;

in line 13, strike “10-704(b)(2)(i)” and substitute “10-704(a), (b)(2)(i), (c)(2)(iii), and (d)”; strike in their entirety lines 16 through 20, inclusive; in line 23, strike “and (h)” and substitute “, (g), and (h)”; and strike in their entirety lines 26 through 35, inclusive.

On page 5, after line 1, insert:

“BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 21-304(a) and (b)(1) and 21-308(a)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article – State Personnel and Pensions

Section 21-304(b)(2) and (3)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing

Article – State Personnel and Pensions

Section 21-304(e) and (f)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On pages 5 and 6, strike in their entirety the lines beginning with line 4 on page 5 through line 30 on page 6, inclusive.

AMENDMENT NO. 3

On page 7, after line 16, insert:

“5–114.

(a) (1) In this section[，“deficit”] THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “DEFICIT” means a negative fund balance in the General Fund [of 1% or more of General Fund revenue] at the end of the fiscal year.

(3) “STRUCTURAL DEFICIT” MEANS A PROJECTED NEGATIVE FUND BALANCE IN THE GENERAL FUND THAT REQUIRES THE TRANSFER OF RESERVE FUNDS IN ORDER TO AVOID A DEFICIT.

(b) The State Superintendent and the Department shall monitor the financial status of each local school system.

(c) If a local school system does not file the annual audit results in a timely manner with the State Superintendent as required by § 5–109 of this subtitle, the State Superintendent shall:

(1) Immediately notify:

(i) The Department of Legislative Services;

(ii) The county governing body; and

(iii) The local board and local superintendent or chief executive officer of the local school system; and

(2) Order that the audit report be filed within 10 days.

(d) (1) A local school system may not carry a deficit as reported in the annual audit under § 5–109 of this subtitle.

(2) If a local school system has a deficit, the State Superintendent shall immediately notify the Governor, the General Assembly, the Department of Legislative Services, and county governing body and shall require the local school system to:

(i) Develop and submit for approval a corrective action cost containment plan within 15 days;

(ii) File monthly status reports with the State Superintendent and county governing body demonstrating actions taken to close the deficit and the effect of the actions taken on the deficit; and

(iii) Include information on the corrective action cost containment plan, actions taken to close the deficit, and status of the deficit in the annual audit under § 5–109 of this subtitle filed with the State Superintendent and county governing body.

(3) (I) IF A LOCAL SCHOOL SYSTEM HAS A STRUCTURAL DEFICIT AND TRANSFERS RESERVE FUNDS INTO THE GENERAL FUND IN ORDER TO AVOID A DEFICIT, THE LOCAL SCHOOL SYSTEM IMMEDIATELY SHALL NOTIFY THE GOVERNOR, THE GENERAL ASSEMBLY, THE STATE SUPERINTENDENT, THE DEPARTMENT OF LEGISLATIVE SERVICES, AND THE COUNTY GOVERNING BODY.

(II) THE STATE SUPERINTENDENT SHALL REQUIRE A LOCAL SCHOOL SYSTEM DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH TO SUBMIT A CORRECTIVE ACTION COST CONTAINMENT PLAN WITHIN 15 DAYS AND FILE MONTHLY STATUS REPORTS WITH THE STATE SUPERINTENDENT AND COUNTY GOVERNING BODY DEMONSTRATING ACTIONS TAKEN TO ELIMINATE THE STRUCTURAL DEFICIT, THE EFFECT OF THE ACTIONS TAKEN ON THE STRUCTURAL DEFICIT, AND A SCHEDULE TO REPAY THE RESERVE FUND.

(4) The State Superintendent shall include information on any local school system deficit OR STRUCTURAL DEFICIT, corrective action cost containment plan, actions taken to close a local school system deficit OR STRUCTURAL DEFICIT, and status of any local school system deficit OR STRUCTURAL DEFICIT in a quarterly report to the Governor and the General Assembly, in accordance with § 2–1246 of the State Government Article.

[(4)](5) If a local school system has a deficit OR STRUCTURAL DEFICIT:

(i) The Office of Legislative Audits may request any financial information pertaining to the deficit OR STRUCTURAL DEFICIT and the corrective action cost containment plan; and

(ii) The local superintendent or chief executive officer of a local school system shall provide the requested information.

(e) If a local school system fails to comply with the requirements of this section, the State Superintendent, with the approval of the State Board of Education, shall notify the State Comptroller, who shall withhold 10% of the next installment and each subsequent installment due the local school system from the General State School Fund until the State Superintendent notifies the Comptroller that the local school system is in full compliance with the requirements of this section.”.

AMENDMENT NO. 4

On pages 7 through 9, strike in their entirety the lines beginning with line 18 on page 7 through line 6 on page 9, inclusive.

AMENDMENT NO. 5

On page 9, in line 24, strike “**SUBPARAGRAPH (IV)**” and substitute “**SUBPARAGRAPHS (III), (IV), AND (V)**”; and in line 28, strike the bracket.

On page 10, in line 26, after “7.” insert an opening bracket; and in line 36, strike “**2.**” and substitute “**8.**”.

On page 11, in lines 1, 6, 11, 16, and 21, strike “**3.**”, “**4.**”, “**5.**”, “**6.**”, and “**7.**”, respectively, and substitute “**9.**”, “**10.**”, “**11.**”, “**12.**”, and “**13.**”, respectively; and in line 26, strike the bracket.

On page 12, in line 11, strike the bracket; in line 12, strike “**(III)**” and substitute “**(V)**”; in line 13, strike “**\$218,744,622**” and substitute “**\$222,744,620**”; in lines 15, 17, 19, 20, 21, 22, 23, 24, and 25, strike “**\$4,592,847**”, “**\$27,461,464**”, “**\$38,157,317**”, “**\$7,194,863**”, “**\$4,964,098**”, “**\$12,950,598**”, “**\$6,009,400**”, “**\$8,795,333**”, and “**\$2,515,927**”, respectively, and substitute “**\$4,850,443**”, “**\$28,715,483**”, “**\$38,637,668**”, “**\$7,345,653**”, “**\$5,108,064**”, “**\$13,017,885**”, “**\$6,142,473**”, “**\$8,975,284**”, and “**\$2,561,002**”, respectively.

On page 13, in lines 1, 2, 3, 4, 6, and 7, strike “**\$7,500,700**”, “**\$10,754,623**”, “**\$15,643,389**”, “**\$39,679,904**”, “**\$25,800,203**”, and “**\$6,723,956**”, respectively, and substitute “**\$7,620,412**”, “**\$10,865,634**”, “**\$15,723,055**”, “**\$40,000,786**”, “**\$26,072,537**”, and “**\$7,108,241**”, respectively; and strike in their entirety lines 8 through 17, inclusive.

AMENDMENT NO. 6

On page 13, in line 19, strike “(2) and (3)” and substitute “**(2), (3), AND (4)**”; and in line 25, strike the bracket.

On page 14, in line 12, after “(vii)” insert an opening bracket; in lines 18, 21, 24, and 27, strike “**(II)**”, “**(III)**”, “**(IV)**”, and “**(V)**”, respectively, and substitute “**(VIII)**”, “**(IX)**”, “**(X)**”, and “**(XI)**”, respectively; and in line 31, strike the bracket.

On page 15, in line 2, strike the bracket; and strike in their entirety lines 3 through 27, inclusive, and substitute:

“(4) IN FISCAL YEAR 2016, THE TOTAL AMOUNT OF THE AID PROVIDED UNDER THIS SUBTITLE SHALL BE \$42,822,240, TO BE ALLOCATED AMONG THE INSTITUTIONS THAT QUALIFY UNDER THIS SUBTITLE IN PROPORTION TO THE NUMBER OF FULL-TIME EQUIVALENT STUDENTS ENROLLED AT EACH INSTITUTION DURING THE FALL SEMESTER OF FISCAL YEAR 2015, AS DETERMINED BY THE MARYLAND HIGHER EDUCATION COMMISSION.”

AMENDMENT NO. 7

On page 16, strike in their entirety lines 1 through 4, inclusive.

AMENDMENT NO. 8

On pages 17 and 18, strike in their entirety the lines beginning with line 26 on page 17 through line 10 on page 18, inclusive.

AMENDMENT NO. 9

On page 19, strike in their entirety lines 4 through 16, inclusive.

AMENDMENT NO. 10

On page 19, strike in their entirety lines 17 through 21, inclusive.

AMENDMENT NO. 11

On pages 19 and 20, strike in their entirety the lines beginning with line 22 on page 19 through line 11 on page 20, inclusive.

AMENDMENT NO. 12

On page 20, strike in their entirety lines 12 through 21, inclusive.

AMENDMENT NO. 13

On pages 20 and 21, strike in their entirety the lines beginning with line 22 on page 20 through line 14 on page 21, inclusive.

AMENDMENT NO. 14

On page 21, after line 19, insert:

“5–212.1.

(g) (2) (i) Subject to subparagraph (ii) of this paragraph, each county in which any State forest or park is located shall be paid annually out of the Account:

1. If the State forest or park reserve comprises less than 10% of the total land area of the county, a sum equal to 15% of the net revenue derived from concession operations within a State forest or park located in that county; or

2. If the State forest or park reserve comprises 10% or more of the total land area of the county, a sum equal to 25% of the net revenue derived from concession operations within a State forest or park located in that county.

(ii) For fiscal years [2012 and 2013] 2015 AND 2016 only, the payments under subparagraph (i) of this subsection may not be made.”.

AMENDMENT NO. 15

On page 23, strike in their entirety lines 7 through 12, inclusive.

On page 25, in line 25, strike the bracket; and in line 26, strike “2016” and substitute **“2019”**.

On page 26, in line 30, strike the bracket; in line 31, strike the brackets; in the same line, strike **“(G)”**; and in line 33, strike the brackets.

AMENDMENT NO. 16

On page 23, strike in their entirety lines 13 through 28, inclusive.

AMENDMENT NO. 17

On page 23, after line 28, insert:

“17-220.

(d) If a contractor is late in submitting copies of the payroll records required under subsection (b) of this section:

(2) the contractor shall be liable to the public body for liquidated damages of [\$10] **\$250** for each calendar day the records are late.

17-222.

(a) A contractor under a public work contract is liable to the public body for liquidated damages of [\$20] **\$250** for each laborer or other employee for each day for which:

(1) the laborer is paid less than the prevailing wage rate of a mechanic while performing a task required to be performed by a mechanic or mechanic’s apprentice; or

(2) the employee is paid less than the prevailing wage rate.”.

AMENDMENT NO. 18

On page 23, after line 29, insert:

“2-606.

(H) (1) ON OR BEFORE JUNE 30, 2015, THE COMPTROLLER SHALL DISTRIBUTE \$100,000,000 FROM THE LOCAL RESERVE ACCOUNT ESTABLISHED TO COMPLY WITH THIS SECTION TO THE GENERAL FUND OF THE STATE.

(2) IN EACH OF FISCAL YEARS 2017 THROUGH 2025, IN ADDITION TO THE AMOUNTS DISTRIBUTED UNDER SUBSECTION (B) OF THIS SECTION, THE COMPTROLLER SHALL DISTRIBUTE \$10,000,000 OF THE REMAINING INCOME TAX REVENUE FROM INDIVIDUALS TO THE LOCAL RESERVE ACCOUNT TO REPAY THE \$100,000,000 TRANSFER TO THE GENERAL FUND REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION.”.

On page 31, strike in their entirety lines 21 through 27, inclusive.

AMENDMENT NO. 19

On page 24, after line 8, insert:

“(a) (1) [An individual] A RESIDENT may claim a credit against the State income tax for a taxable year in the amount determined under subsection (b) of this section for earned income.

(2) [An individual] A RESIDENT may claim a credit against the county income tax for a taxable year in the amount determined under subsection (c) of this section for earned income.”;

in line 9, strike “**EXCEPT AS PROVIDED IN**” and substitute “**SUBJECT TO**”; in line 10, strike “**FOR A PART-YEAR RESIDENT**”; after line 13, insert:

“(c) (2) (iii) If a county provides for a refundable county earned income credit under this paragraph, [an individual] A RESIDENT may claim a refund of the amount, if any, by which the product of multiplying the credit allowable for the taxable year under § 32 of the Internal Revenue Code by 5 times the county income tax rate for the taxable year exceeds the county income tax for the taxable year.”;

and in line 14, strike “is a nonresident or”.

AMENDMENT NO. 20

On page 25, in line 20, strike “AND”; and in line 24, after “APPLIED” insert “;AND”

(IV) TRANSFER TAX REVENUE IN FISCAL YEAR 2015, THAT IS IN EXCESS OF \$161,016,000 MAY BE TRANSFERRED BY BUDGET AMENDMENT IN FISCAL YEAR 2016 FOR:

1. ADMINISTRATIVE EXPENSES RELATED TO LAND ACQUISITION FOR PROGRAM OPEN SPACE;

2. CRITICAL MAINTENANCE PROJECTS IN THE DEPARTMENT OF NATURAL RESOURCES;

3. NATURAL RESOURCES DEVELOPMENT FUND PROJECTS IN THE DEPARTMENT OF NATURAL RESOURCES; AND

**4. REPLACEMENT OF GENERAL FUND APPROPRIATIONS
IN THE MARYLAND PARK SERVICE**.

AMENDMENT NO. 21

On page 28, in line 3, after “(c)” insert “**(1)**”; in the same line, strike “every fiscal year thereafter” and substitute “**2016**”; in line 6, before “Beginning” insert:

“**(2)**”;

strike beginning with “by” in line 7 down through “contract.” in line 20 and substitute “**ANNUALLY BY \$20,000,000 OVER THE ASSESSMENT LEVEL FOR THE PRIOR YEAR.**”

“**(3)**”;

and in line 22, after “Assessment.” insert:

“**(4)**”.

AMENDMENT NO. 22

On page 27, strike in their entirety lines 6 through 15, inclusive.

On page 32, in line 17, strike “SECTION” and substitute:

“**SECTION 23. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, for fiscal year 2016 only, the Transportation Trust Fund may be used as the source of funding for the appropriation required under § 8–613.3 of the Transportation Article to comply with the Watershed Implementation Plan.**”

SECTION”.

AMENDMENT NO. 23

On page 28, in line 27, strike “ENACT” and substitute “**ADOPT**”; strike beginning with the colon in line 28 down through “**(II)**” in line 30; in line 31, after “**(2)**” insert “**(I)**”; in the same line, strike “ENACTED” and substitute “**ADOPTED**”; in line 32, strike “EACH FISCAL YEAR” and substitute “**FISCAL YEAR 2016**”; and strike beginning with “ENACT” in line 33 down through “YEAR” in line 35 and substitute “**SUBMIT, ON OR BEFORE SEPTEMBER 1, 2015, AN ALTERNATIVE PLAN FOR GENERAL FUND SAVINGS TO THE**”

DEPARTMENT OF HEALTH AND MENTAL HYGIENE AND THE DEPARTMENT OF BUDGET AND MANAGEMENT FOR REVIEW.

(II) THE PLAN SUBMITTED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL PROVIDE FOR SAVINGS IN THE MEDICAID PROGRAM THAT, WHEN COMBINED WITH THE SAVINGS UNDER PARAGRAPH (1) OF THIS SUBSECTION, ARE SUFFICIENT TO ACHIEVE TOTAL GENERAL FUND SAVINGS OF AT LEAST \$16,700,000 IN FISCAL YEAR 2016”.

On pages 28 and 29, strike beginning with “IF” in line 36 on page 28 down through “(4)” in line 3 on page 29.

AMENDMENT NO. 24

On page 29, after line 4, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Education

6–306.

(b) (1) For fiscal year 2000 and each subsequent fiscal year, the Governor shall include in each year’s operating budget funding for the stipends and bonuses provided in this subsection.

(2) A classroom teacher or other nonadministrative school–based employee in a public school identified by the State Board as having comprehensive needs who holds a standard professional certificate or an advanced professional certificate who is employed by a county board and who holds a certificate issued by the National Board for Professional Teaching Standards shall receive a stipend from the State in an amount equal to the county grant for national certification, up to a maximum of \$2,000 per qualified individual.

(3) A classroom teacher or other nonadministrative school–based employee in a school not identified by the State Board as having comprehensive needs who holds a standard professional certificate or an advanced professional certificate who is employed by a county board and who holds a certificate issued by the National Board for Professional

Teaching Standards shall receive a stipend from the State in an amount equal to the county grant for national certification, up to a maximum of \$1,000 per qualified individual.

[(4) A classroom teacher who holds an advanced professional certificate and teaches in a public school identified by the State Board as a school having comprehensive needs shall receive a stipend from the State in the amount of \$1,500 for each year that the teacher performs satisfactorily in the classroom.]

(5) (4) (i) 1. The State Board shall establish a program to support locally negotiated incentives, governed under Subtitles 4 and 5 of this title, for highly effective classroom teachers and principals to work in public schools that are:

A. In improvement, corrective action, or restructuring;

B. Categorized by the local school system as a Title I school;

or

C. In the highest 25% of schools in the State based on a ranking of the percentage of students who receive free and reduced priced meals.

2. The program established under subparagraph 1 of this subparagraph may include financial incentives, leadership changes, or other incentives.

(ii) 1. The State Board shall adopt guidelines to implement this paragraph.

2. Nothing in this paragraph shall be construed to prohibit a local school system from employing more stringent standards than the guidelines adopted under this subparagraph.”

On page 32, after line 16, insert:

“SECTION 15. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, for fiscal year 2016, a stipend granted under:

(1) Section 6–306(b)(2) and (4) of the Education Article may only be granted to a teacher or an employee in a public school identified by the State Board of Education for fiscal year 2014 as having comprehensive needs; and

(2) Section 6–206(b)(3) of the Education Article may only be granted to a teacher or an employee in a public school not identified by the State Board of Education for fiscal year 2014 as having comprehensive needs.”.

AMENDMENT NO. 25

On page 29, before line 5, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – State Personnel and Pensions

21–304.

(a) (1) In this section the following words have the meanings indicated.

(2) With respect to local employees, “aggregate annual earnable compensation” means the total annual earnable compensation payable by a local employer to all of its local employees, calculated as of June 30 of the second prior fiscal year before the fiscal year for which the calculation is made under this section, adjusted by any actuarial assumed salary increases that were used in the actuarial valuation prepared under § 21–125(b) of this title for the immediate prior fiscal year.

[(3) “Full funding rate” means the sum of:

(i) the aggregate normal rate that is based on the normal contribution rate calculated under subsection (c) of this section and adjusted to incorporate legislative changes in benefits to reflect changes to the normal cost; and

(ii) the aggregate unfunded accrued liability contribution rate that is based on the unfunded accrued liability contribution rate under subsection (d)(1) and (2) of this section.

(4) “Funding ratio for the employees’ systems” means the actuarial value of assets for the employees’ systems divided by the actuarial accrued liability for the employees’ systems.

(5) “Funding ratio for the teachers’ systems” means the actuarial value of assets for the teachers’ systems divided by the actuarial accrued liability for the teachers’ systems.]

~~[(6)]~~ (3) “Local employee” means a member of the Teachers’ Retirement System or the Teachers’ Pension System who is an employee of a day school in the State under the authority and supervision of a county board of education or the Baltimore City Board of School Commissioners, employed as:

- (i) a clerk;
- (ii) a helping teacher;
- (iii) a principal;
- (iv) a superintendent;
- (v) a supervisor; or
- (vi) a teacher.

~~[(7)]~~ (4) “Local employer” means a county board of education or the Baltimore City Board of School Commissioners.

(8) “New legislative change” means a legislative change that results in an adjustment to the normal cost or accrued liabilities that has not previously been recognized in an actuarial valuation under § 21–125(b) of this title.

(9) “Preliminary funding rate” means the full funding rate without any adjustment to the normal cost or accrued liabilities for a new legislative change.]

~~[(10)]~~ (5) “State member” does not include a member on whose behalf a participating governmental unit is required to make an employer contribution under § 21–305 or § 21–306 of this subtitle.

~~[(11)]~~ (6) “Total employer contribution for local employees” means that portion of the employer contribution calculated under subsection (b) of this section that is attributable to all local employees.

(b) (1) Subject to paragraphs (4) and (5) of this subsection, each fiscal year, on behalf of the State members of each State system, the State shall pay to the appropriate accumulation fund an amount equal to or greater than the sum of the amount, if any, required to be included in the budget bill under § 3–501(c)(2)(ii) of this article and the product of multiplying:

(i) the aggregate annual earnable compensation of the State members of that State system; and

(ii) [1. for State members of the Law Enforcement Officers' Retirement System, State Police Retirement System, and the Judges' Retirement System,] the sum of the normal contribution rate and the accrued liability contribution rate **FOR STATE MEMBERS OF THAT STATE SYSTEM**, as determined under this section];

2. for State members of the Employees' Pension System, Employees' Retirement System, Correctional Officers' Retirement System, and Legislative Pension Plan, the employees' systems contribution rate determined under subsection (e) of this section; or

3. for State members of the Teachers' Pension System and Teachers' Retirement System, the teachers' systems contribution rate determined under subsection (f) of this section].

(2) The amount determined under paragraph (1) of this subsection for each State system shall be based on an actuarial determination of the amounts that are required to preserve the integrity of the funds of the several systems using:

(i) the entry–age actuarial cost method; and

(ii) actuarial assumptions adopted by the Board of Trustees.

(3) For the purpose of making the determinations required under this section:

(i) the Employees' Retirement System, the Employees' Pension System, the Correctional Officers' Retirement System, and the Legislative Pension Plan shall be considered together as one State system; and

(ii) the Teachers' Retirement System and the Teachers' Pension System shall be considered together as one State system.

[(e) (1) Except as provided in paragraph (3) of this subsection and subject to paragraph (2) of this subsection, the employees' system contribution rate shall be the sum of:

(i) the employees' system contribution rate for the previous fiscal year; and

(ii) 1. 20% of the difference between the full funding rate for the current fiscal year and the employees' system contribution rate for the previous fiscal year; or

2. for a fiscal year for which an adjustment to normal cost or accrued liabilities for a new legislative change is first determined as a result of an actuarial valuation under § 21-125(b) of this title, 20% of the difference between the preliminary funding rate for the current fiscal year and the employees' system contribution rate for the previous fiscal year.

(2) For a fiscal year for which an adjustment to normal cost or accrued liabilities for a new legislative change is determined as a result of an actuarial valuation under § 21-125(b) of this title, the contribution rate for the employees' systems under paragraph (1) of this subsection shall be adjusted to fully reflect the cost or savings of the new legislative changes that result in changes in normal contributions or accrued liabilities and to amortize over the time remaining until June 30, 2038, any changes in accrued liabilities of the employees' systems.

(3) The percentages used in paragraph (1)(ii) of this subsection shall be:

(i) 28% for the rate for fiscal year 2015;

(ii) 36% for the rate for fiscal year 2016;

(iii) 44% for the rate for fiscal year 2017;

(iv) 52% for the rate for fiscal year 2018;

(v) 60% for the rate for fiscal year 2019;

- (vi) 68% for the rate for fiscal year 2020;
- (vii) 76% for the rate for fiscal year 2021;
- (viii) 84% for the rate for fiscal year 2022;
- (ix) 92% for the rate for fiscal year 2023; and
- (x) 100% for the rate for fiscal year 2024 and thereafter.]

[(f) (1) Except as provided in paragraph (3) of this subsection and subject to paragraph (2) of this subsection, the teachers' system contribution rate shall be the sum of:

(i) the teachers' system contribution rate for the previous fiscal year; and

(ii) 1. 20% of the difference between the full funding rate for the current fiscal year and the teachers' system contribution rate for the previous fiscal year; or

2. for a fiscal year for which an adjustment to normal cost or accrued liabilities for a new legislative change is first determined as a result of an actuarial valuation under § 21–125(b) of this title, 20% of the difference between the preliminary funding rate for the current fiscal year and the teachers' system contribution rate for the previous fiscal year.

(2) For a fiscal year for which an adjustment to normal cost or accrued liabilities for a new legislative change is determined as a result of an actuarial valuation under § 21–125(b) of this title, the contribution rate for the teachers' systems under paragraph (1) of this subsection shall be adjusted to fully reflect the cost or savings of the new legislative changes that result in changes in normal contributions or accrued liabilities and to amortize over the time remaining until June 30, 2038, any changes in accrued liabilities of the teachers' systems.

(3) The percentages used in paragraph (1)(ii) of this subsection shall be:

- (i) 28% for the rate for fiscal year 2015;

- (ii) 36% for the rate for fiscal year 2016;
- (iii) 44% for the rate for fiscal year 2017;
- (iv) 52% for the rate for fiscal year 2018;
- (v) 60% for the rate for fiscal year 2019;
- (vi) 68% for the rate for fiscal year 2020;
- (vii) 76% for the rate for fiscal year 2021;
- (viii) 84% for the rate for fiscal year 2022;
- (ix) 92% for the rate for fiscal year 2023; and
- (x) 100% for the rate for fiscal year 2024 and thereafter.]

21–308.

(a) (1) On or before December 1 of each year, the Board of Trustees shall:

(i) certify to the Governor and the Secretary of Budget and Management the rates to be used to determine the amounts to be paid by the State to the accumulation fund of each of the several systems during the next fiscal year, including a separate certification of the normal contribution rate for the Teachers' Retirement System and the Teachers' Pension System; and

(ii) provide to the Secretary of Budget and Management a statement of the total amount to be paid by the State as determined under § 21–304 of this subtitle to the Teachers' Retirement System and the Teachers' Pension System expressed as a percentage of the payroll of all members of those State systems.

(2) The Governor shall include in the budget bill:

(i) the total amount of the State's contribution to each State system as ascertained based on the rates certified by the Board of Trustees under paragraph (1) of this subsection;

(ii) the additional amounts as ascertained under subsection (d) of this section for the State's payment to the professional and clerical employees of the Department of Public Libraries of Montgomery County who are members of the Employees' Retirement System of Montgomery County and are excluded from membership in the Teachers' Retirement System or the Teachers' Pension System; and

(iii) any additional amount required to be in the budget bill under § 3–501(c)(2)(ii) of this article.

(3) The amounts that the Governor is required to include in the budget bill under paragraph (2) of this subsection shall be reduced by the amount of administrative and operational expenses for the Board of Trustees and the State Retirement Agency that are to be paid by local employers under § 21–316 of this subtitle other than participating governmental units or employers who are required to make contributions under § 21–307 of this subtitle.

(4) (i) [1. For fiscal year 2014, in addition to the annual required contribution required under paragraph (2) of this subsection, the Governor shall include in the budget bill a supplemental contribution of \$100,000,000.

2. For fiscal year 2015, in addition to the annual required contribution required under paragraph (2) of this subsection, the Governor shall include in the budget bill a supplemental contribution of \$100,000,000.

3.] For fiscal year 2016, in addition to the annual required contribution required under paragraph (2) of this subsection, the Governor shall include in the budget bill a supplemental contribution of [~~\$150,000,000~~] **\$75,000,000.**

[4.] (II) For fiscal year 2017 AND EACH FISCAL YEAR THEREAFTER, in addition to the annual required contribution required under paragraph (2) of this subsection, the Governor shall include in the budget bill a supplemental contribution of [~~\$200,000,000~~] **\$75,000,000[.**

5. For fiscal year 2018, in addition to the annual required contribution required under paragraph (2) of this subsection, the Governor shall include in the budget bill a supplemental contribution of \$250,000,000.

6. For fiscal year 2019 and each fiscal year thereafter, in addition to the annual required contribution required under paragraph (2) of this

subsection, the Governor shall include in the budget bill a supplemental contribution of \$300,000,000,] until[:

A.] the total actuarial value of assets for the several systems divided by the total actuarial accrued liability for the several systems equals a funding ratio of 85%[; and

B. the contribution rates certified under paragraph (1)(i) of this subsection are the full funding rates as defined in § 21-304(a)(3) of this subtitle].

[(ii) If the amount of a supplemental contribution included in the budget bill for a fiscal year is less than the amount required under subparagraph (i) of this paragraph, the Governor shall increase the supplemental contribution for the following fiscal year by the amount of the reduction to the supplemental contribution in the previous fiscal year.]”.

AMENDMENT NO. 26

On page 29, in line 8, strike “June 30” and substitute “July 1”.

AMENDMENT NO. 27

On page 29, in line 11, strike “June 30” and substitute “July 1”.

AMENDMENT NO. 28

On page 29, in line 16, strike “or cost-of-living adjustments”.

AMENDMENT NO. 29

On page 30, in line 1, strike “\$45,000,000” and substitute “\$55,000,000”; and strike in its entirety line 2 and substitute:

“(2) The estimated percentage of the fund balance obtained from payers other than the federal Medicare program or the federal portion of the Medicaid program.”.

AMENDMENT NO. 30

On page 30, in line 12, strike “in” and substitute “from a combination of the efficiency and conservation programs accounts, renewable and clean energy programs account, and administrative expense account of”.

AMENDMENT NO. 31

On page 31, in line 2, strike “and”; and in line 4, after “Article” insert “; and”.

\$58,000 of the funds in the Sustainable Communities Tax Credit Reserve Fund established under § 5A–303 of the State Finance and Procurement Article”.

AMENDMENT NO. 32

On page 31, in line 3, strike “\$1,000,000” and substitute “\$500,000”; in line 10, after “Fund” insert a colon; and in line 12, after “employees” insert “; and

\$500,000 of the funds in the Spinal Cord Injury Research Trust Fund established under § 13–1406 of the Health – General Article”.

AMENDMENT NO. 33

On page 31, after line 8, insert:

“SECTION 12. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or after July 1, 2015, the revenue attributable to the surcharge under § 7–301(f) of the Courts Article on citations issued before October 1, 2010 (the effective date of Chapter 735 of the Acts of 2010) that would have otherwise been credited to the State Police Helicopter Replacement Fund, but for the repeal of the Fund under this Act, shall be credited to the General Fund.”.

AMENDMENT NO. 34

On page 31, strike in their entirety lines 13 through 20, inclusive.

AMENDMENT NO. 35

On pages 31 and 32, strike in their entirety the lines beginning with line 28 on page 31 through line 6 on page 32, inclusive.

AMENDMENT NO. 36

On page 32, in line 7, after “2015,” insert “each Managed Care Organization that”; in line 8, after “Hygiene” insert “estimates to have an insufficient loss ratio for calendar year 2014,”; strike beginning with “make” in line 8 down through “funds,” in line 9 and substitute “reimburse the Department”; in line 9, after “for” insert “the amount of the”; in line 10, strike “ratios in calendar year 2014” and substitute “ratio”; in the same line, strike “adjustments” and substitute “reimbursements”; in line 15, strike “adjustment” and substitute “reimbursement paid by the Managed Care Organization to the Department”; in the same line, after the second “the” insert “Department shall reimburse the”; and in line 16, strike “shall be reimbursed at”.

AMENDMENT NO. 37

On page 32, after line 16, insert:

“SECTION 16. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, for fiscal year 2016 only:

(1) the Baltimore City Board of School Commissioners may not be required to contribute any funds to the Baltimore City Public School Construction Financing Fund established under § 10–656 of the Economic Development Article; and

(2) the State Comptroller may not withhold, under § 10–645(h) of the Economic Development Article, an amount from any installment due the Baltimore City Board of School Commissioners from the General Fund.”.

AMENDMENT NO. 38

On page 32, after line 16, insert:

“SECTION 17. AND BE IT FURTHER ENACTED, That the unexpended appropriation for the Autism Waiver, within the Maryland State Department of Education, Program R00A02.07 Students with Disabilities – Aid to Education, that was included in the fiscal year 2015 operating budget (Chapter 462 of the Acts of 2014) is reduced by \$2,800,000 and shall revert to the General Fund.

SECTION 18. AND BE IT FURTHER ENACTED, That the unexpended appropriation for the Out-of-County Placements, within the Maryland State Department of Education, Program R00A02.05 Formula Programs for Specific Populations – Aid to Education, that was included in the fiscal year 2015 operating budget (Chapter 462 of the Acts of 2014) is reduced by \$900,000 and shall revert to the General Fund.”.

AMENDMENT NO. 39

On page 32, after line 16, insert:

“SECTION 19. 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 2016, the total amount of the costs of compensating the attorneys plus the associated costs to administer the program that is beyond the amount restricted for this 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 2016 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. 40

On page 32, after line 16, insert:

“SECTION 20. AND BE IT FURTHER ENACTED, That any money received by the State as a result of conditions of an approved merger between Exelon Corporation and Pepco Holdings, Inc. shall be expended only as specifically authorized in the State budget bill as enacted and not subject to transfer by budget amendment.”.

AMENDMENT NO. 41

On page 32, after line 16, insert:

“SECTION 21. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, for fiscal year 2016 only, the State Health Services Cost Review Commission may not assess hospital rate assessments under § 19–214 of the Health – General Article for the operation and administration of the Maryland Health Insurance Plan established under Title 14, Subtitle 5 of the Insurance Article.”.

AMENDMENT NO. 42

On page 32, after line 16, insert:

“SECTION 22. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, for fiscal year 2016, the State’s share of any operating deficits for:

(1) the Baltimore Convention Center under § 10–641 of the Economic Development Article may not exceed \$6,060,375; and

(2) the Ocean City Convention facility under § 10–643 of the Economic Development Article may not exceed \$1,482,444.”.

AMENDMENT NO. 43

On page 29, in lines 5, 9, 12, 23, and 28, strike “2.”, “3.”, “4.”, “5.”, and “6.”, respectively, and substitute “4.”, “5.”, “6.”, “7.”, and “8.”, respectively.

On page 30, in lines 3 and 7, strike “7.” and “8.”, respectively, and substitute “9.” and “10.”, respectively.

On page 31, in lines 5 and 9, strike “9.” and “10.”, respectively, and substitute “11.” and “13.”, respectively.

On page 32, in lines 17, 22, and 25, strike “15.”, “16.”, and “17.”, respectively, and substitute “24.”, “25.”, and “28.”, respectively; after line 24, insert:

“SECTION 26. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect July 1, 2016.

SECTION 27. AND BE IT FURTHER ENACTED, That Section 3 of this Act shall take effect July 1, 2015.”;

and in line 25, after “That” insert “, except as provided in Sections 26 and 27 of this Act.”.

The preceding 43 amendments were read only.

Delegate McIntosh moved to make the Bill and Amendments a Special Order for Wednesday.

The motion was adopted.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #7

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

House Bill 202 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Alcoholic Beverages – Wineries MC 21-15

HB0202/493598/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 202
(First Reading File Bill)

On page 1, in line 5, after the second “a” insert “certain”.

On page 2, in line 14, after “**COUNTY**” insert “**THAT PRODUCES NOT MORE THAN 20,000 GALLONS IN A YEAR**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 242 – Frederick County Delegation

AN ACT concerning

Frederick County – Alcoholic Beverages – Multiple Event Licenses and Promoter’s License

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 290 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Winery Off-Site Permit Holders – Comptroller Notification and Attendance Restrictions

HB0290/583795/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 290

(First Reading File Bill)

On page 1, in line 6, strike “repealing” and substitute “altering”.

On page 3, in line 20, strike the brackets; and in line 22, strike “21” and substitute “**32**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 291 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Direct Wine Shippers – Reporting Requirements

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 526 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Brewing Company Off-Site Permit and Beer Festival Permit

HB0526/493093/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 526

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “requirements;” insert “establishing that certain holders of a brewing company off-site permit may use the permit for certain activities during certain events;”; and in line 23, after “event;” insert “defining a certain term;”.

AMENDMENT NO. 2

On page 3, in line 30, after “(a)” insert **“IN THIS SECTION, “LIMITED PERMIT HOLDER” MEANS A PERSON WHO HOLDS A BREWING COMPANY OFF-SITE PERMIT AND ALSO HOLDS A MANUFACTURER’S LICENSE FOR:**

(1) A CLASS 5 BREWERY THAT PRODUCES LESS THAN 3,000 BARRELS A YEAR;

(2) A CLASS 7 MICRO-BREWERY THAT PRODUCES LESS THAN 3,000 BARRELS A YEAR; OR

(3) A CLASS 8 FARM BREWERY.

(B).

On page 4, in lines 1, 7, 15, 16, and 18, strike “(b)”, “(c)”, “(d)”, “(e)”, and “(e)”, respectively, and substitute “**(C)**”, “**(D)**”, “**(E)**”, “**(F)**”, and “**(F)**”, respectively; in lines 2 and 3, strike “**THAT MEETS THE REQUIREMENTS OF THIS SECTION**”; in line 4, strike “that produces less than 3,000 barrels per year”; in line 6, strike “that meets the requirements of this section”; in lines 7 and 12, in each instance, strike “(e)” and substitute “**(F)**”; in line 7, strike “the” and substitute “**A LIMITED**”; in lines 8, 11, and 13, in each instance, after “the” insert “**LIMITED**”; in line 16, after “a” insert “**LIMITED**”; in line 18, strike “The” and substitute “**EXCEPT AS OTHERWISE AUTHORIZED UNDER SUBSECTION (G) OF THIS SECTION, A LIMITED PERMIT HOLDER MAY USE THE**”; in the same line, strike “may be used”; and in line 29, after “activity;” insert “**AND**”.

On page 5, in line 2, strike “; and” and substitute a period; in line 3, strike “(7) At” and substitute “**(G) A PERSON THAT HOLDS A BREWING COMPANY OFF-SITE PERMIT MAY USE THE PERMIT AT**”; and in lines 7, 8, 12, and 16, strike “(f)”, “(g)”, “(h)”, and “(i)”, respectively, and substitute “**(H)**”, “**(I)**”, “**(J)**”, and “**(K)**”, respectively.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 720 – Delegate Vaughn

AN ACT concerning

Architects, Landscape Architects, and Professional Land Surveyors – Firm Permits

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 721 – Delegates Vaughn, D. Barnes, Barron, Fennell, C. Howard, Impallaria, Jameson, Valentino-Smith, and Vallario

AN ACT concerning

Real Estate Appraisers – Appraisal Agreement – Required Copies

HB0721/533895/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 721

(First Reading File Bill)

On page 1, in lines 18 and 19, strike “**THE CONTRACTING PARTIES,**” and substitute “**AN APPRAISAL MANAGEMENT COMPANY AND A LICENSED REAL ESTATE APPRAISER OR A CERTIFIED REAL ESTATE APPRAISER,**”.

On page 2, in line 9, after “**APPRAISER**” insert “**ENGAGED BY AN APPRAISAL MANAGEMENT COMPANY TO PROVIDE REAL ESTATE APPRAISAL SERVICES IN CONNECTION WITH A FEDERALLY RELATED TRANSACTION, AS DEFINED IN THE FEDERAL FINANCIAL INSTITUTIONS RECOVERY, REFORM, AND ENFORCEMENT ACT OF 1989,**”; in the same line, after the second “**THE**” insert “**WRITTEN**”; and in line 11, after “**THE**” insert “**WRITTEN**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 878 – Delegates Vaughn, Adams, Barkley, Branch, Clippinger,
S. Howard, Lisanti, W. Miller, and C. Wilson**

AN ACT concerning

**Certified Public Accountants – Definitions – Attest and Practice Certified
Public Accountancy**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1056 – Delegates Vaughn, Barkley, Lisanti, W. Miller, Waldstreicher,
and C. Wilson**

AN ACT concerning

Real Estate Brokers and Salespersons – Continuing Education – Requirements

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #9

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

House Bill 521 – Delegate Kramer

AN ACT concerning

**Corporations and Real Estate Investment Trusts – Directors and Trustees –
Duties and Immunity From Liability**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 844 – Delegates Branch, Barron, Brooks, Carter, C. Howard, Jones, Kipke, McCray, Morales, Morhaim, Oaks, Pena–Melnyk, B. Robinson, Rosenberg, Vaughn, M. Washington, and C. Wilson

AN ACT concerning

Maryland Small Business Development Financing Authority – Small Business Surety Bond Program

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 871 – Delegates S. Howard, Chang, Ghrist, Mautz, McComas, Pena–Melnyk, Saab, Vitale, West, and B. Wilson

AN ACT concerning

State Board of Individual Tax Preparers – Expiration and Surrender of Registrations and Civil and Criminal Penalties

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 1028 – Delegates Branch, Barkley, Glenn, Lisanti, W. Miller, Waldstreicher, and C. Wilson

AN ACT concerning

Business Occupations and Professions – Real Estate Salespersons and Brokers – Formation of Business Entities and Payment of Commissions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1282 – Delegates Kramer, Cullison, and Morales

AN ACT concerning

Creation of a State Debt – Montgomery County – Melvin J. Berman Hebrew Academy

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1283 – Delegates Kipke and Simonaire

AN ACT concerning

Creation of a State Debt – Anne Arundel County – Pasadena Baseball Club

The Bill was re-referred to the Committee on Appropriations.

INTRODUCTION OF BILLS

Delegate Glenn moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 276)

In compliance with the rules, the Bill was introduced.

House Bill 1285 – Delegate Glenn

AN ACT concerning

Creation of a State Debt – Baltimore City – Mary Harvin Transformation Center

FOR the purpose of authorizing the creation of a State Debt in the amount of \$450,000, the proceeds to be used as a grant to the Board of Directors of the Mary Harvin Transformation Center Community Development Corporation for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching

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

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

Delegate Cullison moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 134 Negative – 2 (See Roll Call No. 277)

In compliance with the rules, the Bill was introduced.

House Bill 1286 – Delegates Cullison, Morales, and Kramer

AN ACT concerning

Creation of a State Debt – Montgomery County – Silver Spring Learning Center Expansion

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

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

Delegate O'Donnell moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 137 Negative – 1 (See Roll Call No. 278)

In compliance with the rules, the Bill was introduced.

House Bill 1287 – Delegate O'Donnell

AN ACT concerning

**Tidal Fisheries Advisory Commission and Sport Fisheries Advisory Commission
– Membership**

FOR the purpose of altering the composition of the Tidal Fisheries Advisory Commission and the Sport Fisheries Advisory Commission; requiring the Governor, with the advice of the Secretary of Natural Resources, to appoint a member of the Maryland Shellfish Growers Association to both the Tidal Fisheries Advisory Commission and the Sport Fisheries Advisory Commission; providing for the terms of the membership of the Tidal Fisheries Advisory Commission and the Sport Fisheries Advisory Commission; making certain stylistic changes; and generally relating to the membership of the Tidal Fisheries Advisory Commission and the Sport Fisheries Advisory Commission in the Department of Natural Resources.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 1–102(c)(1) and (3) through (6)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–204(a) and (b)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

QUORUM CALL

The presiding officer announced a quorum call, showing 139 Members present.

(See Roll Call No. 279)

ADJOURNMENT

At 8:56 P.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day March 14, 2015, Calendar Day Tuesday, March 17, 2015.

Annapolis, Maryland
Legislative Day: March 14, 2015
Calendar Day: Tuesday, March 17, 2015

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

Prayer by Delegate Anthony J. O'Donnell of Calvert and St. Mary's counties.

QUORUM CALL

The presiding officer announced a quorum call, showing 140 Members present.

(See Roll Call No. 280)

The Journal of March 13, 2015 was read and approved.

EXCUSES:

Del. Proctor – doctor's appointment

APPOINTMENTS

March 17, 2015

RESOLVED, THAT THE SPEAKER MAKES THE FOLLOWING COMMITTEE APPOINTMENTS:

Hon. Michael Malone to the Judiciary Committee

Hon. April Rose to the Health and Government Operations Committee

Hon. William Wivell to the Appropriations Committee

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

APPOINTMENTS

March 17, 2015

RESOLVED, THAT THE SPEAKER MAKES THE FOLLOWING CHANGE IN COMMITTEE APPOINTMENT:

Hon. William Folden to the Environment and Transportation Committee

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

APPOINTMENTS

March 17, 2015

RESOLVED, THAT THE SPEAKER MAKES THE FOLLOWING CHANGE IN JOINT COMMITTEE APPOINTMENT:

Hon. Ariana Kelly removed from the Joint Committee on Protocol

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 340 – Senator Conway

AN ACT concerning

Election Law – Voting Rights – Ex-Felons

FOR the purpose of altering certain qualifications for voter registration; providing that individuals discharged from incarceration are qualified to register to vote; ~~requiring certain State authorities to notify certain individuals of their right to vote on release from incarceration; specifying that the notice include certain information; requiring the State Administrator of Elections to make arrangements with the Department of Public Safety and Correctional Services to receive certain monthly reports concerning certain individuals with criminal convictions who are released from incarceration; requiring certain courts to notify certain defendants concerning their voting rights prior to accepting a guilty plea and before sentencing; and generally relating to voting rights and ex-felons.~~

BY repealing and reenacting, with amendments,
Article – Election Law

Section ~~3-102, 3-204, 3-504, and 16-202~~
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

~~BY adding to
Article — Criminal Procedure
Section ~~6-234~~
Annotated Code of Maryland
(~~2008 Replacement Volume and 2014 Supplement~~)~~

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

Senate Bill 28 – ~~Senator Simonaire~~ Senators Simonaire, Bates, Waugh, and Salling

CONSTITUTIONAL AMENDMENT

AN ACT concerning

Chesapeake and Atlantic Coastal Bays 2010 Trust Fund – Use of Funds

FOR the purpose of proposing an amendment to the Maryland Constitution to establish a Chesapeake and Atlantic Coastal Bays 2010 Trust Fund to be used only for certain purposes except under certain circumstances; prohibiting the transfer of funds in the Chesapeake and Atlantic Coastal Bays 2010 Trust Fund to the General Fund or a special fund of the State except under certain circumstances; providing that this amendment does not apply to the allocation or use of certain funds in the Chesapeake and Atlantic Coastal Bays 2010 Trust Fund for counties, municipalities, or Baltimore City or to a transfer of certain funds to the BayStat Subcabinet agencies, in accordance with law; authorizing funds in the Chesapeake and Atlantic Coastal Bays 2010 Trust Fund to be used for a purpose not related to the Chesapeake and Atlantic Coastal Bays or transferred to the General Fund or a special fund of the State if the Governor and the General Assembly take certain action; and submitting this amendment to the qualified voters of the State for their adoption or rejection.

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

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 68 – ~~Senator Conway~~ Senators Conway and Waugh

EMERGENCY BILL

AN ACT concerning

Charles County and St. Mary's County – Deer ~~Hunting~~ – ~~Repeal~~ Management Permit

FOR the purpose of repealing the requirement that the Department of Natural Resources establish a program in certain counties to train rifle shooters to hunt deer for the purpose of controlling the deer population; repealing the requirement that the Department give certain applicants priority to participate in the program; repealing provisions of law that authorize the Department to terminate the program under certain circumstances; repealing a certain reporting requirement; repealing a requirement that the Department adopt certain regulations; repealing provisions of law that authorize a person to hunt deer with a certain shotgun in certain counties during certain months; ~~repealing provisions of law that authorize an individual who holds a certain permit in certain counties to hunt with a certain shotgun during deer season in certain locations; repealing a prohibition on the Department from requiring a certain permit holder to renew a certain permit more frequently than at a certain interval; repealing a prohibition on the Department from authorizing an individual in certain counties to hunt deer on Sundays under a certain permit;~~ authorizing an individual who holds a certain permit to use a certain rifle in certain locations and under certain conditions in Charles County and St. Mary's County; providing that a certain permit is valid for a certain period of time each year; authorizing the Department to authorize an individual to hunt deer on Sundays in Charles County and St. Mary's County under certain circumstances; repealing provisions of law that authorize the Department to terminate a certain deer season under certain circumstances; ~~repealing provisions of law that authorize the Department to restrict the lands on which a person may hunt deer under certain circumstances;~~ repealing a certain termination provision; making this Act an emergency measure; making stylistic changes; and generally relating to deer hunting in Charles County and St. Mary's County.

BY repealing

Article – Natural Resources
Section 10–408.2
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources
Section 10–415
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Chapter 574 of the Acts of the General Assembly of 2014
Section 2

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 322 – Senators Middleton and King

AN ACT concerning

Natural Resources – Nuisance Organisms – Reward for Information

FOR the purpose of authorizing ~~a judge~~ the Department of Natural Resources to award a reward to a person providing information leading to a conviction for a violation of certain nuisance organism laws or regulations; requiring a certain reward to be paid from certain fine proceeds in an amount not to exceed a certain percentage of fines imposed; prohibiting a reward from being awarded to a law enforcement officer or an employee of the Department ~~of Natural Resources~~; and generally relating to nuisance organism laws and regulations.

BY repealing and reenacting, without amendments,

Article – Natural Resources
Section 4–205.1(a)(1) and (8)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources
Section 4–205.1(i)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 354 – Senator Hershey

AN ACT concerning

Queen Anne’s County Alcoholic Beverages Act of 2015

FOR the purpose of establishing a refillable container permit for draft beer in Queen Anne’s County; authorizing the Queen Anne’s County Board of License Commissioners to issue the permit to a holder of a certain license under certain circumstances and conditions; specifying that the permit authorizes the permit holder to sell draft beer for consumption off the licensed premises in a refillable container under certain circumstances and conditions; requiring an applicant to complete a certain form and to pay a certain fee before the Board issues a refillable container permit; specifying certain hours of sale; restricting a permit holder to refill only certain containers that meet certain standards; authorizing the Board to adopt certain regulations; providing that a certain distance restriction does not apply to an establishment in Queen Anne’s County for which a Class B (on–sale) hotel and restaurant alcoholic beverages license of any type is proposed; repealing a certain distance restriction in Queen Anne’s County concerning a certain alcoholic beverages license; defining a

certain term; and generally relating to alcoholic beverages licenses in Queen Anne's County.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 8–103 and 9–218(b)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY adding to
Article 2B – Alcoholic Beverages
Section 8–218.1
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 21–107
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 540 – Senator Astle

AN ACT concerning

Municipalities – Parking Authorities

FOR the purpose of authorizing a municipality that is organized under Article XI–E of the Maryland Constitution to create a parking authority as a body politic and corporate as provided under the Parking Authorities Act; requiring that a municipality pass a local law to establish the charter for the authority and to file the charter with certain units of State government; authorizing a municipality to amend the authority's charter and change the structure or activity of or terminate the authority under certain circumstances; requiring a municipality to establish by local law certain requirements for members of an authority and certain budgetary and financial procedures of the authority; authorizing a municipality to authorize an authority to take certain actions; requiring a municipality to determine certain matters by local law in connection with the authorization, issuance, sale, delivery, and payment of certain revenue bonds as authorized under the Parking Authorities Act; authorizing a municipality to guarantee certain revenue bonds; prohibiting a municipality from granting an authority independent tax authority; exempting certain revenue bonds and related matters from any referendum requirements under a municipal charter or local law; and generally relating to authorization for a municipality to creating a parking authority under the Parking Authorities Act.

BY repealing and reenacting, without amendments,

Article – Local Government

Section 1–101(a) and (g), 18–101, 18–110, 18–111, 18–113 through 18–115, and
18–119 through 18–121

Annotated Code of Maryland

(2013 Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Local Government

Section 18–103 through 18–109, 18–112, and 18–116 through 18–118

Annotated Code of Maryland

(2013 Volume and 2014 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 644 – Senator Edwards

AN ACT concerning

Alcoholic Beverages – Allegany County – Class B–MB (Micro–Brewery/Restaurant) License

FOR the purpose of creating in Allegany County a Class B–MB (micro–brewery/restaurant) license; specifying that the Board of License Commissioners may issue a Class B–MB license to a holder of a Class 7 manufacturer’s license; providing that the Class B–MB license authorizes the license holder to sell at retail beer and light wine by the drink or by the bottle and liquor by the drink only for consumption on the licensed premises, including in certain areas; providing that the Class B–MB license authorizes the license holder to sell at retail beer and light wine by the bottle for off–premises consumption; specifying certain days and hours of sale for the Class B–MB license; specifying a certain annual fee; and generally relating to alcoholic beverages in Allegany County.

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 6–201(a)(1) and (b)(1)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY adding to

Article 2B – Alcoholic Beverages

Section ~~6–201(b–1)(9)~~ 6–201(b)(4)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

Senate Joint Resolution 1 – Senators Simonaire, Bates, Brochin, Cassilly, Currie, Eckardt, Edwards, Getty, Hershey, Hough, Jennings, King, Middleton, Montgomery, Norman, Pugh, Raskin, Reilly, Salling, Waugh, and Young

A Senate Joint Resolution concerning

**~~Conowingo Dam~~ Susquehanna River Basin – Sediment and Nutrient Pollution
(National Chesapeake Bay Preservation Act of 2015)**

FOR the purpose of urging the United States Congress to authorize a review of certain studies related to the ~~Conowingo Dam~~ Susquehanna River Basin for the purpose of initiating and funding a certain project by the U.S. Army Corps of Engineers; providing that a copy of this resolution be forwarded by the Department of Legislative Services to certain individuals; and generally relating to the ~~Conowingo Dam~~ Chesapeake Bay.

Read the first time and referred to the Committee on Environment and Transportation.

Senate Joint Resolution 3 – Senators Lee, Bates, Montgomery, Nathan–Pulliam, ~~and Ready~~ Ready, Conway, Pinsky, Kagan, Rosapepe, Salling, Simonaire, Waugh, and Young

A Senate Joint Resolution concerning

Honoring the Surviving Human Trafficking Victims of Asia and the Pacific Islands During World War II

FOR the purpose of extending the profound hope of the General Assembly of Maryland that the historical record of the crimes against the “ianfu” or “comfort women” of World War II will serve as a lasting reminder to the world that crimes against humanity will not be condoned or tolerated; providing that a copy of this resolution be forwarded by the Department of Legislative Services to certain individuals; and generally relating to honoring the surviving victims of human trafficking in Asia and the Pacific Islands during World War II.

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

THE COMMITTEE ON APPROPRIATIONS REPORT #4

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

House Bill 79 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

Correctional Officers' Retirement System – Membership**HB0079/484766/1**

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 79

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Membership” insert “and Eligibility for Retirement”; in line 6, after “System;” insert “altering certain eligibility requirements for a normal service retirement allowance for members of the Correctional Officers’ Retirement System; altering eligibility requirements for a deferred vested retirement allowance for members of the Correctional Officers’ Retirement System;”; in line 17, after “credit;” insert “providing that certain provisions of law do not apply to certain individuals who transfer service credit to the Correctional Officers’ Retirement System in accordance with certain provisions of law;”; in line 18, after “membership” insert “and eligibility for retirement”; and in line 22, after “25–201” insert “, 25–401, and 29–302(c)”.

AMENDMENT NO. 2

On page 3, after line 9, insert:

“25–401.(a) A member may retire with a normal service retirement allowance if:(1) on or before the date of retirement, the member:(I) has at least 20 years of eligibility service;[(2) for at least 5 years immediately before retirement, the member was:(i) a security attendant at Clifton T. Perkins Hospital Center;(ii) a correctional officer in any of the first six job classifications;(iii) a detention center officer employed by a participating governmental unit that has elected to participate in the Correctional Officers’ Retirement System;

(iv) an individual serving as a correctional dietary, maintenance, laundry, or supply officer;

(v) an individual serving as a Maryland Correctional Enterprises officer, officer trainee, plant supervisor, plant manager, or regional manager;

(vi) a correctional officer serving as a security chief, a facility administrator, an assistant warden, or a warden; or

(vii) in a combination of these positions; and]

(II) IS AT LEAST 55 YEARS OLD AND HAS:

1. AT LEAST 5 YEARS OF ELIGIBILITY SERVICE CREDIT, IF THE MEMBER IS A MEMBER ON OR BEFORE JUNE 30, 2011; OR

2. AT LEAST 10 YEARS OF ELIGIBILITY SERVICE CREDIT, IF THE MEMBER BECOMES A MEMBER ON OR AFTER JULY 1, 2011; OR

(III) IS A MAXIMUM SECURITY ATTENDANT AT THE CLIFTON T. PERKINS HOSPITAL CENTER WHO IS AT LEAST 60 YEARS OLD AND HAS:

1. AT LEAST 5 YEARS OF ELIGIBILITY SERVICE CREDIT, IF THE MEMBER IS A MEMBER ON OR BEFORE JUNE 30, 2011; OR

2. AT LEAST 10 YEARS OF ELIGIBILITY SERVICE CREDIT, IF THE MEMBER BECOMES A MEMBER ON OR AFTER JULY 1, 2011; AND

[(3)] (2) the member completes and submits a written application to the Board of Trustees stating the date when the member desires to retire.

(b) On retirement under this section, a member is entitled to receive a normal service retirement allowance that equals one fifty-fifth of the member's average final compensation multiplied by the number of years of creditable service.

(c) A vested allowance is a deferred allowance starting at:

(1) normal retirement age for members of:

(i) the Employees' Retirement System;

(ii) the State Police Retirement System; and

(iii) the Teachers' Retirement System;

(2) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, age 55 for a member of the Correctional Officers' Retirement System; OR [who is:

(i) a correctional officer in the first six job classifications;

(ii) a detention center officer employed by a participating governmental unit who has elected to participate in the Correctional Officers' Retirement System;

(iii) an individual serving as a correctional dietary, maintenance, laundry, or supply officer; or

(iv) an individual serving as a Maryland Correctional Enterprises officer, officer trainee, plant supervisor, plant manager, or regional manager; or]

(3) age 60 for a member of the Correctional Officers' Retirement System who is a maximum security attendant at the Clifton T. Perkins Hospital Center.”.

AMENDMENT NO. 3

On page 4, after line 3, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That § 37–203.1(g)(2) of the State Personnel and Pensions Article does not apply to an individual who transfers service credit to the Correctional Officers' Retirement System under Title 37 of the State Personnel and Pensions Article in accordance with this Act or Chapter 188 of the Acts of the General Assembly of 2014.”;

and in line 4, strike “3.” and substitute “4.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 158 – Delegates Haynes, B. Barnes, Cullison, Gutierrez, Hixson, Korman, Pena–Melnyk, Proctor, Reznik, Rosenberg, Sophocleus, and Zucker

AN ACT concerning

State Personnel – Service Contracts – Reporting and Audit Requirements

HB0158/134968/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 158
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Personnel” insert “and Procurement”; strike beginning with “altering” in line 3 down through “circumstances;” in line 6; in line 9, strike “an” and substitute “a legislative”; after line 15, insert:

“BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 13–218.1(b)(1)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)”;

in line 16, strike “with” and substitute “without”; in line 18, strike “and 13–405”; and after line 20, insert:

“BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 13–405

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 22, insert:

“Article – State Finance and Procurement

13–218.1.

(b) (1) At least 60 days before the issuance of a solicitation for a service contract that is not exempt under § 13–403(c) or § 13–404(b) of the State Personnel and Pensions Article, the unit shall provide the exclusive representative of the employees who may be affected by the service contract with:

(I) written notice of:

[(i)] 1. work that is being proposed for contracting; and

[(ii)] 2. contracting procedures, requirements, timetables, and employee rights as provided in Title 13, Subtitle 4 of the State Personnel and Pensions Article; AND

(II) A REASONABLE OPPORTUNITY TO MEET AND DISCUSS ALTERNATIVES TO THE PROPOSED SERVICE CONTRACT.”.

AMENDMENT NO. 3

On page 2, in line 3, strike “**STATE-OWNED OR**”; in line 15, strike the brackets; strike beginning with “**AT**” in line 15 down through “**THE**” in line 16; in line 16, strike the colon; in line 17, strike “**(1)**”; strike beginning with “**TO**” in line 17 down through “**CONTRACT**” in line 18; and strike beginning with the semicolon in line 20 down through “**CONTRACT**” in line 23.

On page 3, in line 21, after “**CONTRACT**” insert “**THAT IS NOT EXEMPT UNDER § 13–403(C) OR § 13–404(B) OF THIS SUBTITLE**”; in the same line, strike “**AN**” and substitute “**A LEGISLATIVE**”; strike beginning with “**OF**” in line 21 down through “**RECORDS**” in line 22; and in line 24, after “**THE**” insert “**LEGISLATIVE**”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 460 – Delegates Rosenberg and Haynes

AN ACT concerning

Couples Advancing Together Pilot Program – Eligibility and Extension

HB0460/364264/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 460

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 11, strike “INITIALLY”; in line 13, strike “2017” and substitute “**2015**”; and strike beginning with “BE” in line 13 down through “COUPLES” in line 18 and substitute “**ASSIST 50 COUPLES**”.

AMENDMENT NO. 2

On page 2, in line 24, strike “7” and substitute “**3**”; and in line 25, strike “2020” and substitute “**2016**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 564 – Delegates Kelly, Barkley, Carr, Cullison, Dumais, Ebersole, Frick, Frush, Glenn, Gutierrez, Hettleman, Hill, Korman, Lam, Morales, Platt, Reznik, S. Robinson, Smith, Valderrama, K. Young, and Zucker

AN ACT concerning

**State Personnel – Limits on Use of Leave for Birth, Adoption, Foster Placement,
or Care of Child**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 643 – Delegates Zucker, Carozza, Ghrist, Luedtke, Proctor, Sophocleus,
and P. Young**

AN ACT concerning

Department of Human Resources – State Child Welfare System – Report

HB0643/854365/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 643

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and P. Young” and substitute “P. Young, and C. Wilson”.

AMENDMENT NO. 2

On page 1, in line 9, after “site” insert “within a certain time.”.

AMENDMENT NO. 3

On page 2, after line 27, insert:

**“(6) THE NUMBER OF EXITS TO REUNIFICATION AND REENTRIES
WITHIN 24 MONTHS AFTER EXIT;”**;

and in line 28, strike “**(6)**” and substitute “**(7)**”.

AMENDMENT NO. 4

On page 3, strike lines 1 and 2 in their entirety; and in line 17, after “SITE” insert “**WITHIN 30 DAYS OF SUBMISSION OF THE REPORT TO THE GENERAL ASSEMBLY**”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 672 – Delegates Jones, Patterson, D. Barnes, Branch, Carter, Conaway, Davis, Ebersole, Fennell, Hixson, C. Howard, Jackson, Jameson, Kaiser, Rey, B. Robinson, and Turner

AN ACT concerning

Maryland College Education Export Act of 2015

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 750 – Delegates B. Robinson, Conaway, and Hayes

EMERGENCY BILL

AN ACT concerning

Maryland Consolidated Capital Bond Loans of 2013 and 2014 – Baltimore City – Skatepark of Baltimore at Roosevelt Park

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 873 – Charles County Delegation

AN ACT concerning

Charles County – Correctional Officers' Bill of Rights

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 907 – Delegates W. Miller, Kittleman, Krebs, and Shoemaker

AN ACT concerning

Employees' Pension System – Town of Sykesville – Service Credit

HB0907/494463/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 907

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 3 down through “System” in line 10 and substitute “authorizing the Town of Sykesville to purchase certain additional service credit for certain employees; requiring certain additional service credit to be credited to certain employees on a certain date; requiring a certain adjustment to a certain new entrant valuation that is used to determine a certain employer contribution in the fiscal year in which a certain purchase of service credit is made; and generally relating to service credit of an employee of the Town of Sykesville for the period of employment before the effective date of participation in the Employees' Pension System as a participating governmental unit”; strike in their entirety lines 11 through 15, inclusive; and in line 16, after “repealing” insert “and reenacting, with amendments.”

On pages 1 and 2, strike in their entirety the lines beginning with line 24 on page 1 through line 5 on page 2, inclusive.

AMENDMENT NO. 2

On page 2, in lines 6 and 14, in each instance, strike the brackets.

On page 2, in line 7, after “(a)” insert “**(1)**”; and after line 10, insert:

“(2) (1) THIS PARAGRAPH APPLIES ONLY TO A MEMBER OF THE EMPLOYEES' PENSION SYSTEM WHO RECEIVED ELIGIBILITY SERVICE AND CREDITABLE SERVICE IN ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION.”

(II) THE TOWN OF SYKESVILLE MAY PURCHASE ADDITIONAL SERVICE CREDIT FOR EACH MEMBER SO THAT THE MEMBER'S ELIGIBILITY SERVICE AND CREDITABLE SERVICE FOR EMPLOYMENT WITH THE TOWN OF SYKESVILLE BEFORE THE EFFECTIVE DATE OF PARTICIPATION IS EQUAL TO 100% OF THE MEMBER'S PERIOD OF EMPLOYMENT WITH THE TOWN OF SYKESVILLE BEFORE THE EFFECTIVE DATE OF PARTICIPATION.

(III) ADDITIONAL SERVICE CREDIT PURCHASED UNDER THIS PARAGRAPH SHALL BE CREDITED TO AN EMPLOYEE ON JULY 1 OF THE FISCAL YEAR IN WHICH THE ADDITIONAL SERVICE CREDIT IS PURCHASED.

(IV) THE NEW ENTRANT VALUATION THAT IS USED TO DETERMINE THE EMPLOYER CONTRIBUTION FOR THE TOWN OF SYKESVILLE SHALL BE ADJUSTED IN THE FISCAL YEAR IN WHICH THE PURCHASE OF SERVICE CREDIT IS MADE TO REFLECT ANY CHANGE IN LIABILITIES ATTRIBUTABLE TO THE TOWN OF SYKESVILLE RESULTING FROM A PURCHASE OF SERVICE CREDIT UNDER THIS PARAGRAPH.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 925 – Delegates Barve, Gilchrist, and Platt

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2011 – Montgomery County –
Water Park at Bohrer Park**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #10

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

House Bill 312 – Chair, Economic Matters Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Commercial Law – Secured Transactions – False Records

HB0312/323397/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 312

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Records” and substitute “Financing Statements”; in line 3, strike “record” and substitute “financing statement”; strike beginning with “authorizing” in line 4 down through “order;” in line 19 and substitute “requiring a filing office to accept for filing a financing statement that meets certain requirements and send a certain notice in a certain manner to certain persons under certain circumstances; authorizing a certain person to submit a certain affidavit stating certain information; requiring a filing office to send a certain notice if the filing office receives a certain affidavit; requiring the State Department of Assessments and Taxation to adopt by regulation and make available a certain form of affidavit to be used for certain purposes; authorizing a filing office to terminate a financing statement under certain circumstances; requiring a filing office that terminates a financing statement to send notice of the termination to certain persons in a certain manner; requiring a filing office to review a certain affidavit for a certain purpose and, under certain circumstances, to send a certain notice to certain persons in a certain manner; authorizing a certain person, under certain circumstances, to file a certain petition in a certain circuit court seeking a certain determination; requiring the petition to be filed within a certain period of time; requiring a certain proceeding to include certain parties; prohibiting a filing office from being joined as a party to the proceeding; establishing certain notice procedures for the proceeding; requiring the court to enter a certain order and a certain party to provide a copy of the order to the filing office under certain circumstances; requiring the filing office to take certain actions on receipt of a certain court order; authorizing the court to award to the prevailing party certain damages, fees, and costs; prohibiting a filing office from charging or refunding certain fees; authorizing the

Department to adopt certain regulations;” and in line 19, strike “certain terms” and substitute “a certain term”.

AMENDMENT NO. 2

On pages 2 through 4, strike in their entirety the lines beginning with line 3 on page 2 through line 23 on page 4, inclusive, and substitute:

“(A) (1) IN THIS SECTION, “FILING OFFICE” MEANS AN OFFICE DESCRIBED IN § 9-501(A).

(2) “FILING OFFICE” INCLUDES THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION.

(B) THIS SECTION DOES NOT APPLY TO A FINANCING STATEMENT THAT IS A MORTGAGE OR DEED OF TRUST.

(C) A PERSON MAY NOT CAUSE TO BE FILED OR RECORDED UNDER THIS TITLE A FINANCING STATEMENT THAT THE PERSON KNOWS IS:

(1) FALSE;

(2) NOT AUTHORIZED TO BE FILED OR RECORDED UNDER THIS TITLE;
OR

(3) NOT RELATED TO A VALID EXISTING OR POTENTIAL COMMERCIAL OR FINANCIAL TRANSACTION.

(D) (1) IF A FILING OFFICE RECEIVES FOR FILING A FINANCING STATEMENT THAT THE FILING OFFICE HAS REASON TO BELIEVE IS BEING FILED BY A PERSON IN VIOLATION OF SUBSECTION (C), THE FILING OFFICE SHALL:

(A) ACCEPT FOR FILING THE FINANCING STATEMENT IF IT OTHERWISE MEETS ALL FILING REQUIREMENTS; AND

(B) SEND A NOTICE TO THE PERSONS SPECIFIED IN PARAGRAPH (2) THAT:

(I) IDENTIFIES THE PERSONS NAMED IN THE FINANCING STATEMENT;

(II) INDICATES THE DATE OF FILING AND FILING NUMBER OF THE FINANCING STATEMENT;

(III) STATES THE PROHIBITION UNDER SUBSECTION (C);

(IV) STATES THAT THE FILING OFFICE HAS REASON TO BELIEVE THAT THE FINANCING STATEMENT HAS BEEN FILED IN VIOLATION OF SUBSECTION (C) AND DESCRIBES THE FACTUAL BASIS FOR THAT BELIEF; AND

(V) ADVISES THAT THE FINANCING STATEMENT MAY BE TERMINATED BY THE FILING OFFICE UNLESS, WITHIN 45 DAYS AFTER THE NOTICE IS SENT BY THE FILING OFFICE, A PERSON WHO RECEIVES THE NOTICE SENT BY THE FILING OFFICE UNDER PARAGRAPH (2) SUBMITS TO THE FILING OFFICE AN AFFIDAVIT THAT STATES THE PERSON'S BELIEF THAT THE FINANCING STATEMENT DOES NOT VIOLATE SUBSECTION (C) AND PROVIDES THE FACTUAL BASIS FOR THAT BELIEF.

(2) THE NOTICE REQUIRED UNDER THIS SUBSECTION SHALL BE SENT BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED, AND BY FIRST-CLASS MAIL, TO:

(A) THE PERSON IDENTIFIED AS THE SECURED PARTY, AT THE ADDRESS PROVIDED FOR THE PERSON IN THE FINANCING STATEMENT;

(B) THE PERSON IDENTIFIED AS THE DEBTOR, AT THE ADDRESS PROVIDED FOR THE PERSON IN THE FINANCING STATEMENT; AND

(C) IF DIFFERENT FROM THE PERSON IDENTIFIED AS THE SECURED PARTY, THE PERSON WHO SUBMITTED THE FINANCING STATEMENT FOR FILING, PROVIDED THAT THE PERSON'S IDENTITY AND ADDRESS ARE KNOWN TO THE FILING OFFICE.

(E) (1) A PERSON IDENTIFIED AS A DEBTOR IN A FINANCING STATEMENT FILED WITH THE FILING OFFICE WHO BELIEVES THAT THE FINANCING STATEMENT

WAS FILED IN VIOLATION OF SUBSECTION (C) MAY SUBMIT TO THE FILING OFFICE AN AFFIDAVIT STATING THE FACTUAL BASIS FOR THE PERSON'S BELIEF.

(2) IF THE FILING OFFICE RECEIVES AN AFFIDAVIT FROM A PERSON UNDER PARAGRAPH (1) AND HAS REASON TO BELIEVE THAT THE FINANCING STATEMENT REFERENCED IN THE AFFIDAVIT WAS FILED IN VIOLATION OF SUBSECTION (C), THE FILING OFFICE SHALL SEND THE NOTICE REQUIRED UNDER SUBSECTION (D).

(F) (1) THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION SHALL ADOPT BY REGULATION AND MAKE AVAILABLE A FORM OF AFFIDAVIT THAT SHALL BE USED FOR THE PURPOSES DESCRIBED IN SUBSECTIONS (D) AND (E).

(2) THE FORM SHALL REQUIRE THAT THE AFFIDAVIT BE SWORN UNDER THE PENALTIES OF PERJURY.

(G) (1) A FILING OFFICE MAY TERMINATE A FINANCING STATEMENT AFTER THE EXPIRATION OF THE 45-DAY PERIOD SPECIFIED IN THE NOTICE REQUIRED UNDER SUBSECTION (D) IF THE FILING OFFICE:

(A) DOES NOT RECEIVE FROM A PERSON WHO RECEIVED THE NOTICE SENT BY THE FILING OFFICE UNDER SUBSECTION (D) AN AFFIDAVIT THAT STATES THE PERSON'S BELIEF THAT THE FINANCING STATEMENT DOES NOT VIOLATE SUBSECTION (C) AND PROVIDES THE FACTUAL BASIS FOR THAT BELIEF; AND

(B) REASONABLY BELIEVES THAT THE FINANCING STATEMENT WAS FILED IN VIOLATION OF SUBSECTION (C).

(2) A FILING OFFICE THAT TERMINATES A FINANCING STATEMENT UNDER THIS SUBSECTION SHALL PROMPTLY SEND NOTICE OF THE TERMINATION IN THE SAME MANNER AND TO THE SAME PERSONS REQUIRED FOR THE NOTICE SENT UNDER SUBSECTION (D)(2).

(H) (1) IF A FILING OFFICE RECEIVES AN AFFIDAVIT IN RESPONSE TO THE NOTICE SENT BY THE FILING OFFICE UNDER SUBSECTION (D), THE FILING OFFICE

SHALL REVIEW THE AFFIDAVIT TO CONSIDER WHETHER THE FINANCING STATEMENT WAS FILED IN VIOLATION OF SUBSECTION (C).

(2) IF, AFTER REVIEWING THE AFFIDAVIT, A FILING OFFICE REASONABLY BELIEVES THAT A FINANCING STATEMENT WAS FILED IN VIOLATION OF SUBSECTION (C), THE FILING OFFICE SHALL SEND TO THE PERSONS SPECIFIED IN PARAGRAPH (3) A FINAL NOTICE THAT:

(A) INCLUDES A COPY OF THE NOTICE SENT BY THE FILING OFFICE UNDER SUBSECTION (D);

(B) STATES THAT THE FILING OFFICE REASONABLY BELIEVES THAT THE FINANCING STATEMENT HAS BEEN FILED IN VIOLATION OF SUBSECTION (C); AND

(C) STATES THAT THE FILING OFFICE MAY TERMINATE THE FINANCING STATEMENT 45 DAYS AFTER THE FINAL NOTICE IS SENT BY THE FILING OFFICE UNLESS A PERSON IDENTIFIED IN THE FINANCING STATEMENT FILES A PETITION FOR JUDICIAL DETERMINATION OF THE VALIDITY OF THE FINANCING STATEMENT UNDER SUBSECTION (I).

(3) THE FINAL NOTICE SHALL BE SENT IN THE SAME MANNER REQUIRED FOR THE NOTICE SENT UNDER SUBSECTION (D)(2) TO:

(A) THE SAME PERSONS REQUIRED FOR THE NOTICE SENT UNDER SUBSECTION (D)(2); AND

(B) ANY OTHER PERSON WHO RESPONDED IN WRITING TO THE NOTICE SENT UNDER SUBSECTION (D).

(i) (1) A PERSON WHO IS IDENTIFIED IN A FINANCING STATEMENT AND DISAGREES WITH A DETERMINATION MADE BY A FILING OFFICE UNDER SUBSECTION (H)(2) MAY FILE A PETITION IN THE CIRCUIT COURT FOR THE COUNTY WHERE THE DEBTOR IS LOCATED OR, IF THE DEBTOR IS NOT LOCATED IN MARYLAND, WHERE ANY AFFECTED PROPERTY IS LOCATED, SEEKING A DETERMINATION OF THE VALIDITY OF THE FINANCING STATEMENT.

(2) A PETITION FILED UNDER THIS SUBSECTION SHALL BE FILED WITHIN THE 45-DAY PERIOD DESCRIBED IN THE FINAL NOTICE REQUIRED UNDER SUBSECTION (H).

(3) (A) THE PARTIES TO A PROCEEDING UNDER THIS SUBSECTION SHALL INCLUDE ALL PERSONS NAMED IN THE FINANCING STATEMENT.

(B) A FILING OFFICE MAY NOT BE JOINED AS A PARTY TO A PROCEEDING UNDER THIS SUBSECTION.

(4) (A) SERVICE OF PROCESS OF A PROCEEDING UNDER THIS SUBSECTION MAY BE SENT BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED, TO THE LAST KNOWN ADDRESSES OF THE PARTIES TO BE SERVED.

(B) A COPY OF A PETITION FILED UNDER THIS SUBSECTION SHALL BE MAILED TO THE FILING OFFICE AFTER THE PETITION HAS BEEN FILED AND WITHIN THE 45-DAY PERIOD DESCRIBED IN THE FINAL NOTICE REQUIRED UNDER SUBSECTION (H).

(5) IF THE FILING OFFICE DOES NOT RECEIVE A COPY OF THE PETITION WITHIN THE 45-DAY PERIOD DESCRIBED IN THE FINAL NOTICE REQUIRED UNDER SUBSECTION (H), THE FILING OFFICE MAY TERMINATE THE FINANCING STATEMENT.

(6) (A) IF THE COURT DETERMINES THAT THE FINANCING STATEMENT WAS FILED IN VIOLATION OF SUBSECTION (C):

(i) THE COURT SHALL ORDER THAT THE FILED FINANCING STATEMENT BE TERMINATED; AND

(ii) THE PREVAILING PARTY SHALL PROVIDE A COPY OF THE ORDER TO THE FILING OFFICE.

(B) ON RECEIPT OF A COURT ORDER REQUIRING TERMINATION OF A FILED FINANCING STATEMENT, THE FILING OFFICE SHALL:

(I) TERMINATE THE FINANCING STATEMENT; AND

(II) FILE A RECORD INDICATING THAT THE FINANCING STATEMENT WAS TERMINATED IN ACCORDANCE WITH A COURT ORDER.

(7) THE COURT MAY AWARD TO THE PREVAILING PARTY:

(A) DAMAGES SUSTAINED BY THE PREVAILING PARTY; AND

(B) REASONABLE ATTORNEY'S FEES AND COSTS.

(J) A FILING OFFICE MAY NOT:

(1) CHARGE A FEE TO CARRY OUT ITS OBLIGATIONS UNDER THIS SECTION, INCLUDING FOR THE SENDING OF ANY NOTICES REQUIRED UNDER THIS SECTION; OR

(2) REFUND ANY FEE PAID FOR FILING A FINANCING STATEMENT TERMINATED UNDER THIS SECTION.

(K) THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION MAY ADOPT REGULATIONS TO CARRY OUT THIS SECTION.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 469 – Delegates Jameson and Branch

AN ACT concerning

Public Utilities – Electricity – Construction of Overhead Transmission Lines

HB0469/853197/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 469

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 5 and 6, strike “a person rather than only an electric company;” and substitute “an electric company or a person who is or will be subject to regulation as a public utility by an officer or an agency of the United States;”; in line 6, after “Commission” insert “from issuing a certificate of public convenience and necessity for the construction of a certain overhead transmission line to an applicant other than an electric company under certain circumstances; requiring the Commission to require as an ongoing condition of the certificate of public convenience and necessity that a certain applicant complies with certain agreements related to the ongoing operation and maintenance of the overhead transmission line and all obligations imposed by certain entities related to the ongoing operation and maintenance of the overhead transmission line; prohibiting the Commission”; and in line 9, after “runway;” insert “providing that, as of a certain date and until the Commission adopts certain regulations, certain Commission rules, regulations, and requirements shall apply to certain persons who may apply to obtain a certificate of public convenience and necessity for the construction of an overhead transmission line;”.

AMENDMENT NO. 2

On page 3, after line 36, insert:

“(III) NOTWITHSTANDING SUBPARAGRAPH (I) OF THIS PARAGRAPH AND SUBJECT TO SUBPARAGRAPH (IV) OF THIS PARAGRAPH, THE COMMISSION MAY ISSUE A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR THE CONSTRUCTION OF AN OVERHEAD TRANSMISSION LINE ONLY IF THE APPLICANT FOR THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY:

1. IS AN ELECTRIC COMPANY; OR
2. IS OR, ON THE START OF COMMERCIAL OPERATION OF THE OVERHEAD TRANSMISSION LINE, WILL BE SUBJECT TO REGULATION AS A PUBLIC UTILITY BY AN OFFICER OR AN AGENCY OF THE UNITED STATES.

(IV) THE COMMISSION MAY NOT ISSUE A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR THE CONSTRUCTION OF AN OVERHEAD TRANSMISSION LINE IN THE ELECTRIC DISTRIBUTION SERVICE TERRITORY OF AN ELECTRIC COMPANY TO AN APPLICANT OTHER THAN AN ELECTRIC COMPANY IF:

1. THE OVERHEAD TRANSMISSION LINE IS TO BE LOCATED SOLELY WITHIN THE ELECTRIC DISTRIBUTION SERVICE TERRITORY OF THAT ELECTRIC COMPANY; AND

2. THE COST OF THE OVERHEAD TRANSMISSION LINE IS TO BE PAID SOLELY BY THAT ELECTRIC COMPANY AND ITS RATEPAYERS.”.

On page 4, in line 5, strike “electric company” and substitute “**PERSON**”; and in lines 12 and 14, in each instance, strike “an electric company” and substitute “**A PERSON**”.

On page 6, in line 7, after “shall” insert “:

(1)”;

in line 9, after “service” insert “**;** **AND**

(2) REQUIRE AS AN ONGOING CONDITION OF THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY THAT AN APPLICANT COMPLIES WITH:

(I) ALL RELEVANT AGREEMENTS WITH PJM INTERCONNECTION, L.L.C., OR ITS SUCCESSORS, RELATED TO THE ONGOING OPERATION AND MAINTENANCE OF THE OVERHEAD TRANSMISSION LINE; AND

(II) ALL OBLIGATIONS IMPOSED BY THE NORTH AMERICA ELECTRIC RELIABILITY COUNCIL AND THE FEDERAL ENERGY REGULATORY COMMISSION RELATED TO THE ONGOING OPERATION AND MAINTENANCE OF THE OVERHEAD TRANSMISSION LINE”;

after line 20, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, as of October 1, 2015, and until the Public Service Commission adopts regulations to implement this Act, all

Commission regulations, rules, and requirements that apply to the application of an electric company to obtain a certificate of public convenience and necessity for the construction of an overhead transmission line under § 7–207 of the Public Utilities Article, as enacted by this Act, shall apply to any person who may apply under this Act to obtain a certificate of public convenience and necessity for the construction of an overhead transmission line.”;

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

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 541 – Delegates Barkley, Tarlau, Angel, Atterbeary, Aumann, Barron, Brooks, Carr, Chang, Clippinger, Dumais, Ebersole, Fennell, Frick, Frush, Gaines, Glenn, C. Howard, Impallaria, Jackson, Jalisi, Korman, Kramer, McCray, A. Miller, Moon, Pena–Melnyk, Platt, S. Robinson, Smith, Sophocleus, Stein, Valderrama, Valentino–Smith, Waldstreicher, A. Washington, and Zucker

AN ACT concerning

Utility Companies – Removal of Facility Equipment From Utility Poles

HB0541/573093/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 541

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute “Public Service Commission – Attachments to Utility Poles – Study”; strike beginning with “certain” in line 3 down through “companies” in line 16 and substitute “the Public Service Commission to convene a workgroup of interested persons to study attachments to utility poles in Maryland; requiring the workgroup to examine certain matters relating to pole attachments; requiring the Commission to report to the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to a study by the Public Service”

Commission on attachments to utility poles in Maryland"; and strike in their entirety lines 17 through 21, inclusive.

AMENDMENT NO. 2

On pages 1 through 7, strike in their entirety the lines beginning with line 22 on page 1 through line 2 on page 7, inclusive, and substitute:

"SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That:

(a) The Public Service Commission shall convene a workgroup of interested persons to study attachments to utility poles in Maryland.

(b) In conducting the study the workgroup shall examine:

(1) whether regulation of pole attachment agreements at the State level is in the public interest;

(2) the rates currently charged by utilities for pole attachments;

(3) whether access to poles and other utility infrastructure by third parties is just and reasonable;

(4) the types of technology currently being attached to poles, and the positioning of the technology on the poles;

(5) the prevalence of double poles in the State;

(6) the quality and effectiveness of the notice between utilities and the utilities' pole attachment customers regarding removal or modifications of facilities, rates, and the termination of pole attachment agreements;

(7) the resources necessary to effectively regulate pole attachments in the State; and

(8) any additional issues related to pole attachments in the State.

(c) On or before December 31, 2015, the Public Service Commission shall report its findings and recommendations to the General Assembly, in accordance with § 2–1246 of the State Government Article.”.

On page 7, strike line 4 in its entirety and substitute “June 1, 2015. It shall remain effective for a period 1 year 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 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 1094 – Delegates Smith, Barkley, Barron, Brooks, Carey, Carr, Carter, Dumais, Gaines, Glenn, Hixson, Jackson, Jalisi, Korman, Luedtke, Moon, Morales, Patterson, Platt, Tarlau, Turner, Valderrama, Valentino–Smith, Walker, C. Wilson, and K. Young

AN ACT concerning

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

HB1094/583997/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1094

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with the second “a” in line 4 down through “phone” in line 5 and substitute “certain technology”; in line 6, strike “displays, at each entrance to the merchant’s business premises,” and substitute “provides”; and in line 9, after “terms;” insert “providing for the application of this Act;”.

AMENDMENT NO. 2

On page 2, in line 5, after “(B)” insert “THIS SECTION DOES NOT APPLY TO:

(1) THE USE OF ANY MOBILE APPLICATION OR SIMILAR TECHNOLOGY THAT A CONSUMER AFFIRMATIVELY CHOOSES TO DOWNLOAD ONTO THE CONSUMER'S WIRELESS DEVICE; OR

(2) TECHNOLOGY USED BY A MERCHANT EXCLUSIVELY FOR PURPOSES OF SAFETY OR THEFT PREVENTION.

(c) (1)".

AMENDMENT NO. 3

On page 2, in lines 5 and 6, strike "A WIRELESS INTERNET SIGNAL OR A CELLULAR PHONE" and substitute "ANY TECHNOLOGY"; strike beginning with "DISPLAYS" in line 8 down through "PREMISES" in line 9 and substitute "PROVIDES"; after line 11, insert:

"(2) A MERCHANT SHALL PROVIDE THE NOTICE REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION BY DISPLAYING THE NOTICE:

(I) AT EACH ENTRANCE TO THE MERCHANT'S BUSINESS PREMISES;

(II) ON THE CONSUMER'S WIRELESS DEVICE; OR

(III) THROUGH ANY OTHER MEANS THAT IS REASONABLY CALCULATED TO PROVIDE THE NOTICE TO CONSUMERS.

(3) DISPLAY OF A NOTICE ON A MERCHANT'S WEB SITE MAY NOT BE CONSIDERED TO BE REASONABLY CALCULATED TO PROVIDE NOTICE UNDER PARAGRAPH (2)(III) OF THIS SUBSECTION UNLESS:

(I) THE NOTICE IS DISPLAYED IN A CONSPICUOUS LOCATION ON THE MERCHANT'S WEB SITE; AND

(II) THE CONSUMER AFFIRMATIVELY CONSENTS TO BEING MONITORED."

and in line 12, strike “(C)” and substitute “(D)”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Szeliga moved to make the Bill a Special Order for Wednesday, 2nd session.

The motion was adopted.

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #6

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 81 – Delegate Krebs

AN ACT concerning

Ethics Commission, Judicial Ethics Committee, and Joint Ethics Committee – Duties

HB0081/360116/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 81

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Commission,” insert “Commission on Judicial Disabilities.”; in line 4, strike “rather than” and substitute “, as an alternative to”; in line 5, after “Disabilities” insert “or another body designated by a certain court.”; and in line 7, after “Commission,” insert “Commission on Judicial Disabilities.”

AMENDMENT NO. 2

On page 2, in line 4, strike the second set of brackets; in the same line, strike “the” and substitute “**THE**”; in the same line, strike “**THE**” and substitute “, **THE**”; and in line 5, after “**COMMITTEE**” insert a comma.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 234 – Delegates Tarlau, Barron, Carr, Ebersole, Jalisi, Lam, Moon, Platt, S. Robinson, and Smith

AN ACT concerning

Ethics – Executive Branch – Lobbying by Former Officials and Members of the General Assembly

HB0234/880410/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 234

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “and” in line 2 down through “Assembly” in line 3; strike beginning with “altering” in line 4 down through “action;” in line 6; and in line 11, strike “former members of the General Assembly and”.

AMENDMENT NO. 2

On page 2, in lines 4 and 5, in each instance, strike the bracket; strike beginning with “UNTIL” in line 7 down through “OFFICE” in line 9; in line 20, strike “2 YEARS” and substitute “1 YEAR”; and in line 23, after “LIMITATION” insert “ON REPRESENTATION BY A FORMER STATE OFFICIAL OR PUBLIC OFFICIAL OF THE EXECUTIVE BRANCH”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate W. Miller moved to make the Bill a Special Order for Wednesday, 2nd session.

The motion was adopted.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 285 – Caroline County Delegation and Dorchester County Delegation

AN ACT concerning

Caroline County and Dorchester County – Sunday Hunting

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 514 – Delegates Stein, B. Barnes, Frush, Healey, Hettleman, Morhaim, and S. Robinson

AN ACT concerning

Maryland Commission on Climate Change

HB0514/170812/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 514

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 6 down through “Commission;” in line 7; in line 22, after “Internet;” insert “providing for the construction of this Act; establishing the intent of the General Assembly;”; in line 23, after “Commission” insert “members and working group members to be appointed and the Commission”; in the same line, strike “and the working group members to be appointed”; and in line 24, after “date;” insert “providing that nothing in this Act shall preclude the appointment of a certain member to the Commission;”.

AMENDMENT NO. 2

On page 2, after line 6, insert:

“Preamble

WHEREAS, As reported by the United Nations Intergovernmental Panel on Climate Change (IPCC) in March 2014, the effects of climate change are already occurring on all

continents and across the oceans, and numerous opportunities exist to respond to and mitigate associated risks; and

WHEREAS, Maryland has already experienced some effects of climate change, including sea level rise of more than 1 foot in the last century, increasing water temperatures in the Chesapeake Bay, more rain and flooding in the winter and spring, and less in the summer; and

WHEREAS, Maryland has demonstrated its strong commitment to addressing the drivers and consequences of climate change by passing several laws, including the Healthy Air Act, the Maryland Clean Cars Act of 2007, the Greenhouse Gas Emissions Reduction Act of 2009, the Maryland Offshore Wind Energy Act of 2013, and the Coast Smart Council; and

WHEREAS, Although the Maryland Commission on Climate Change was created by Executive Order 01.01.2007.07 in 2007, and then strengthened by Executive Order 01.01.2014.14 in 2014, there is not a statutory body in the State whose sole purpose is to address climate change impacts and make recommendations to the Governor and General Assembly; now, therefore,.”

AMENDMENT NO. 3

On page 2, in line 18, strike “**25**”; in line 23, after “**TREASURER**” insert “, OR THE STATE TREASURER’S DESIGNEE”; in line 24, after “**ENVIRONMENT**” insert “, OR THE SECRETARY’S DESIGNEE”; in line 25, after “**AGRICULTURE**” insert “, OR THE SECRETARY’S DESIGNEE”; in line 26, after “**RESOURCES**” insert “, OR THE SECRETARY’S DESIGNEE”; in line 27, after “**PLANNING**” insert “, OR THE SECRETARY’S DESIGNEE”; and in line 28, after “**SCHOOLS**” insert “, OR THE STATE SUPERINTENDENT’S DESIGNEE”.

On page 3, in line 1, after “**TRANSPORTATION**” insert “, OR THE SECRETARY’S DESIGNEE”; in line 2, after “**SERVICES**” insert “, OR THE SECRETARY’S DESIGNEE”; in line 3, after “**ADMINISTRATION**” insert “, OR THE DIRECTOR’S DESIGNEE”; in line 5, after “**SCIENCE**” insert “, OR THE PRESIDENT’S DESIGNEE”; after line 5, insert:

“(13) THE CHAIR OF THE CRITICAL AREA COMMISSION FOR THE CHESAPEAKE AND ATLANTIC COASTAL BAYS, OR THE CHAIR’S DESIGNEE;

(14) ONE MEMBER APPOINTED BY THE FARM BUREAU REPRESENTING THE AGRICULTURE COMMUNITY;;

in lines 6, 9, and 12, strike “(13)”, “(14)”, and “(15)”, respectively, and substitute “(15)”, “(16)”, and “(17)”, respectively; in line 6, strike “PRESIDENT OF THE SENATE” and substitute “MARYLAND ASSOCIATION OF COUNTIES”; in line 7, strike “SPEAKER OF THE HOUSE OF DELEGATES” and substitute “MARYLAND MUNICIPAL LEAGUE”; strike in their entirety lines 15 through 17, inclusive, and substitute:

“(18) ONE MEMBER APPOINTED BY THE PRESIDENT OF THE SENATE AND ONE MEMBER APPOINTED BY THE SPEAKER OF THE HOUSE TO REPRESENT ORGANIZED LABOR IN THE BUILDING OR CONSTRUCTION TRADES;

(19) ONE MEMBER APPOINTED BY THE PRESIDENT OF THE SENATE AND ONE MEMBER APPOINTED BY THE SPEAKER OF THE HOUSE TO REPRESENT PHILANTHROPIC ORGANIZATIONS;;

in lines 18 and 20, strike “(17)” and “(18)”, respectively, and substitute “(20)” and “(21)”, respectively; in line 19, after the semicolon, insert “AND”; in line 21, strike the semicolon and substitute a period; strike in their entirety lines 22 through 25, inclusive; in line 26, strike “(1)”; and in the same line, after “ENVIRONMENT” insert “OR THE SECRETARY’S DESIGNEE”;

On page 4, strike in their entirety lines 1 through 3, inclusive; strike beginning with “APPOINTED” in line 5 down through “DELEGATES” in line 6.

On page 5, in line 9, strike “INDUSTRY” and substitute “AND REAL ESTATE INDUSTRIES”; after line 23, insert:

“(7) ASSESSING THE NEEDS FOR UTILITIES AND OTHER PUBLIC AND PRIVATE SERVICE PROVIDERS THROUGHOUT THE STATE TO ADJUST THEIR OPERATING PRACTICES AND INVESTMENT STRATEGIES TO MITIGATE THE IMPACTS OF CLIMATE CHANGE ON THEIR CUSTOMERS AND THE PUBLIC;;

and in lines 24 and 26, strike “(7)” and “(8)”, respectively, and substitute “(8)” and “(9)”, respectively.

On page 6, in lines 1, 5, 9, 12, and 15, strike “(9)”, “(10)”, “(11)”, “(12)”, and “(13)”, respectively, and substitute “(10)”, “(11)”, “(12)”, “(13)”, and “(14)”, respectively; and in line 11, strike “OF 80% OF 2006 LEVELS BY 2050”.

AMENDMENT NO. 4

On page 8, in line 2, after “MILESTONES” insert “, WHETHER OR NOT THEY HAVE BEEN MET”.

AMENDMENT NO. 5

On page 8, after line 18, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, before June 1, 2016, nothing in this Act shall be construed to affect the current membership and duties of the Maryland Commission on Climate Change, established by Executive Order 01.01.2014.14. It is the intent of the General Assembly that the Maryland Commission on Climate Change, established by Executive Order 01.01.2014.14, shall continue to meet and complete its tasks for 1 year following the enactment of this Act and until members are appointed to the Maryland Commission on Climate Change, established by this Act, in accordance with Section 3 of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That, on or before July 1, 2016, the members and working group members of the Maryland Commission on Climate Change, established in accordance with Section 1 of this Act, shall be appointed and a meeting shall be convened. Nothing in this Act shall preclude the appointment of a member to the Maryland Commission on Climate Change, established in accordance with this Act, who served as a member of the Maryland Commission on Climate Change, established by Executive Order 01.01.2014.14.

SECTION 4. AND BE IT FURTHER ENACTED, That, on or before October 1, 2016, each working group established by Section 1 of this Act shall meet and establish a work plan.”;

strike in their entirety lines 19 through 21, inclusive; and in line 22, strike “3.” and substitute “5.”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Frush moved to make the Bill a Special Order for Wednesday, 2nd session.

The motion was adopted.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 785 – Delegates Flanagan, Frush, Lafferty, Mautz, O’Donnell, and Szeliga

AN ACT concerning

Recreational Fishing Licenses – Duration and Expiration Date

HB0785/220510/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 785

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Szeliga” and substitute “Szeliga, Anderton, Carr, Cassilly, Fraser–Hidalgo, Jacobs, and Jalisi”; and in line 7, after “law;” insert “providing for the termination of this Act;”;

AMENDMENT NO. 2

On page 3, in line 7, after “2015.” insert “It shall remain effective for a period of 3 years and, at the end of September 30, 2018, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 803 – Delegates Fraser–Hidalgo, Morhaim, Carr, Cluster, Gilchrist, Gutierrez, Holmes, Korman, Lafferty, Lam, Otto, and S. Robinson

AN ACT concerning

Agriculture – Industrial Hemp – Legalization

Favorable report adopted.

Delegate McComas moved to make the Bill a Special Order for Wednesday, 2nd session.

The motion was adopted.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 998 – Delegates Jacobs, Adams, Anderton, Arentz, Carozza, Ghrist, Kipke, Mautz, Otto, and Szeliga

AN ACT concerning

Natural Resources – Striped Bass Permits – Annual Fees

HB0998/770714/1

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 998

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Szeliga” and substitute “Szeliga, Beidle, and Cassilly”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 1036 – Delegates Jacobs, Adams, Anderton, Arentz, Carozza, Ghrist, Hornberger, S. Howard, Impallaria, Kipke, Mautz, Otto, and Szeliga

AN ACT concerning

Natural Resources – Oyster Poaching – Administrative Penalties

HB1036/920213/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1036

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Szeliga” and substitute “Szeliga, Cassilly, and Jalisi”; in line 3, after “of” insert “repealing the offense for taking oysters with gear that is prohibited in a certain area; establishing an offense for taking oysters with a power dredge in a certain area;”; in line 4, strike “authorizing” and substitute “requiring”; in line 5, after “Resources” insert “under certain circumstances”; strike beginning with “first” in line 5 down through “offense” in line 6 and substitute “certain time period if the person has not been convicted of a certain violation within a certain time period”; and strike beginning with “a” in line 6 down through “circumstances” in line 7 and substitute “grounds for suspension of an oyster license”.

AMENDMENT NO. 2

On page 2, in line 6, strike “gear that is prohibited in that area” and substitute “A POWER DREDGE IN AN AREA RESERVED FOR ANOTHER TYPE OF GEAR”.

AMENDMENT NO. 3

On page 2, in line 18, after “Department” insert “SHALL”; and strike in their entirety lines 19 through 23, inclusive, and substitute:

“(I) IF THE PERSON HAS NOT BEEN CONVICTED OF A VIOLATION OF ANY PROVISION OF THIS TITLE OR ANY REGULATION ADOPTED UNDER THIS TITLE WITHIN THE PRECEDING 5 YEARS:

1. SUSPEND THE PERSON’S LICENSE TO CATCH OYSTERS FOR A PERIOD OF 1 YEAR; OR

2. IF THE PRESIDING OFFICER FINDS OR CONCLUDES THAT THE VIOLATION IS AN EGREGIOUS VIOLATION, REVOKE THE PERSON’S LICENSE TO CATCH OYSTERS; OR

(II) FOR ANY OTHER OFFENSE, REVOKE THE PERSON’S LICENSE TO CATCH OYSTERS.”

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT
#5**

Delegate Hammen, Chair, for the Committee on Health and Government Operations recommended the following Bill be re-referred to the Committee on Economic Matters:

House Bill 1167 – Delegate Kipke

AN ACT concerning

**State Board of Cosmetologists – Mobile Beauty Salons and Practice Location
Requirement Repeal**

The Bill was re-referred to the Committee on Economic Matters.

THE COMMITTEE ON JUDICIARY REPORT #5

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

House Bill 105 – Delegates Anderson, Barron, Branch, Carr, Carter, Conaway, Cullison, Fennell, Fraser-Hidalgo, Gilchrist, Glenn, Gutierrez, Hayes, Hixson, Jackson, Kelly, Lierman, Luedtke, McCray, McIntosh, Moon, Morales, Oaks, Platt, Reznik, B. Robinson, Rosenberg, Smith, Turner, Valderrama, Vaughn, and M. Washington

AN ACT concerning

Criminal Law – Drug Paraphernalia Possession With Marijuana – Civil Offense

Favorable report adopted.

Delegate Kipke moved to make the Bill a Special Order for Wednesday, 2nd session.

The motion was adopted.

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

House Bill 113 – Delegate Conaway

AN ACT concerning

Local Government Tort Claims Act – Limits on Liability

HB0113/462718/1

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 113

(First Reading File Bill)

On page 1, in line 17, strike “\$500,000” and substitute “\$300,000”; and in line 18, strike “\$1,000,000” and substitute “\$600,000”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 120 – Delegates Vallario, Anderson, Carter, Conaway, Dumais, Glass, Kittleman, Moon, Morales, Rosenberg, Smith, Sydnor, and Valentino–Smith

AN ACT concerning

Criminal Procedure – Failure to Appear – Rescheduling

HB0120/462014/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 120

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “the court” and substitute “a judicial officer”; and strike beginning with “strike” in line 4 down through “warrant” in line 5 and substitute “mark a certain bench warrant satisfied”.

AMENDMENT NO. 2

On page 2, in line 3, strike “**THE COURT**” and substitute “**A JUDICIAL OFFICER**”; and in line 4, strike “**STRIKE THE BENCH WARRANT**” and substitute “**MARK THE BENCH WARRANT SATISFIED**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 124 – Delegates Anderson, Bromwell, Conaway, Dumais, Glenn, Haynes, C. Howard, Lierman, McIntosh, Oaks, B. Robinson, Rosenberg, Valentino–Smith, and Vallario

AN ACT concerning

Criminal Procedure – Expungement – Conviction of a Crime That Is No Longer a Crime

HB0124/562717/1

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 124

(First Reading File Bill)

On page 1, in the sponsor line, after “Anderson,” insert “A. Miller”; and in the same line, strike “and Vallario” and substitute “Vallario, Cullison, Ebersole, Fennell, Fraser–Hidalgo, Frick, Frush, Gilchrist, Healey, Hornberger, Kaiser, Kelly, Korman, Lam, McMillan, Miele, Moon, Morales, Morhaim, Pena–Melnik, Pendergrass, Platt, Reznik, S. Robinson, Tarlau, Turner, Waldstreicher, M. Washington, and K. Young”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 224 – Delegates Dumais, Anderson, Moon, Morales, and Smith

AN ACT concerning

Domestic Violence – 2-Year Protective Order**HB0224/302711/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 224

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “circumstances;” insert “authorizing a judge, under certain circumstances, to extend the term of a protective order for a certain period of time if the respondent named in the protective order consents to the extension; making a conforming change;”; and in line 8, after “4-506(j)” insert “and 4-507(a)(3)”.

AMENDMENT NO. 2

On page 2, after line 12, insert:

“4-507.

(a) (3) (i) **[If.] SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, A JUDGE MAY EXTEND THE TERM OF A PROTECTIVE ORDER FOR A PERIOD NOT TO EXCEED 2 YEARS FROM THE DATE THE EXTENSION IS GRANTED IF:**

1. during the term of [a] THE protective order, [a] THE judge finds by a preponderance of the evidence that the respondent named in the protective order has committed a subsequent act of abuse against a person eligible for relief named in the protective [order.] ORDER; OR

2. THE RESPONDENT NAMED IN THE PROTECTIVE ORDER CONSENTS TO THE EXTENSION OF THE PROTECTIVE ORDER.

(II) [the] THE judge may extend the term of the protective order [for a period not to exceed 2 years from the date the extension is granted.] UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH after:

1. giving notice to all affected persons eligible for relief and the respondent; and

2. a hearing.

[(ii)] (III) In determining the period of extension of a protective order under subparagraph [(i)](I)1 of this paragraph, the judge shall consider the following factors:

1. the nature and severity of the subsequent act of abuse;

2. the history and severity of abuse in the relationship between the respondent and any person eligible for relief named in the protective order;

3. the pendency and type of criminal charges against the respondent; and

4. the nature and extent of the injury or risk of injury caused by the respondent.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 382 – Delegates Morales, Pena–Melnyk, Anderson, Atterbeary, Campos, Carter, Conaway, Dumais, McComas, Moon, Rey, Smith, Sydnor, Vallario, B. Wilson, Kittleman, B. Barnes, Folden, Frick, Gutierrez, Hill, Kaiser, Kelly, Korman, Krimm, Platt, and Waldstreicher

AN ACT concerning

Sexual Assault Survivors’ Right to Know Act

HB0382/502815/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 382

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Pena–Melnyk,” insert “Jalisi.”; in the same line, strike “and Waldstreicher” and substitute “Waldstreicher, Fennell, Ghrist, McCray, Morhaim, Sample–Hughes, Tarlau, and P. Young”; strike beginning with “or” in line 4 down through “representative” in line 5; strike beginning with “or” in line 8 down through “language” in line 10; and strike in their entirety lines 17 through 21, inclusive.

AMENDMENT NO. 2

On page 2, in line 4, strike “**OR THE VICTIM’S REPRESENTATIVE**”; in line 5, after the first “**THE**” insert “INVESTIGATING”; in line 7, strike “**A**” and substitute “AN INVESTIGATING”; in lines 9 and 10, in each instance, strike “**OR THE VICTIM’S REPRESENTATIVE**”; in line 12, after “**ALL**” insert “AVAILABLE”; and in line 13, strike “**INCLUDE IDENTIFYING INFORMATION**” and substitute “WOULD IMPEDE OR COMPROMISE AN ONGOING INVESTIGATION”.

AMENDMENT NO. 3

On pages 2 and 3, strike in their entirety the lines beginning with line 14 on page 2 through line 12 on page 3, inclusive.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 388 – Delegates Dumais and Vallario

AN ACT concerning

Justice Reinvestment Coordinating Council**HB0388/322715/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 388

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert "EMERGENCY BILL"; in lines 7 and 8, strike "interim and final"; and in line 9, strike "certain dates;" and substitute "a certain date; making this Act an emergency measure; providing for the termination of this Act;".

AMENDMENT NO. 2

On page 3, after line 17, insert:

"(1) CONVENE AN ADVISORY STAKEHOLDER GROUP THAT INCLUDES ORGANIZATIONS WITH EXPERIENCE IN:

(I) CRIMINAL JUSTICE POLICY REFORM;

(II) ADVOCATING FOR GROUPS WITH DISPROPORTIONATE CONTACT WITH THE CRIMINAL JUSTICE SYSTEM;

(III) ADVOCATING FOR VICTIMS OF CRIME; AND

(IV) COMMUNITY CONFERENCING AND MEDIATION FOR RESTORATIVE JUSTICE;

(2) WORKING WITH THE ADVISORY STAKEHOLDER GROUP, CONDUCT ROUNDTABLE DISCUSSION FORUMS SEEKING PUBLIC INPUT IN ALL GEOGRAPHIC REGIONS OF THE STATE;

in lines 18 and 21, strike "(1)" and "(2)", respectively, and substitute "(3)" and "(4)", respectively; in line 19, strike "POLICY"; in the same line, strike "TO" and substitute "OF SENTENCING AND CORRECTIONS POLICIES TO FURTHER REDUCE THE STATE'S INCARCERATED POPULATION,"; and in the same line, after "CORRECTIONS" insert a comma.

AMENDMENT NO. 3

On pages 3 and 4, strike beginning with the colon in line 27 on page 3 down through “(2)” in line 3 on page 4.

On page 4, in line 3, strike “FINAL”; and in line 4, strike “JANUARY 1, 2017” and substitute “DECEMBER 31, 2015”.

AMENDMENT NO. 4

On page 4, strike in their entirety lines 5 and 6, inclusive, 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. It shall remain effective through December 31, 2018, and, at the end of December 31, 2018, 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 adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 390 – Delegates Atterbeary, Angel, Barkley, Carter, Chang, Dumais, Ebersole, Gutierrez, Hayes, Hill, Jalisi, Kittleman, Lam, Lierman, McCray, Moon, Morales, Pena–Melnyk, Pendergrass, Platt, B. Robinson, Smith, Sydnor, Turner, Valderrama, Valentino–Smith, C. Wilson, and K. Young

AN ACT concerning

Protective Order and Peace Order Petitions – Maryland Residents

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 456 – Delegates Morales, Dumais, Anderson, Atterbeary, Carter, Clippinger, Cluster, Conaway, Folden, Gutierrez, Kaiser, McComas, Moon, Rosenberg, Simonaire, Smith, Sydnor, Valentino–Smith, and B. Wilson

AN ACT concerning

Workgroup to Study Safe Harbor Policy for Youth Victims of Human Trafficking

HB0456/852218/1

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 456

(First Reading File Bill)

On page 2, after line 8, insert:

“(8) the Secretary of State, or the Secretary’s designee;”;

and in lines 9 and 11, strike “(8)” and “(9)”, respectively, and substitute “(9)” and “(10)”, respectively.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 462 – Delegates K. Young, Barron, Kaiser, and Smith

AN ACT concerning

Public Safety – Statewide Accounting of Sexual Assault Evidence Kits

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 501 – Delegates Valentino–Smith, Campos, C. Howard, Proctor, Smith, Valderrama, Vallario, Waldstreicher, C. Wilson, and Zucker

AN ACT concerning

Criminal Procedure – Victims of Crime – Notification Regarding DNA Profile

HB0501/872115/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 501

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after the first “a” insert “certain”; and strike beginning with “of” in line 5 down through “perpetrators” in line 6.

AMENDMENT NO. 2

On page 2, in line 16, after “INVESTIGATION” insert “OR THE VICTIM’S REPRESENTATIVE IS A SUSPECT OR A PERSON OF INTEREST IN THE CRIMINAL INVESTIGATION OF THE CRIME INVOLVING THE VICTIM”; in line 18, strike “A” and substitute “THE INVESTIGATING”; strike beginning with “OR” in line 18 down through “CRIME” in line 19; strike beginning with “A” in line 21 down through “PERPETRATORS” in line 22 and substitute “AN EVIDENTIARY DNA PROFILE”; in line 23, after “ANY” insert “EVIDENTIARY”; in the same line, strike “OF AN ALLEGED PERPETRATOR”; in line 24, strike “STATEWIDE”; in line 26, after “ANY” insert “CONFIRMED”; and strike beginning with the second “OF” in line 26 down through “PERPETRATOR” in line 27 and substitute “, OFFICIAL DNA CASE REPORT, OR DNA HIT REPORT”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 1057 – Delegate Carter

AN ACT concerning

Criminal Law – Synthetic Cannabinoids – Prohibition

HB1057/922312/1

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 1057

(First Reading File Bill)

On page 3, strike beginning with “SUBSTANCES” in line 23 down through “A” in line 24 and substitute “A SYNTHETIC CHEMICAL COMPOUND THAT IS A CANNABINOID RECEPTOR AGONIST AND THAT MIMICS THE PHARMACOLOGICAL EFFECT OF A NATURALLY OCCURRING CANNABINOID OR A”; after line 25, insert:

“(2) “SYNTHETIC CANNABINOID” INCLUDES A SUBSTANCE OR AN ANALOG OF A SUBSTANCE THAT IS DESIGNED, GENERATED, OR RECOMBINED TO CREATE A NEW STRUCTURE USING A THREE-COMPONENT PHARMACOPHORE MODEL AND THAT CONTAINS ONE OR MORE PHARMACOPHORES OR COMPONENTS OF A CONTROLLED DANGEROUS SUBSTANCE LISTED IN SCHEDULE I OR SCHEDULE II.”;

and in line 26, strike “(2)” and substitute “(3)”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Delegate Luedtke moved to make the Bill a Special Order for Wednesday, 2nd session.

The motion was adopted.

THE COMMITTEE ON WAYS AND MEANS REPORT #6

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 123 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Residential Retention Property Tax Credit – Modification

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 134 – Charles County Delegation

AN ACT concerning

Charles County – Property Tax Credit – New or Expanding Businesses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 135 – Charles County Delegation

AN ACT concerning

Charles County – School Construction Excise Tax Rates

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 401 – Delegates C. Howard, Davis, Fennell, Haynes, Hill, Proctor, B. Robinson, Smith, Valentino–Smith, Vaughn, and Walker

AN ACT concerning

Income Tax – Film Production Activity Tax Credit – Minority Business Reporting Requirement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 497 – Delegate Anderson (By Request – Baltimore City Administration) and Delegates Conaway, Glenn, Haynes, and B. Robinson

AN ACT concerning

Property Tax – Exemption – Low Income Housing – Ownership by Limited Liability Company

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 549 – Delegates Valentino–Smith, Proctor, Smith, Valderrama, and Waldstreicher

AN ACT concerning

Video Lottery Facility Payouts – Intercepts for Restitution Payments

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 664 – Delegates Krimm and K. Young

AN ACT concerning

**Frederick County Property Tax Fairness Act of 2015
(Strengthening Frederick Municipalities)**

HB0664/895160/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 664

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegates Krimm and K. Young” and substitute “Frederick County Delegation”; in line 12, after “programs;” insert “requiring, if the county and the municipal corporation fail to reach an agreement concerning the formula, the county to grant a tax setoff in accordance with the formula used in the preceding taxable year;”; and in line 14, after “time” insert “under certain circumstances”.

AMENDMENT NO. 2

On page 5, in line 15, after “(2)” insert “(I)”; after line 20, insert:

“(II) IF THE GOVERNING BODY OF FREDERICK COUNTY AND THE GOVERNING BODY OF A MUNICIPAL CORPORATION FAIL TO REACH AN AGREEMENT CONCERNING THE FORMULA BY WHICH A TAX SETOFF IS TO BE CALCULATED, THE GOVERNING BODY OF FREDERICK COUNTY SHALL GRANT A TAX SETOFF IN ACCORDANCE WITH THE FORMULA USED DURING THE PRECEDING TAXABLE YEAR.”;

and in line 24, after “2015” insert “**, IF THE INCREASE IS ATTRIBUTABLE TO THE FUNDING OF NEW SERVICES OR PROGRAMS**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 681 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Municipal Tax Setoff – Report
PG 417-15**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 827 – Delegates Hixson, Ebersole, Fennell, C. Howard, Luedtke, Platt, Turner, and A. Washington

AN ACT concerning

Alcoholic Beverage Taxes – Wine Tax Revenue Distribution

HB0827/425868/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 827

(First Reading File Bill)

On page 1, in the sponsor line, strike “and A. Washington” and substitute “A. Washington, Kaiser, Walker, Afzali, D. Barnes, Buckel, Hornberger, Long, Metzgar, Patterson, Reilly, Simonaire, Shoemaker, Tarlau, and M. Washington”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 895 – Delegate Lafferty

AN ACT concerning

**Baltimore County – Education – Junior Reserve Officer Training Corps
Instructors**

HB0895/595760/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 895

(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegate Lafferty” and substitute “Baltimore County Delegation”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 1233 – Delegate Walker

AN ACT concerning

Tax Amnesty Program**HB1233/335462/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1233

(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegate Walker” and substitute “Delegates Walker, Hixson, Turner, Kaiser, Luedtke, Afzali, D. Barnes, Buckel, Fennell, Hornberger, C. Howard, Long, Metzgar, Patterson, Platt, Reilly, Simonaire, Shoemaker, Tarlau, A. Washington, and M. Washington”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means recommended the following Bill be re-referred to the Committee on Environment and Transportation:

House Bill 1178 – Delegate Lafferty**EMERGENCY BILL**

AN ACT concerning

**Recordation and Transfer Taxes – Exemption – Purchase Money Mortgage or
Purchase Money Deed of Trust**

The Bill was re-referred to the Committee on Environment and Transportation.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #9

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1285 – Delegate Glenn

AN ACT concerning

Creation of a State Debt – Baltimore City – Mary Harvin Transformation Center

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1286 – Delegates Cullison, Morales, and Kramer

AN ACT concerning

**Creation of a State Debt – Montgomery County – Silver Spring Learning Center
Expansion**

The Bill was re-referred to the Committee on Appropriations.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

**House Bill 73 – Delegates Rosenberg, Hixson, C. Howard, Kaiser, Luedtke,
A. Miller, Platt, S. Robinson, and Walker**

AN ACT concerning

Voters' Rights Protection Act of 2015

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

Delegate Turner moved to make the Bill a Special Order for Wednesday, second session.

The motion was adopted.

**House Bill 304 – Delegates Carter, Anderson, Barron, Branch, Conaway, Glass,
Glenn, Gutierrez, Haynes, Jalisi, Lierman, McCray, Moon, Oaks,
Pena-Melnyk, Proctor, B. Robinson, Rosenberg, Smith, and Vallario**

AN ACT concerning

Criminal Procedure – Expungement of Records

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

FLOOR AMENDMENT

HB0304/783529/1

BY: Delegate C. Wilson

AMENDMENTS TO HOUSE BILL 304
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after the first “disposition” insert “other than an entry of a probation before judgment within a certain period”; and in line 6, after the semicolon insert “providing that a person is not entitled to expungement of the person’s record if the person is a defendant in a pending criminal proceeding, regardless of the basis of the petition”.

AMENDMENT NO. 2

On page 2, in line 3, strike the bracket; strike beginning with the comma in line 4 down through “Governor;” in line 8; in line 9, strike “(ii)”; in the same line, strike the brackets; strike beginning with the colon in line 9 down through “1.” in line 10; in line 10, strike “since” and substitute “WITHIN 3 YEARS OF”; strike beginning with “full” in line 10 down through “conviction” in line 11 and substitute “ENTRY OF THE PROBATION BEFORE JUDGMENT”; in line 13, strike “2.” and substitute “(II)”; in the same line, strike the bracket; and in the same line, before “is” insert “THE PERSON”.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

House Bill 55 – Delegates O’Donnell, Fisher, Jackson, Morgan, and Rey

AN ACT concerning

Calvert and St. Mary’s Counties – Archery Hunting – Safety Zone

STATUS OF BILL: BILL ON 3RD READING.

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

Affirmative – 135 Negative – 3 (See Roll Call No. 281)

The Bill was then sent to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 139 Members present.

(See Roll Call No. 282)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #20

House Bill 284 – Delegates Flanagan, Hill, Atterbeary, Ebersole, Kittleman, Lam, W. Miller, Pendergrass, and Turner

AN ACT concerning

Election Law – Local Petitions – Advance Determination of Sufficiency of Local ~~Legislation~~ Law or Charter Amendment Summary

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

Affirmative – 140 Negative – 0 (See Roll Call No. 283)

The Bill was then sent to the Senate.

House Bill 396 – Delegate Turner

AN ACT concerning

Election Law – Primary Election Dates in the Presidential Election Year

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

Affirmative – 138 Negative – 1 (See Roll Call No. 284)

The Bill was then sent to the Senate.

House Bill 485 – The Speaker (By Request – Administration) and Delegates Adams, Afzali, Anderton, Arentz, Aumann, Buckel, Carozza, Cassilly, Cluster, Ebersole, Fennell, Flanagan, Folden, Ghrist, Hornberger, Impallaria, Jacobs, Kipke, Kittleman, Krebs, Long, Mautz, McComas, McConkey, McDonough, McKay, McMillan, Metzgar, Miele, Otto, Reilly, Rey, Saab, Shoemaker, Szeliga, Vogt, A. Washington, West, and B. Wilson

AN ACT concerning

Election Law – Fair Campaign Financing Fund – Income Tax Checkoff

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

Affirmative – 134 Negative – 6 (See Roll Call No. 285)

The Bill was then sent to the Senate.

**House Bill 592 – ~~Delegate Morhaim~~ Delegates Morhaim, Angel, Oaks, and
Pena-Melnyk**

AN ACT concerning

**State Donor Registry – Information and Methods of Registration – Clerks of
Circuit Courts, Registers of Wills, and Motor Vehicle Administration
(Enhancing Organ Donation Rates Act)**

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

Affirmative – 135 Negative – 3 (See Roll Call No. 286)

The Bill was then sent to the Senate.

House Bill 769 – Delegate Turner

AN ACT concerning

Election Law – Persons Doing Public Business – Statements of Contributions

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

Affirmative – 138 Negative – 2 (See Roll Call No. 287)

The Bill was then sent to the Senate.

**House Bill 884 – Delegates Lisanti, Adams, Aumann, Barkley, Branch, Glenn,
Impallaria, Kelly, Kramer, Lam, McCray, Moon, Morales, Valderrama,
Waldstreicher, M. Washington, and C. Wilson**

AN ACT concerning

Election Law – Counting of Properly Cast Ballots

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

Affirmative – 139 Negative – 1 (See Roll Call No. 288)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #21

House Bill 111 – The Speaker (By Request – Maryland Judiciary)

AN ACT concerning

Judgeships – Circuit Courts and District Court

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

Affirmative – 138 Negative – 2 (See Roll Call No. 289)

The Bill was then sent to the Senate.

House Bill 176 – Montgomery County Delegation

AN ACT concerning

**Montgomery County Board of Education – Special Election to Fill a Vacancy
MC 22–15**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 290)

The Bill was then sent to the Senate.

House Bill 197 – Delegates Fennell, Angel, Atterbeary, D. Barnes, Barron, Campos, Ebersole, Glenn, Holmes, Jackson, Jalisi, Knotts, Korman, Krimm, McCray, Morales, Patterson, Proctor, B. Robinson, Sample–Hughes, Smith, Sydnor, Tarlau, Valentino–Smith, Vaughn, A. Washington, ~~and P. Young~~ P. Young, and Metzgar

AN ACT concerning

Prince George’s County – Education – Youth Wellness Leadership Pilot Program

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

Affirmative – 139 Negative – 0 (See Roll Call No. 291)

The Bill was then sent to the Senate.

House Bill 297 – Delegate M. Washington

AN ACT concerning

**Higher Education – Unaccompanied Homeless Youth Tuition Exemption –
Modification**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 292)

The Bill was then sent to the Senate.

House Bill 383 – ~~Delegate Luedtke~~ Delegates Luedtke and Patterson

AN ACT concerning

**Education – Sexual Abuse and Assault Awareness and Prevention Program –
Development and Implementation**

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

Affirmative – 138 Negative – 2 (See Roll Call No. 293)

The Bill was then sent to the Senate.

**House Bill 826 – Delegates Hixson, D. Barnes, Ebersole, Fennell, C. Howard, Platt,
Turner, and M. Washington**

AN ACT concerning

Estate Tax – Alternative Payment Schedule – Penalty Prohibition

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

Affirmative – 140 Negative – 0 (See Roll Call No. 294)

The Bill was then sent to the Senate.

**House Bill 828 – Delegates Hixson, D. Barnes, Fennell, C. Howard, Platt, Turner,
and M. Washington**

AN ACT concerning

Estate Tax – Filing of Tax Returns

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

Affirmative – 140 Negative – 0 (See Roll Call No. 295)

The Bill was then sent to the Senate.

House Bill 935 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Tax Sales – Foreclosure for Abandoned Property
PG 410–15**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 296)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #22

House Bill 202 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Wineries
MC 21–15**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 297)

The Bill was then sent to the Senate.

House Bill 242 – Frederick County Delegation

AN ACT concerning

**Frederick County – Alcoholic Beverages – Multiple Event Licenses and
Promoter’s License**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 298)

The Bill was then sent to the Senate.

House Bill 290 – Delegate Barkley

AN ACT concerning

**Alcoholic Beverages – Winery Off-Site Permit Holders – Comptroller
Notification and Attendance Restrictions**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 299)

The Bill was then sent to the Senate.

House Bill 291 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Direct Wine Shippers – Reporting Requirements

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

Affirmative – 140 Negative – 0 (See Roll Call No. 300)

The Bill was then sent to the Senate.

House Bill 521 – Delegate Kramer

AN ACT concerning

**Corporations and Real Estate Investment Trusts – Directors and Trustees –
Duties and Immunity From Liability**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 301)

The Bill was then sent to the Senate.

House Bill 526 – Delegate Barkley

AN ACT concerning

**Alcoholic Beverages – Brewing Company Off-Site Permit and Beer Festival
Permit**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 302)

The Bill was then sent to the Senate.

House Bill 720 – Delegate Vaughn

AN ACT concerning

Architects, Landscape Architects, and Professional Land Surveyors – Firm Permits

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

Affirmative – 140 Negative – 0 (See Roll Call No. 303)

The Bill was then sent to the Senate.

House Bill 721 – Delegates Vaughn, D. Barnes, Barron, Fennell, C. Howard, Impallaria, Jameson, Valentino-Smith, and Vallario

AN ACT concerning

Real Estate Appraisers – Appraisal Agreement – Required Copies

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

Affirmative – 138 Negative – 0 (See Roll Call No. 304)

The Bill was then sent to the Senate.

House Bill 844 – Delegates Branch, Barron, Brooks, Carter, C. Howard, Jones, Kipke, McCray, Morales, Morhaim, Oaks, Pena-Melnyk, B. Robinson, Rosenberg, Vaughn, M. Washington, and C. Wilson

AN ACT concerning

Maryland Small Business Development Financing Authority – Small Business Surety Bond Program

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

Affirmative – 138 Negative – 1 (See Roll Call No. 305)

The Bill was then sent to the Senate.

House Bill 871 – Delegates S. Howard, Chang, Ghrist, Mautz, McComas, Pena–Melnyk, Saab, Vitale, West, and B. Wilson

AN ACT concerning

State Board of Individual Tax Preparers – Expiration and Surrender of Registrations and Civil and Criminal Penalties

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

Affirmative – 140 Negative – 0 (See Roll Call No. 306)

The Bill was then sent to the Senate.

House Bill 878 – Delegates Vaughn, Adams, Barkley, Branch, Clippinger, S. Howard, Lisanti, W. Miller, and C. Wilson

AN ACT concerning

Certified Public Accountants – Definitions – Attest and Practice Certified Public Accountancy

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

Affirmative – 139 Negative – 0 (See Roll Call No. 307)

The Bill was then sent to the Senate.

House Bill 1028 – Delegates Branch, Barkley, Glenn, Lisanti, W. Miller, Waldstreicher, and C. Wilson

AN ACT concerning

Business Occupations and Professions – Real Estate Salespersons and Brokers – Formation of Business Entities and Payment of Commissions

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

Affirmative – 139 Negative – 0 (See Roll Call No. 308)

The Bill was then sent to the Senate.

House Bill 1056 – Delegates Vaughn, Barkley, Lisanti, W. Miller, Waldstreicher, and C. Wilson

AN ACT concerning

Real Estate Brokers and Salespersons – Continuing Education – Requirements

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

Affirmative – 137 Negative – 2 (See Roll Call No. 309)

The Bill was then sent to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 140 Members present.

(See Roll Call No. 310)

ADJOURNMENT

At 11:27 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day March 15, 2015, Calendar Day Wednesday, March 18, 2015.

Annapolis, Maryland
Legislative Day: March 15, 2015
Calendar Day: Wednesday, March 18, 2015

The House met at 10:09 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Curt Anderson of Baltimore City.

QUORUM CALL

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

(See Roll Call No. 311)

The Journal of March 14, 2015 was read and approved.

EXCUSES:

Del. Folden – left early – legislative business

Del. C. Wilson – late – doctor’s appointment; left early – legislative business

Del. Proctor – illness

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 77 – Chair, Finance Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Commercial Law – Secured Transactions – False ~~Records~~ Financing Statements

FOR the purpose of prohibiting a person from causing a ~~record~~ financing statement to be filed or recorded with a filing office under certain circumstances; ~~authorizing a filing office to refuse to accept a record for filing or recording under certain circumstances; authorizing a certain person to file a request to terminate a filed record under certain circumstances; requiring the request to be accompanied by a certain affidavit; requiring the State Department of Assessments and Taxation to adopt by regulation and make available a certain request form and affidavit; requiring a filing office, on the filing office’s refusal to accept a record or on receipt of a request to terminate a filed record, to send to certain persons a request to provide certain information; authorizing a filing office to terminate a record under certain circumstances;~~

~~prohibiting a filing office from charging or refunding certain fees; requiring a filing office to notify certain persons of a certain decision; establishing that the sole remedy of a party aggrieved by a filing office's decision is to file a certain petition in the circuit court for the county where certain property is located; providing for the parties to the proceeding; requiring the prevailing party to provide a copy of the court order to the filing office under certain circumstances; requiring the filing office to take certain actions on receipt of the court order; requiring a filing office to accept for filing a financing statement that meets certain requirements and send a certain notice in a certain manner to certain persons under certain circumstances; authorizing a certain person to submit a certain affidavit stating certain information; requiring a filing office to send a certain notice if the filing office receives a certain affidavit; requiring the State Department of Assessments and Taxation to adopt by regulation and make available a certain form of affidavit to be used for certain purposes; authorizing a filing office to terminate a financing statement under certain circumstances; requiring a filing office that terminates a financing statement to send notice of the termination to certain persons in a certain manner; requiring a filing office to review a certain affidavit for a certain purpose and, under certain circumstances, to send a certain notice to certain persons in a certain manner; authorizing a certain person, under certain circumstances, to file a certain petition in a certain circuit court seeking a certain determination; requiring the petition to be filed within a certain period of time; requiring a certain proceeding to include certain parties; prohibiting a filing office from being joined as a party to the proceeding; establishing certain notice procedures for the proceeding; requiring the court to enter a certain order and a certain party to provide a copy of the order to the filing office under certain circumstances; requiring the filing office to take certain actions on receipt of a certain court order; authorizing the court to award to the prevailing party certain damages, fees, and costs; prohibiting a filing office from charging or refunding certain fees; authorizing the Department to adopt certain regulations; defining certain terms a certain term; providing for the application of this Act; and generally relating to secured transactions.~~

BY adding to

Article – Commercial Law

Section 9–501.1

Annotated Code of Maryland

(2013 Replacement Volume and 2014 Supplement)

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

Senate Bill 187 – Senators Pugh, Conway, Currie, Guzzone, King, Lee, Mathias, Montgomery, Muse, and Nathan–Pulliam

AN ACT concerning

~~Governor's Workforce Investment Board~~ **Workgroup to Study Access to
Obstetric Services**

FOR the purpose of ~~requiring~~ authorizing the ~~Governor's Workforce Investment Board to coordinate~~ Maryland Hospital Association, in consultation with the Secretary of Health and Mental Hygiene, health occupations boards, the Governor's Workforce Investment Board, and certain other entities and parties, to establish a workgroup to study access to obstetric services in the State ~~by developing;~~ requiring the workgroup to develop a certain mechanism to evaluate certain factors and to make certain recommendations; requiring the workgroup to report to the Governor and certain committees of the General Assembly on or before a certain date ~~each year;~~ and generally relating to ~~the Governor's Workforce Investment Board and a~~ workgroup to study access to obstetric services.

~~BY adding to~~

~~Article – Labor and Employment~~

~~Section 11-505.2~~

~~Annotated Code of Maryland~~

~~(2008 Replacement Volume and 2014 Supplement)~~

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

Senate Bill 433 – Senators Peters, Astle, Cassilly, Currie, DeGrange, Guzzone, Kasemeyer, King, Klausmeier, Manno, Mathias, McFadden, Montgomery, Ramirez, Raskin, Rosapepe, ~~and Waugh~~ Waugh, Benson, Feldman, Jennings, Hershey, Kelley, Middleton, Reilly, and Pugh

AN ACT concerning

Funeral Establishments and Crematories – Unclaimed Cremains of Veterans – Disposition

FOR the purpose of requiring licensed funeral establishments or holders of permits for the business of operating a crematory in the possession of unclaimed cremated human remains for a certain period of time to provide certain identifying information to the Maryland Department of Veterans Affairs or certain veterans service organizations for a certain determination; requiring the Maryland Department of Veterans Affairs or veterans service organization to make a certain notification of certain information within a certain period of time; authorizing a licensed funeral establishment or permit holder to transfer certain cremains to the Maryland Department of Veterans Affairs or a veterans service organization for certain disposition under certain circumstances; establishing that a licensed funeral establishment, holder of a permit for a crematory, or certain veterans service organization that acts in good faith when taking certain actions is not civilly liable; defining certain terms; and generally relating to the disposition of unclaimed cremains of veterans.

BY repealing and reenacting, without amendments,

Article – Business Regulation

Section 5-101(a), (e), (f), (g), (i), (k), and (n)

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

BY adding to

Article – Business Regulation

Section 5–803

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

BY adding to

Article – Courts and Judicial Proceedings

Section 5–642

Annotated Code of Maryland

(2013 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article – Health Occupations

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

Annotated Code of Maryland

(2014 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 7–406

Annotated Code of Maryland

(2014 Replacement Volume)

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

Senate Bill 465 – Senators Klausmeier ~~and Middleton~~, Middleton, Kelley, Mathias, and Pugh

AN ACT concerning

Chesapeake Employers' Insurance Company ~~and Injured Workers' Insurance Fund Advisory Board~~

FOR the purpose of authorizing the Chesapeake Employers' Insurance Company to take certain actions relating to a subsidiary for certain purposes subject to certain requirements and under certain circumstances; specifying a certain condition of being an authorized insurer; altering the selection and appointment process for the members of the Board for the Chesapeake Employers' Insurance Company; repealing a requirement that certain appointees take a certain oath before taking office as members of the Board; altering the staggering of the terms of members of the Board; authorizing the Governor to remove only certain members for incompetence or misconduct; authorizing the ~~Board~~ policyholders to remove certain members under certain circumstances; authorizing the Maryland Insurance Commissioner to remove certain members under certain circumstances; requiring the Commissioner, at

~~certain intervals, to review the State's Self-Insured Workers' Compensation Program for State Employees, make a certain determination, and submit a certain report to the State Treasurer; requiring a certain designated rating organization to create a certain exception in its classification system for certain authorized insurers; authorizing the Company to remain exempt from certain insurance rate making requirements until a certain date; repealing certain provisions of law that exempt the Company from certain aspects of the insurance rate making process; repealing a provision of law that requires the Board to set rates in a certain manner; establishing the Advisory Board for the Injured Workers' Insurance Fund; providing for the membership of the Advisory Board; requiring the Advisory Board, to the extent practicable, to reflect the geographic and demographic diversity of the State; providing for the terms of the members of the Advisory Board; prohibiting a member of the Advisory Board from serving for more than a certain number of terms or a certain number of years or serving as a member of a certain board; providing that a member of the Advisory Board is entitled to certain reimbursement and compensation; requiring a member of the Advisory Board to take a certain oath before taking office; requiring the Advisory Board to monitor and oversee the administration of a certain program, meet quarterly, and review certain information and report certain findings to certain persons; authorizing the Advisory Board to consult with certain employees, make certain recommendations, and retain certain professionals under certain circumstances; declaring the intent of the General Assembly that a rating organization, in consultation with the Company, create a certain exception in its classification system for authorized insurers before a certain date; requiring the terms of certain members to be extended until a certain date; specifying the process for appointing or selecting a certain member of the Board; authorizing requiring the Governor to appoint a certain member certain members of the Board to be a member for an additional term whose terms expire in certain years; providing for the terms of certain members of the Board; specifying the terms of the initial members of the Advisory Board; defining a certain term; altering a certain defined term authorizing the Governor to appoint specified members notwithstanding certain term limits and if a certain appointment complies with certain qualification requirements; providing for the appointment and the terms of the members of the Board that begin in certain years; making conforming changes; providing for delayed effective dates for certain provisions of this Act; providing for the termination of a certain provision of this Act; and generally relating to the Chesapeake Employers' Insurance Company.~~

BY repealing and reenacting, with amendments,
Article – Insurance
Section 11–202, 11–303, 24–302, 24–306, and 24–307
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY adding to
Article – Insurance
Section 11–331 and 11–332
Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY repealing

Article – Insurance

Section 24–305

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section ~~10–101~~ 10–102(d)

Annotated Code of Maryland

(2008 Replacement Volume and 2014 Supplement)

~~BY adding to~~

~~Article – Labor and Employment~~

~~Section 10–105.1~~

~~Annotated Code of Maryland~~

~~(2008 Replacement Volume and 2014 Supplement)~~

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

Senate Bill 554 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Insurance – Reinsurers – Fees

FOR the purpose of establishing a certain fee that must be paid to the Maryland Insurance Commissioner for filing the annual statement by an unauthorized insurer applying for approval to become a certified reinsurer; correcting a certain obsolete reference; repealing a certain erroneous reference to an accepted insurer; making a conforming change; and generally relating to fees payable by unauthorized insurers.

BY repealing and reenacting, with amendments,

Article – Insurance

Section 2–112(a)(8)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 563 – Senators Peters, Astle, Cassilly, DeGrange, Klausmeier, ~~and Mathias~~ Mathias, Benson, Feldman, Hershey, Jennings, Middleton, Pugh, and Reilly

AN ACT concerning

Developmental Disabilities Administration and Maryland Medical Assistance Program – Services – Military Families

FOR the purpose of providing that certain dependents who are determined eligible to receive services from the Developmental Disabilities Administration shall retain eligibility for the services under certain circumstances; requiring the Administration to allow certain dependents to remain on a certain waiting list under certain circumstances; requiring the Administration to ~~resume~~ reinstate certain services for certain dependents under certain circumstances; providing that certain dependents who are determined eligible to receive certain services from the Maryland Medical Assistance Program shall retain eligibility for the services under certain circumstances; requiring the Department of Health and Mental Hygiene to allow certain dependents to remain on a certain waiting list under certain circumstances; requiring the Department to ~~resume~~ reinstate certain services for certain dependents under certain circumstances; defining a certain term; and generally relating to the eligibility for and receipt of Developmental Disabilities Administration and Maryland Medical Assistance Program services by dependents of military service members.

BY adding to

Article – Health – General

Section 7–404.1 and 15–134.1

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 641 – Senator Klausmeier

AN ACT concerning

Public Health – Substance Abuse Treatment Outcomes Partnership Fund

FOR the purpose of altering the definition of “eligible populations” to allow funds from the Substance Abuse Treatment Outcomes Partnership Fund to be used for services provided to drug offenders under the supervision of certain courts; altering the information an applicant is required to include in a request for Partnership funding; repealing the requirement that the Department of Health and Mental Hygiene consult with a certain task force in evaluating a request for and awarding Partnership funding; authorizing a participating county, under certain circumstances, to use Partnership funding to continue or expand funding for eligible functions; declaring the intent of the General Assembly; defining a certain term; altering a certain definition; making conforming changes; and generally relating to the Substance Abuse Treatment Outcomes Partnership Fund.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 8–6C–01 and 8–6C–04
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 714 – Senators Feldman and Rosapepe

AN ACT concerning

**Maryland Electric Vehicle Infrastructure Council – Reporting and Sunset
Extension**

FOR the purpose of altering the deadlines for the reporting requirements for the Maryland Electric Vehicle Infrastructure Council; extending the termination date for the Council; and generally relating to the Maryland Electric Vehicle Infrastructure Council.

BY repealing and reenacting, without amendments,
Chapter 400 of the Acts of the General Assembly of 2011, as amended by Chapters 64 and 65 of the Acts of the General Assembly of 2013
Section 1(b)

BY repealing and reenacting, with amendments,
Chapter 400 of the Acts of the General Assembly of 2011, as amended by Chapters 64 and 65 of the Acts of the General Assembly of 2013
Section 1(h) and 2

BY repealing and reenacting, without amendments,
Chapter 401 of the Acts of the General Assembly of 2011, as amended by Chapters 64 and 65 of the Acts of the General Assembly of 2013
Section 1(b)

BY repealing and reenacting, with amendments,
Chapter 401 of the Acts of the General Assembly of 2011, as amended by Chapters 64 and 65 of the Acts of the General Assembly of 2013
Section 1(h) and 2

Read the first time and referred to the Committee on Environment and Transportation.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 312)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #23

House Bill 79 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

Correctional Officers’ Retirement System – Membership and Eligibility for Retirement

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

Affirmative – 138 Negative – 0 (See Roll Call No. 313)

The Bill was then sent to the Senate.

House Bill 113 – Delegate Conaway

AN ACT concerning

Local Government Tort Claims Act – Limits on Liability

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

Affirmative – 93 Negative – 45 (See Roll Call No. 314)

The Bill was then sent to the Senate.

House Bill 123 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Residential Retention Property Tax Credit – Modification

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

Affirmative – 138 Negative – 0 (See Roll Call No. 315)

The Bill was then sent to the Senate.

House Bill 134 – Charles County Delegation

AN ACT concerning

Charles County – Property Tax Credit – New or Expanding Businesses

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

Affirmative – 139 Negative – 0 (See Roll Call No. 316)

The Bill was then sent to the Senate.

House Bill 158 – Delegates Haynes, B. Barnes, Cullison, Gutierrez, Hixson, Korman, Pena–Melnik, Proctor, Reznik, Rosenberg, Sophocleus, and Zucker

AN ACT concerning

State Personnel and Procurement – Service Contracts – Reporting and Audit Requirements

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

Affirmative – 128 Negative – 9 (See Roll Call No. 317)

The Bill was then sent to the Senate.

House Bill 285 – Caroline County Delegation and Dorchester County Delegation

AN ACT concerning

Caroline County and Dorchester County – Sunday Hunting

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

Affirmative – 130 Negative – 7 (See Roll Call No. 318)

The Bill was then sent to the Senate.

House Bill 312 – Chair, Economic Matters Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Commercial Law – Secured Transactions – False ~~Records~~ Financing Statements

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

Affirmative – 139 Negative – 0 (See Roll Call No. 319)

The Bill was then sent to the Senate.

House Bill 541 – Delegates Barkley, Tarlau, Angel, Atterbeary, Aumann, Barron, Brooks, Carr, Chang, Clippinger, Dumais, Ebersole, Fennell, Frick, Frush, Gaines, Glenn, C. Howard, Impallaria, Jackson, Jalisi, Korman, Kramer, McCray, A. Miller, Moon, Pena–Melnyk, Platt, S. Robinson, Smith, Sophocleus, Stein, Valderrama, Valentino–Smith, Waldstreicher, A. Washington, and Zucker

AN ACT concerning

~~Utility Companies – Removal of Facility Equipment From Utility Poles~~ **Public Service Commission – Attachments to Utility Poles – Study**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 320)

The Bill was then sent to the Senate.

House Bill 785 – Delegates Flanagan, Frush, Lafferty, Mautz, O’Donnell, ~~and Szeliga~~, Szeliga, Anderton, Carr, Cassilly, Fraser–Hidalgo, Jacobs, Jalisi

AN ACT concerning

Recreational Fishing Licenses – Duration and Expiration Date

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

Affirmative – 139 Negative – 0 (See Roll Call No. 321)

The Bill was then sent to the Senate.

House Bill 873 – Charles County Delegation

AN ACT concerning

Charles County – Correctional Officers’ Bill of Rights

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

Affirmative – 139 Negative – 0 (See Roll Call No. 322)

The Bill was then sent to the Senate.

House Bill 907 – Delegates W. Miller, Kittleman, Krebs, and Shoemaker

AN ACT concerning

Employees’ Pension System – Town of Sykesville – Service Credit

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

Affirmative – 138 Negative – 0 (See Roll Call No. 323)

The Bill was then sent to the Senate.

**House Bill 998 – Delegates Jacobs, Adams, Anderton, Arentz, Carozza, Ghrist,
Kipke, Mautz, ~~Otto, and Szeliga~~, Szeliga, Beidle, and Cassilly**

AN ACT concerning

Natural Resources – Striped Bass Permits – Annual Fees

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

Affirmative – 139 Negative – 0 (See Roll Call No. 324)

The Bill was then sent to the Senate.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 70 – The Speaker and the President (By Request – Administration)

Budget Bill

(Fiscal Year 2016)

STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENTS NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

REPORT OF THE HOUSE APPROPRIATIONS COMMITTEE
TO THE MARYLAND HOUSE OF DELEGATES – 2015 SESSION –
RECOMMENDATIONS, REDUCTIONS, AND SUMMARY OF ACTION
PERTAINING TO HOUSE BILL 70 – THE BUDGET BILL

(See Exhibit H of Appendix II)

HOUSE APPROPRIATIONS COMMITTEE
COMMITTEE REPRINT TO HOUSE BILL 70 – THE BUDGET BILL

(See Exhibit I of Appendix II)

HOUSE APPROPRIATIONS COMMITTEE SUMMARY DOCUMENT ON
HOUSE BILL 70 – THE BUDGET BILL AND
HOUSE BILL 72 – THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit J of Appendix II)

STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENTS NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

Committee amendments 1 through 4 were read and adopted.

Committee amendment 5 was read and adopted.

Committee amendments 6 through 16 were read and adopted.

Committee amendments 17 through 18 were read and adopted.

Committee amendment 19.

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

Affirmative – 92 Negative – 48 (See Roll Call No. 325)

Committee amendments 20 through 32 were read and adopted.

Committee amendments 33 through 34 were read and adopted.

Committee amendment 35.

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

Affirmative – 86 Negative – 53 (See Roll Call No. 326)

Committee amendments 36 through 45 were read and adopted.

Committee amendments 46 through 56 were read and adopted.

Committee amendment 57 was read and adopted.

Committee amendments 58 through 67 were read and adopted.

Committee amendments 68 through 73 were read and adopted.

Committee amendment 74.

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

Affirmative – 94 Negative – 45 (See Roll Call No. 327)

Committee amendments 75 through 76 were read and adopted.

Committee amendments 77 through 89 were read and adopted.

Committee amendment 90 was read and adopted.

Committee amendment 91 was read and adopted.

Committee amendments 92 through 105 were read and adopted.

Committee amendments 106 through 114 were read and adopted.

Committee amendment 115.

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

Affirmative – 94 Negative – 44 (See Roll Call No. 328)

Committee amendments 116 through 120 were read and adopted.

Committee amendment 121 was read and adopted.

Committee amendments 122 through 125 were read and adopted.

Committee amendments 126 through 154 were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0070/534269/1

BY: Appropriations Committee

AMENDMENT TO HOUSE BILL 70, AS AMENDED

(First Reading File Bill – Committee Reprint)

On pages 43 through 45, in Committee Amendment No. 32, under:

Heading: OFFICE OF FACILITIES PLANNING, DESIGN AND CONSTRUCTION

Program: H00G01.01

Entitled: Facilities Planning, Design and Construction

Strike beginning with “Further” in line 30 on page 43 down through “committees” in line 38 on page 45 and substitute:

“Further provided that \$500,000 of this appropriation may not be expended until the Department of General Services submits a report to the budget committees that provides the anticipated design and construction timeline for Phase I of State Center.

The report shall be submitted by July 1, 2015, and the committees shall have 45 days to review and comment. Funds restricted pending the receipt of the report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted to the budget committees”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

HB0070/143125/1

BY: Delegate McConkey

AMENDMENT TO HOUSE BILL 70, AS AMENDED

(First Reading File Bill – Committee Report)

On page 220, in line 18 of Committee Amendment No. 153, after “Index” insert “or any other program within Aid to Education”.

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

Affirmative – 42 Negative – 95 (See Roll Call No. 329)

FLOOR AMENDMENT

HB0070/893522/1

BY: Delegate McKay

AMENDMENT TO HOUSE BILL 70, AS AMENDED

(First Reading File Bill – Committee Reprint)

On pages 3 and 4, in Committee Amendment No. 5, under:

Heading: JUDICIARY

Program: C00A00.04

Entitled: District Court

Strike beginning with “Further” in line 38 on page 3 down through “county.” in line 13 on page 4.

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

Affirmative – 50 Negative – 89 (See Roll Call No. 330)

FLOOR AMENDMENT

HB0070/313429/1

BY: Delegate Rey

AMENDMENT TO HOUSE BILL 70

(First Reading File Bill – Committee Reprint)

On page 84, under:

Heading: MEDICAL CARE PROGRAMS ADMINISTRATION

Program: M00Q01.03

Entitled: Medical Care Provider Reimbursements

Strike beginning with “; or where” in line 18 down through “health” in line 40.

On page 86, under:

Heading: MEDICAL CARE PROGRAMS ADMINISTRATION

Program: M00Q01.07

Entitled: Maryland Children’s Health Program

Strike beginning with “; or where” in line 20 down through “health” in line 42.

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

Affirmative – 55 Negative – 83 (See Roll Call No. 331)

FLOOR AMENDMENT

HB0070/503729/1

BY: Delegate O’Donnell

AMENDMENT TO HOUSE BILL 70

(First Reading File Bill – Committee Reprint)

On page 84, under:

Heading: MEDICAL CARE PROGRAMS ADMINISTRATION

Program: M00Q01.03

Entitled: Medical Care Provider Reimbursements

In line 40, after “health.” insert “Further provided that no part of this General Fund appropriation may be paid to any physician or surgeon or any hospital, clinic, or other medical facility for or in any connection with the performance of any abortion in the third trimester of a pregnancy.”

On page 86, under:

Heading: MEDICAL CARE PROGRAMS ADMINISTRATION

Program: M00Q01.07

Entitled: Maryland Children's Health Program

In line 42, after "health" insert ". Further provided that no part of this General Fund appropriation may be paid to any physician or surgeon or any hospital, clinic, or other medical facility for or in any connection with the performance of any abortion in the third trimester of a pregnancy".

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

Affirmative – 53 Negative – 83 (See Roll Call No. 332)

FLOOR AMENDMENT

HB0070/273423/1

BY: Delegate Vogt

AMENDMENT TO HOUSE BILL 70
(First Reading File Bill – Committee Reprint)

On page 114, under:

Heading: HEADQUARTERS

Program: R00A01.04

Entitled: Division of Accountability and Assessment

On page 114, after line 34, insert:

"Further provided that \$34,000,000 of this appropriation made for the purpose of State assessments may only be expended for the administration of the Smarter Balanced Assessments in lieu of the Partnership for Assessment of Readiness for College and Careers Assessment in fiscal 2016. It is the intent of the General Assembly that the Smarter Balanced Assessment should be administered by the Maryland State Department of Education as an interim assessment while the Governor establishes a State commission to oversee transition to a Maryland-specific State assessment system. Funds not expended

for this restricted purpose may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund.”.

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

Affirmative – 40 Negative – 98 (See Roll Call No. 333)

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 334)

RECESS

At 1:14 P.M. on motion of Delegate Kaiser the House recessed until 5:00 P.M. on Legislative Day March 15, 2015, Calendar Day Wednesday, March 18, 2015.

AFTER RECESS
Annapolis, Maryland
Legislative Day: March 15, 2015
Calendar Day: Wednesday, March 18, 2015

At 6:10 P.M. the House resumed its session and pledged Allegiance to the Flag.

Prayer by Delegate C. T. Wilson of Charles County.

QUORUM CALL

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

(See Roll Call No. 335)

EXCUSES:

Del. Proctor – illness

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 75 – Senators Feldman and Jennings

AN ACT concerning

**Task Force to Study a Program for Interest-Free Loans to STEM College
Students in Maryland**

FOR the purpose of establishing the Task Force to Study a Program for Interest-Free Loans to STEM College Students in Maryland; providing for the composition, cochairs, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study a Program for Interest-Free Loans to STEM College Students in Maryland.

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

Senate Bill 90 – Senators Kelley, Astle, Benson, Feldman, Guzzone, Klausmeier, Mathias, Montgomery, Nathan–Pulliam, Pugh, ~~and Young~~ Young, and Muse

AN ACT concerning

**Guardianship, of Disabled Persons and Revocation of Advance Directives, and
Surrogates – Disabled Persons and Mental Health Services**

FOR the purpose of authorizing a court to appoint a guardian of the person of a disabled person for a limited period of time under certain circumstances; specifying that certain rights, duties, and powers that a court may order include the duty to file a certain report; ~~providing that a revocation of an advance directive for mental health services by a certain declarant is not effective until a certain period of time after the request for revocation is made by the declarant; repealing the prohibition against certain surrogate decision makers authorizing treatment for a mental disorder~~ authorizing a certain individual declarant to waive certain rights when making an advance directive; making conforming changes; and generally relating to guardianship, and advance directives, ~~and surrogate decision making.~~

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 13–708(a) and (b)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 5–604 ~~and 5–605(d)~~
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 104 – Senator Peters (Chair, Joint Committee on Pensions)

AN ACT concerning

Correctional Officers’ Retirement System – Membership and Eligibility for Retirement

FOR the purpose of altering the positions eligible for membership in the Correctional Officers’ Retirement System to include certain individuals who elect to transfer from the Employees’ Retirement System; clarifying that certain individuals who do not elect to transfer are not members of the Correctional Officers’ Retirement System; altering certain eligibility requirements for a normal service retirement allowance for members of the Correctional Officers’ Retirement System; altering eligibility requirements for a deferred vested retirement allowance for members of the

Correctional Officers' Retirement System; authorizing certain individuals to cease membership in the Employees' Retirement System and enroll in the Correctional Officers' Retirement System; authorizing certain individuals to transfer service credit from the Employees' Retirement 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 that certain provisions of law do not apply to certain individuals who transfer service credit to the Correctional Officers' Retirement System in accordance with certain provisions of law; providing for the termination of certain provisions of this Act; and generally relating to membership and eligibility for retirement in the Correctional Officers' Retirement System.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section ~~25–201, 25–401, and 29–302(c)~~
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 132 – ~~Senators Brochin and Raskin~~, Raskin, Ready, and Muse

AN ACT concerning

Speed Monitoring Systems – Local Designees – ~~Hearing and Approval~~

FOR the purpose of making a local jurisdiction's designation of an official or employee to investigate and respond to questions or concerns about the local jurisdiction's speed monitoring system program subject to the approval of the governing body of the local jurisdiction ~~following a public hearing~~; and generally relating to local designees and speed monitoring systems.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–809(b)(1)(ix)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 198 – Senators Nathan–Pulliam, Kelley, Lee, Manno, Montgomery, Pugh, Raskin, and Rosapepe

AN ACT concerning

Health Care Disparities, Cultural and Linguistic Competency, and Health Literacy – ~~Continuing Education~~ Recommended Courses

FOR the purpose of ~~requiring certain applicants and health care professionals to provide to certain boards evidence of completion of certain continuing education requirements; requiring certain boards, in consultation with the Office of Minority Health and Health Disparities and State experts, to adopt certain regulations; stating the intent of the General Assembly that the regulations require a certain percentage of the total required continuing education credits be in health care disparities, cultural and linguistic competency, and health literacy; requiring certain boards, on or before a certain date, to approve certain continuing education courses; requiring courses approved by a board to include certain instruction; authorizing a board to approve certain courses;~~ requiring the Office of Minority Health and Health Disparities to provide to certain health occupations boards a list of certain recommended courses; requiring each board to post a certain list in a certain manner on the board's Web site, encourage certain applicants and health care professionals to take certain courses, provide information about the courses to certain health care professionals at a certain time, and advertise the availability of certain courses in certain newsletters and media; defining certain terms; and generally relating to ~~continuing education~~ recommended courses in health care disparities, cultural and linguistic competency, and health literacy for health care providers professionals.

BY adding to

Article – Health Occupations

Section 1-801 ~~through 1-804~~ and 1-802 to be under the new subtitle “Subtitle 8. Continuing Education in Health Care Disparities, Cultural and Linguistic Competency, and Health Literacy”

Annotated Code of Maryland

(2014 Replacement Volume)

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

Senate Bill 251 – Senators Pugh, Bates, Benson, Conway, Feldman, Kagan, King, Lee, Mathias, Montgomery, Muse, Nathan-Pulliam, and Raskin

AN ACT concerning

**Professional Standards and Teacher Education Board – School Counselors –
Certification Renewal Requirement
(Lauryn’s Law)**

FOR the purpose of requiring the Professional Standards and Teacher Education Board to require, ~~beginning~~ on or after before a certain date, certain ~~applicants for certification~~ certificate holders applying for renewal of a certificate as a school

counselor to have ~~successfully completed a certain course regarding the recognition of, initial screening for, and response to emotional and behavioral distress in students and other individuals; requiring a certain course to include certain information;~~ obtained, by a method determined by the Board, certain knowledge and skills required to understand and respond to the social, emotional, and personal development of students; requiring the Board to adopt certain regulations; and generally relating to a certification renewal requirement for school counselors by the Professional Standards and Teacher Education Board.

BY adding to

Article – Education

Section 6–704.1

Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)

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

Senate Bill 261 – ~~Senators Jennings, Brochin, and Klausmeier, Klausmeier, and Mathias~~

AN ACT concerning

Public Safety – Handgun Permit Background Investigation – Armored Car Company Employees

FOR the purpose of authorizing the Secretary of State Police to accept certain background investigations from certain armored car companies in place of a certain criminal history records check performed by the Department of Public Safety and Correctional Services under certain circumstances; and generally relating to handgun permit background investigations.

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 5–305

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 335 – ~~Senator Simonaire~~ Senators Simonaire, Lee, Conway, Pinsky, Bates, Kagan, Montgomery, Nathan-Pulliam, Rosapepe, Salling, Waugh, and Young

AN ACT concerning

Community Colleges – Victims of Human Trafficking – Exemption From Out-of-County and Out-of-Region Fees

FOR the purpose of exempting certain victims of human trafficking from paying a certain out-of-county fee or a certain out-of-region fee at community colleges in the State; authorizing each board of community college trustees to waive a certain out-of-county fee or a certain out-of-region fee for certain students; requiring certain information collected by a community college to remain confidential; requiring a community college to collect certain information and report certain information to the Commission each year; requiring the Commission to submit a certain report to the General Assembly each year; requiring the Maryland Higher Education Commission to adopt certain regulations; defining a certain term; and generally relating to an exemption from the out-of-county fees and out-of-region fees for victims of human trafficking.

BY repealing and reenacting, with amendments,
Article – Education
Section 16-310(b)
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

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

Senate Bill 347 – Senators Pugh, Middleton, Bates, Feldman, Madaleno, Montgomery, Nathan-Pulliam, Salling, Waugh, and Young

AN ACT concerning

Health Occupations – Prescriber-Pharmacist Agreements and Therapy Management Contracts

FOR the purpose of authorizing certain dentists, physicians, podiatrists, ~~nurse-midwives, and nurse-practitioners~~ and advanced practice nurses to enter into certain agreements; requiring certain prescribers who wish to enter certain therapy management contracts to have certain agreements; requiring certain prescribers and certain pharmacists to submit to certain health occupations boards certain documents; authorizing certain pharmacists to enter into certain agreements and certain contracts under certain circumstances; prohibiting certain pharmacists from employing or providing certain incentives to certain prescribers for certain purposes; providing that a ~~certain~~ protocol by a licensed physician and licensed pharmacist may authorize the initiation of certain drug therapy; ~~providing that certain protocols may authorize certain drug substitutions; repealing a certain prohibition against certain drug substitutions except under certain circumstances;~~ repealing a provision of law that provides for the termination of a therapy management contract after a certain time period unless there is a certain renewal; specifying that certain contracts apply only to conditions agreed to by certain prescribers; requiring certain contracts to include certain provisions; authorizing the Board of Pharmacy to assess certain fees for certain purposes; requiring certain prescribers to maintain certain records in a certain manner; requiring certain health occupations boards to jointly

adopt certain regulations in consultation with certain other health occupations boards; requiring the regulations to include certain provisions; defining certain terms; making certain stylistic changes; and generally relating to prescriber–pharmacist agreements and therapy management contracts.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 12–6A–01, 12–6A–03 through 12–6A–08, and 12–6A–10

Annotated Code of Maryland

(2014 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – Health Occupations

Section 12–6A–02

Annotated Code of Maryland

(2014 Replacement Volume)

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

Senate Bill 391 – Senator Montgomery

AN ACT concerning

State Board of Morticians and Funeral Directors – Licenses, Permits, and Registrations – Processes and Criminal History Records Checks

FOR the purpose of clarifying that a certain process for regulating crematories must provide for the registration of crematory operators or the issuance of permits for operating crematories; requiring certain applicants to the State Board of Morticians and Funeral Directors to submit to a certain criminal history records check or submit to the Board a criminal history records check conducted by a certain entity; requiring certain applicants to submit certain fingerprints and certain fees to the Criminal Justice Information System Central Repository of the Department of Public Safety and Correctional Services under certain circumstances; requiring the Central Repository to forward to the Board and certain applicants certain criminal history record information; authorizing the Board to accept certain alternate methods of criminal history records checks under certain circumstances; providing that certain information is confidential, may not be redisseminated, and may be used only for certain purposes; authorizing certain individuals to contest the contents of certain statements issued by the Central Repository under certain circumstances; requiring the Board to consider certain factors in determining whether to grant certain licenses, permits, and registrations on receipt of certain criminal history record information; prohibiting the Board from issuing certain licenses, permits, and registrations under certain circumstances; providing for the application of this Act; making a conforming change; and generally relating to licenses, permits, and registrations issued by the State Board of Morticians and Funeral Directors.

BY repealing and reenacting, with amendments,
 Article – Health Occupations
 Section 7–205(c)
 Annotated Code of Maryland
 (2014 Replacement Volume)

BY adding to
 Article – Health Occupations
 Section 7–301.1
 Annotated Code of Maryland
 (2014 Replacement Volume)

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

Senate Bill 393 – Senators Raskin, Benson, Edwards, Feldman, Guzzone, Hough, Klausmeier, Lee, Madaleno, Montgomery, Peters, Pinsky, Rosapepe, Simonaire, Waugh, and Young

AN ACT concerning

Criminal Law – ~~Costs of Care for Seized Animals~~ Animal Cruelty – Payment of Costs

FOR the purpose of ~~establishing that the owner or custodian of an animal seized or removed under certain provisions of law is liable for certain costs relating to the care of the animal during a certain period; requiring a person who seizes or removes an animal under certain provisions of law to post a certain notice in a certain manner; requiring a certain seizing authority to make a reasonable attempt to provide a certain notice under certain circumstances; repealing a certain provision of law regarding the circumstances under which an animal may be considered a stray; authorizing the owner or custodian of a certain animal to file a certain petition; providing that a certain petition be served on a seizing authority; providing that failure to file a certain petition shall be considered a forfeiture of a certain animal to the seizing authority; providing for a certain hearing to make a certain determination; requiring the District Court to issue a certain order unless a certain bond is posted; providing that failure to post a certain bond results in a certain forfeiture; authorizing the seizing authority to draw certain funds from a certain bond; requiring the unused portion of a certain bond to be returned to a certain person; providing for adjusting the amount of a certain bond; defining a certain term; authorizing a court to order a defendant convicted of a certain charge of animal cruelty, as a condition of sentencing, to pay, in addition to any other fines and costs, all reasonable costs incurred in removing, housing, treating, or euthanizing an animal confiscated from the defendant; and generally relating to animals~~ animal cruelty.

BY repealing and reenacting, with amendments,
 Article – Criminal Law
 Section ~~10–615~~ 10–604, 10–606, 10–607, and 10–608

Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 403 – ~~Senator Madaleno~~ Senators Madaleno and Ferguson

AN ACT concerning

Education – Maryland Council on Advancement of School–Based Health Centers

FOR the purpose of repealing the Maryland School Board Health Center Policy Advising Committee and establishing the Maryland Council on Advancement of School–Based Health Centers; specifying the duties of the Council; providing for the composition, chair, and staffing of the Council; prohibiting a member of the Council from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Council to study and make recommendations regarding certain matters; requiring the Council to report its findings and recommendations to certain State agencies and the General Assembly on or before a certain date each year; requiring the Council to include certain information and recommendations in a certain report that is due on a certain date; repealing obsolete provisions of law; specifying the terms of the initial members of the Council; and generally relating to the Maryland Council on Advancement of School–Based Health Centers.

BY repealing

Article – Education
Section 7–4A–01 and 7–4A–05
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

BY adding to

Article – Education
Section 7–4A–01 and 7–4A–05
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Education
Section 7–4A–02, 7–4A–03, and 7–4A–04
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

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

Senate Bill 408 – Senators Muse, Cassilly, Norman, and Ready

AN ACT concerning

Real Property – Residential Leases – Interest on Security Deposits

FOR the purpose of altering the calculation of the interest rate paid on a security deposit under a residential lease at the end of a tenancy; altering the calculation of the interest rate paid on a security deposit under a residential lease when an evicted or ejected tenant makes a timely written demand for return of the security deposit; altering the calculation of the interest rate paid by a mobile home park owner on a security deposit at the end of a tenancy; altering the requirements for a certain calculator that the Department of Housing and Community Development is required to maintain on its Web site; providing for the application of this Act; and generally relating to the interest paid on security deposits under residential leases and mobile home park rental agreements.

BY repealing and reenacting, with amendments,
 Article – Real Property
 Section 8–203(e), (h), and (k) and 8A–1001(f)
 Annotated Code of Maryland
 (2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
 Article – Real Property
 Section 8–203(l) and 8A–1001(h)
 Annotated Code of Maryland
 (2010 Replacement Volume and 2014 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 415 – Senators Kagan, Astle, Bates, Benson, Brochin, Cassilly, Conway, Currie, DeGrange, Eckardt, Edwards, Feldman, Ferguson, Guzzone, Hershey, Jennings, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Montgomery, Muse, Nathan–Pulliam, Norman, Peters, Pinsky, Pugh, Ramirez, Raskin, Ready, Reilly, Rosapepe, Salling, Serafini, Simonaire, Waugh, and Young

SECOND PRINTING

AN ACT concerning

**State Donor Registry – Information and Methods of Registration – Clerks of Circuit Courts, Registers of Wills, and Motor Vehicle Administration
 (Enhancing Organ Donation Rates Act)**

FOR the purpose of requiring the clerks of the circuit courts and registers of wills to ~~provide a method by which certain individuals can register with the State donor registry for a certain purpose; requiring, under certain circumstances, the clerks of the circuit courts and the registers of wills to transfer certain information received by the clerks~~

~~of the circuit courts or registers of wills to the State donor registry; requiring the clerks of the circuit courts and registers of wills to notify certain individuals that a certain registration will remain effective until the individual makes a certain request~~
make available to the public information about registering with the State donor registry; requiring the Motor Vehicle Administration to provide a method by which an individual doing business with the Administration can register as a donor with the State donor registry for a certain purpose and select to have a donor designation on the individual's driver's license or identification card, rather than providing a method by which an applicant for a driver's license or identification card can designate that the applicant consents to a certain gift; making conforming changes; and generally relating to information about, and methods of registering with, the State donor registry.

BY adding to

Article – Courts and Judicial Proceedings
Section 2–214
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

BY adding to

Article – Estates and Trusts
Section 2–213
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, ~~with~~ without amendments,

Article – Estates and Trusts
Section 4–516
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation
Section 12–303
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 417 – Senator Lee

AN ACT concerning

Maryland Trust Act – Revocable Trusts – Creditors' Claims – Limitations

FOR the purpose of providing that, under certain circumstances, property of a certain revocable trust is not subject to, and a trustee and beneficiaries of that trust may not

be held liable for, certain claims of creditors of the settlor; providing that, if a certain proceeding has not been commenced, the publication of certain notice by a certain trustee in a certain manner shall afford the trust property, the trustee, and the trust beneficiaries certain protections under certain provisions of law barring certain claims after a certain period of time; barring certain claims against the trust property, the trustee, and the trust beneficiaries unless, within a certain time period, a certain creditor files a certain action and serves certain notice on the trustee or presents to the trustee a certain claim; providing that a claim may not be deemed to have been presented to the trustee under certain circumstances; providing that, except under certain circumstances, a claimant is forever barred to the extent of a certain disallowance; and generally relating to certain creditors' claims against certain trust property.

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 14.5–508
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 418 – Senator Lee

AN ACT concerning

Estates – Modified Administration – Final Report and Distribution – Extension

FOR the purpose of authorizing, under certain circumstances, a register of wills to extend the time periods for filing a final report and making distribution of an estate in a modified administration of the estate for a certain period of time on the filing of a certain request; requiring the request for the extension to be signed by the personal representative and consented to by certain persons; requiring the request to be delivered to the register of wills by a certain date; providing for the application of this Act; and generally relating to an extension of the time periods for filing a final report and for making final distribution of an estate in a modified administration of the estate.

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 5–703
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 444 – Senator Ready

AN ACT concerning

Public Records – Inspection

FOR the purpose of clarifying that an official custodian is required to make a certain designation and maintain a certain list concerning the availability of public records; repealing the prohibition against a certain applicant obtaining a copy of a judgment until a certain time; and generally relating to the inspection of public records.

BY repealing and reenacting, with amendments,
Article – General Provisions
Section 4–201 and 4–205
Annotated Code of Maryland
(2014 Volume)

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

Senate Bill 449 – Senator Conway

AN ACT concerning

State Board of Physicians – Physicians, Physician Assistants, and Allied Health Practitioners – Licensure Requirements

FOR the purpose of authorizing the State Board of Physicians and a disciplinary panel to take certain actions against certain applicants and licensees for failing to submit to a certain criminal history records check; requiring certain applicants for licensure by the State Board of Physicians to submit to a certain criminal history records check; altering the circumstances under which certain individuals and certain physicians are authorized to practice medicine in the State without a license; requiring certain applicants and licensees to apply to the Criminal Justice Information System Central Repository of the Department of Public Safety and Correctional Services for a certain criminal history records check and to submit to the Central Repository certain fingerprints and fees; requiring the Central Repository to forward to the Board and to certain individuals certain information under certain circumstances; providing that certain information is confidential, may not be disseminated, and may be used only for certain purposes; authorizing certain individuals to contest certain information in accordance with certain provisions of law; altering the circumstances under which the Board may grant a certain waiver; requiring the Board, on receipt of certain information, to consider certain information in making certain determinations about certain applicants and licensees; requiring the Board to require certain criminal history records checks as a condition of license renewal beginning on a certain date; prohibiting the Board from renewing certain licenses if certain criminal history records check information has not been received; altering the circumstances under which the Board may issue a license to an individual who is on inactive status; authorizing the Board to reinstate

certain licenses under certain circumstances; prohibiting a disciplinary panel from reinstating certain revoked or suspended licenses except under certain circumstances; and generally relating to the licensure of physicians and allied health practitioners by the State Board of Physicians.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 14–205(b)(1)(iii), 14–302, 14–302.1, 14–309(a), 14–312(c) and (d), 14–313, 14–320(b), 14–404(a)(40) and (41), 14–409(a), 14–5A–10, 14–5A–11, 14–5A–17(a)(26) and (27), 14–5A–19, 14–5B–09(b), 14–5B–10, 14–5B–14(a)(26) and (27), 14–5B–16, 14–5C–09(b), 14–5C–11, 14–5C–12, 14–5C–17(a)(27) and (28), 14–5C–19, 14–5D–08(b), 14–5D–09, 14–5D–14(a)(27) and (28), 14–5D–16, 14–5E–09(b), 14–5E–11, 14–5E–16(a)(27) and (28), 14–5E–19, 14–5F–12, 14–5F–13, 14–5F–16(a)(2), 14–5F–18(a)(25) and (26), 14–5F–24, 15–303(a), 15–304, 15–305, 15–308, ~~and~~ 15–311, and 15–314(a)(41) and (42)

Annotated Code of Maryland
(2014 Replacement Volume)

BY adding to

Article – Health Occupations

Section 14–307(i), 14–308.1, 14–316(g), 14–404(a)(42), 14–5A–09(e), 14–5A–13(g), 14–5A–17(a)(28), 14–5B–12(g), 14–5B–14(a)(28), 14–5C–14(g), 14–5C–17(a)(29), 14–5D–12(h), 14–5D–14(a)(29), 14–5E–13(g), 14–5E–16(a)(29), 14–5F–11(g), 14–5F–15(d), 14–5F–18(a)(27), ~~and~~ 15–307(g),
and 15–314(a)(43)

Annotated Code of Maryland
(2014 Replacement Volume)

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

Senate Bill 456 – Senators Zirkin and Raskin

AN ACT concerning

Criminal Law – Marijuana and Drug Paraphernalia – Medical Necessity

FOR the purpose of requiring a court to dismiss a certain possession of marijuana charge if the court finds that the person used or possessed marijuana because of medical necessity; requiring a court to dismiss a certain possession of drug paraphernalia charge related to marijuana if the court finds that the person possessed the drug paraphernalia related to marijuana because of medical necessity; and generally relating to the use or possession of marijuana and drug paraphernalia.

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 5–601 and 5–619

Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 466 – Senators Klausmeier and Jennings

AN ACT concerning

**Baltimore County – Education – Junior Reserve Officer Training Corps
Instructors**

FOR the purpose of applying to Baltimore County a certain definition of “public school employee” that includes Junior Reserve Officer Training Corps (JROTC) instructors for the purpose of certain provisions of law related to organizations of certificated employees; and generally relating to representation for JROTC instructors in Baltimore County.

BY repealing and reenacting, with amendments,
Article – Education
Section 6–401(e)
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

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

Senate Bill 477 – Senators Ramirez, Benson, Hough, Lee, and Raskin

AN ACT concerning

Domestic Violence – Persons Eligible for Relief

FOR the purpose of altering, for purposes of certain provisions of law relating to domestic violence, the definition of “person eligible for relief” to include an individual who has had a sexual relationship with a certain respondent; and generally relating to domestic violence.

BY repealing and reenacting, with amendments,
Article – Family Law
Section 4–501(m)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

**Senate Bill 487 – Senators King, Bates, Benson, Currie, Kagan, Klausmeier,
Madaleno, Montgomery, Ramirez, and Young**

AN ACT concerning

Family Child Care – ~~Registration Requirements for Participants in~~ Providers and Maryland Child Care Subsidy Program

FOR the purpose of requiring a family child care home that participates in the Maryland Child Care Subsidy Program to register with the State Department of Education and comply with certain regulations concerning registration, subject to certain exceptions; requiring certain family child care homes to register with the Department beginning on a certain date; requiring a certain individual who receives assistance under the Maryland Child Care Subsidy Program to use a certain family child care home or child care center, subject to a certain exception; altering a certain definition of “family child care provider”; requiring the Department to establish certain programs to encourage certain child care providers to participate in a certain federal program and promote awareness of certain advantages of using and options to access licensed child care; requiring the Department to adopt certain regulations; requiring the Department to report certain information to the General Assembly on or before a certain date of certain years; and generally relating to ~~family child care homes and family~~ child care providers and the Maryland Child Care Subsidy Program.

BY repealing and reenacting, without amendments,
Article – Family Law
Section 5–550(a), (b), and (d)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section 5–552 and 5–595
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY adding to
Article – Family Law
Section 5–552.1; and 5–598 to be under the new part “Part XII. Miscellaneous Provisions”
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 496 – Senators Rosapepe, Bates, Benson, Conway, Currie, Guzzone, Hough, Kagan, Kelley, King, Klausmeier, Montgomery, Nathan–Pulliam, Salling, Simonaire, Waugh, and Young

AN ACT concerning

Maryland College Education Export Act of 2015

FOR the purpose of authorizing the Maryland Higher Education Commission to enter into the State Authorization Reciprocity Agreement; exempting certain institutions that participate in the State Authorization Reciprocity Agreement from a certain requirement to register with the Commission under certain circumstances; and generally relating to the State Authorization Reciprocity Agreement.

BY repealing and reenacting, with amendments,
Article – Education
Section 11–105(m) and 11–202.2(b)
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

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

Senate Bill 497 – Senators Pinsky, Astle, Benson, Brochin, Conway, Currie, Eckardt, Edwards, Feldman, Guzzone, Jennings, Kagan, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Montgomery, Nathan–Pulliam, Peters, Pugh, Ramirez, Raskin, Reilly, Rosapepe, Waugh, ~~and Young~~ Young, Bates, Salling, and Simonaire

AN ACT concerning

Commission to Review Maryland’s Use of Assessments and Testing in Public Schools

FOR the purpose of establishing the Commission to Review Maryland’s Use of Assessments and Testing in Public Schools; providing for the composition, chair, and staffing of the Commission; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission to survey, assess, review, and make recommendations regarding certain matters; requiring the Commission to report its findings and recommendations to the State Board of Education ~~and~~, certain county boards of education, and the General Assembly, on or before a certain date; requiring the State Board and certain county boards to review and consider the Commission’s findings and make certain comments or recommendations on or before a certain date; requiring certain county boards to make certain comments and recommendations available to the public on request; requiring the State Board to submit a certain compilation to the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Commission to Review Maryland’s Use of Assessments and Testing in Public Schools.

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

Senate Bill 498 – Senators Montgomery, Benson, Ferguson, Hough, Kagan, Kelley, ~~and Madaleno~~ Madaleno, Zirkin, Gladden, Brochin, Cassilly, Lee, Muse, Norman, Ramirez, Raskin, and Ready

AN ACT concerning

Public Safety – Statewide Accounting of Sexual Assault Evidence Kits

FOR the purpose of requiring a certain law enforcement agency or other State or local agency to conduct an inventory of certain sexual assault kit evidence on or before a certain date; requiring a certain agency to prepare a certain report regarding certain untested sexual assault evidence collection kits on or before a certain date; requiring the report to be submitted to the Attorney General; requiring the Attorney General to prepare and submit to the General Assembly a certain report and certain recommendations on or before a certain date; and generally relating to sexual assault evidence.

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

Senate Bill 508 – Senators Hough, Cassilly, King, Lee, Ramirez, Raskin, Waugh, and Ready

AN ACT concerning

**Children – Child Care Facilities, Public Schools, and Nonpublic Schools –
Contractors and Subcontractors**

FOR the purpose of prohibiting certain county boards of education and certain nonpublic schools from ~~allowing certain individuals to hire or retain~~ hiring or retaining certain individuals who have been convicted of certain crimes; requiring certain contracts to provide that certain contractors or subcontractors for certain nonpublic schools and certain local school systems may not knowingly assign employees to work on school premises with certain access to children if the employee has been convicted of certain crimes; adding certain contractors and subcontractors who have certain access to certain children to the list of individuals required to obtain a certain criminal history records check; amending a certain definition of “employee” to include certain contractors and subcontractors who have certain access to certain children; making certain stylistic changes; and generally relating to contractors and subcontractors who work with or have access to children.

BY repealing and reenacting, with amendments,
Article – Education
Section 2–206.1 and 6–113
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article – Family Law
Section 5–560(a) and (d) and 5–561(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY adding to
Article – Family Law
Section 5–561(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section 5–561(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 520 – Senators Lee, Montgomery, Nathan–Pulliam, Raskin, Ready, and Simonaire

AN ACT concerning

Criminal Law – Human Trafficking – Affirmative Defense

FOR the purpose of providing that, in a prosecution for a certain charge relating to prostitution, it is an affirmative defense of duress if the defendant committed the act as a result of being a victim of an act of another committed in violation of the human trafficking law; providing that a defendant intending on asserting a certain affirmative defense is required to provide the State’s Attorney with a certain notice at least a certain time period prior to trial; and generally relating to human trafficking.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 11–306
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 521 – Senators Lee, Feldman, Guzzone, Kagan, King, Klausmeier, Montgomery, Nathan–Pulliam, Peters, Pinsky, Raskin, and Simonaire

AN ACT concerning

Workgroup to Study Safe Harbor Policy for Youth Victims of Human Trafficking

FOR the purpose of establishing the Workgroup to Study Safe Harbor Policy for Youth Victims of Human Trafficking; specifying the purpose of the Workgroup; providing for the composition, chair, and staffing of the Workgroup; prohibiting a member of the Workgroup from receiving certain compensation, but authorizing the reimbursement of certain expenses; establishing the duties of the Workgroup; requiring the Workgroup to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Workgroup to Study Safe Harbor Policy for Youth Victims of Human Trafficking.

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

Senate Bill 537 – Senator Conway

AN ACT concerning

Pharmacists – Substitution and Dispensing – Interchangeable Biological Products

FOR the purpose of authorizing certain pharmacists to substitute certain interchangeable biological products for certain prescribed products only under certain circumstances; requiring certain pharmacists or certain designees to inform certain consumers of the availability of an interchangeable biological product and the approximate cost difference as compared to a certain drug; providing that the requirement to provide certain information to certain consumers does not apply to a prescription that is written for an interchangeable biological product; requiring the State Board of Pharmacy to maintain on its Web site a link to a certain list of biological products; requiring certain pharmacists who make certain substitutions to notify certain patients that a certain product is interchangeable and to record and keep a record of certain information relating to the substitution; authorizing the Department of Health and Mental Hygiene to disqualify an interchangeable biological product from being used as a substitute in Maryland under certain circumstances; requiring the Department to provide an opportunity for public comment under certain circumstances; providing that certain pharmacists who substitute an interchangeable biological product in compliance with certain provisions of law incur no greater liability than would be incurred in filling the prescription by dispensing a certain drug or device; requiring certain pharmacists or their designees to notify certain prescribers of the provision of a certain product to a patient within a certain period of time after dispensing the product; specifying the methods by which certain notice must be provided, subject to ~~a certain exception~~ certain exceptions; providing a certain exception to the notice requirement; defining certain terms; and generally relating to the substitution and dispensing of interchangeable biological products.

BY renumbering

Article – Health Occupations

Section 12–101(c) through (i) and (j) through (w), respectively
to be Section 12–101(d) through (j) and (m) through (aa), respectively
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 12–101(a)
Annotated Code of Maryland
(2014 Replacement Volume)

BY adding to
Article – Health Occupations
Section 12–101(c), (k), and (l) and 12–504.1
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 12–504
Annotated Code of Maryland
(2014 Replacement Volume)

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

Senate Bill 541 – Senator McFadden (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Property Tax Credit – Supermarkets

FOR the purpose of authorizing the Mayor and City Council of Baltimore City to grant, by law, a property tax credit against the personal property tax imposed on personal property of a supermarket that completes certain construction and is located in ~~or near~~ a certain food desert retail incentive area; requiring the Mayor and City Council of Baltimore City to designate what constitutes a food desert retail incentive area for purposes of the tax credit; providing that the tax credit may not exceed a certain amount; authorizing the Mayor and City Council of Baltimore City to provide, by law, for certain matters relating to the tax credit; defining certain terms; providing for the application of this Act; and generally relating to a personal property tax credit for certain supermarkets in Baltimore City.

BY adding to
Article – Tax – Property
Section 9–304(h)
Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 546 – Senators Klausmeier, Astle, Cassilly, DeGrange, Eckardt, Feldman, Ferguson, Jennings, and Middleton

AN ACT concerning

Civil Actions – Immunity From Liability – Emergency Medical Care for Drug Overdose

FOR the purpose of providing immunity from civil liability for a certain person administering medications or treatment in response to an apparent drug overdose if the person is trained and certified under certain protocols established by the Secretary of Health and Mental Hygiene; extending immunity under this Act to a corporation under certain circumstances; providing for the application of this Act; and generally relating to civil liability for acts or omissions in giving emergency medical care.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 5–603
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

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

Senate Bill 549 – Senator Lee

AN ACT concerning

Criminal Law – Identity Fraud – Name of the Individual

FOR the purpose of repealing, for purposes of a certain provision of law prohibiting a person from knowingly, willfully, and with fraudulent intent, possessing, obtaining, or helping another to possess or obtain personal identifying information for certain purposes, a certain limitation that a certain benefit, credit, good, service, thing of value, health information, or health care be obtained or accessed in the name of an individual; and generally relating to identity fraud.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 8–301(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 561 – Senators Peters, Brochin, Hough, Jennings, ~~and Lee~~ Lee, and DeGrange

AN ACT concerning

Video Lottery Facility Payouts – Intercepts for Restitution Payments

FOR the purpose of requiring certain video lottery operation licensees to provide certain notices to certain obligors who win certain prizes and who owe restitution; requiring certain video lottery operation licensees to make certain payments, withhold certain amounts, honor certain requests in a certain manner, and transfer certain amounts under certain circumstances; authorizing certain obligors to appeal certain proposed transfers; requiring the Central Collection Unit 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; defining certain terms; providing for the application of this Act; and generally relating to video lottery facility payouts and restitution payments.

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 11–616(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–616(b) and 11–618
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

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

Senate Bill 575 – Senator Nathan–Pulliam

AN ACT concerning

Health Occupations – Alcohol and Drug Counselors – Qualifications and Practice Limitations

FOR the purpose of altering the qualifications individuals are required to meet to be licensed to practice clinical alcohol and drug counseling, to qualify to practice as a licensed graduate alcohol and drug counselor under supervision for a limited period of time, to qualify as a certified associate counselor–alcohol and drug, or to qualify as a certified supervised counselor–alcohol and drug; requiring a certified associate counselor–alcohol and drug to practice under the supervision of a Board–approved

alcohol and drug supervisor who meets certain requirements; providing that a certified associate counselor–alcohol and drug may only provide counseling as an employee of a certain agency or facility and under the supervision of a certain supervisor; prohibiting a certified associate counselor–alcohol and drug from practicing independently; requiring a certified supervised counselor–alcohol and drug to practice under the supervision of a Board–approved alcohol and drug supervisor who meets certain requirements; providing that a certified supervised counselor–alcohol and drug may only provide counseling as an employee of a certain agency or facility and under the supervision of a certain supervisor; prohibiting a certified supervised counselor–alcohol and drug from providing supervision or practicing independently; making conforming and clarifying changes; and generally relating to qualifications for and practice of alcohol and drug counselors.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 17–302, 17–309(a) and (c), 17–403, and 17–404
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 17–309(b)
Annotated Code of Maryland
(2014 Replacement Volume)

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

Senate Bill 601 – Senators McFadden, Miller, Astle, Bates, Benson, Conway, Currie, DeGrange, Eckardt, Edwards, Feldman, Ferguson, Gladden, Guzzone, Hershey, Hough, Jennings, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, Middleton, Montgomery, Muse, Nathan–Pulliam, Norman, Peters, Pinsky, Pugh, Ramirez, Raskin, Ready, Rosapepe, Salling, Serafini, Simonaire, Waugh, Young, and Zirkin

AN ACT concerning

African American Heritage Preservation Program – Reestablishment and Revisions

FOR the purpose of reestablishing the African American Heritage Preservation Program in the Maryland Historical Trust; specifying the purpose of the Program; requiring the Trust to develop and administer the Program in partnership with the Commission on African American History and Culture; establishing the African American Heritage Preservation Grant Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Trust to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; requiring the Governor to provide a

certain annual appropriation to the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; authorizing, on or before a date determined annually by the Trust and the Commission and subject to the availability of certain money, certain persons to submit a grant application for an African American Heritage Grant; requiring that a grant application contain certain information; providing that a grant to certain persons requires a certain matching fund; prohibiting a grant to certain persons from exceeding a certain percentage of the total cost of the project for which the grant is awarded; requiring the Trust and the Commission to review grant applications, consider, except under certain circumstances, certain factors, and make certain recommendations to the Secretary of Planning; requiring the Trust and the Commission, in making certain recommendations, to consider certain criteria; authorizing the Secretary to reserve a certain percentage of money available in the Fund to award certain grants for certain projects; requiring that an application for an emergency grant include certain information; requiring the Secretary to take certain actions concerning grant applications and recommendations; providing that the Secretary may only award grants under the Program for certain projects; requiring the Trust and the Commission to report certain information to the Governor and the General Assembly on or before a certain date each year; requiring, except under certain circumstances, the Trust to require a grantee to enter into a certain agreement; authorizing the Director of the Trust to waive a certain agreement or easement requirement under certain circumstances; requiring the Secretary, in consultation with the Commission, to adopt certain regulations to implement the Program; prohibiting a certain regulation from being adopted unless the regulation is approved by the Board of Public Works; requiring the Trust and the Commission, to the extent required by certain regulations, to submit certain grants to the Board of Public Works for approval; defining certain terms; and generally relating to the African American Heritage Preservation Program.

BY adding to

Article – State Finance and Procurement

Section 5A–331

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 602 – Senators Miller, Astle, Bates, Benson, Conway, Currie, DeGrange, Eckardt, Edwards, Feldman, Ferguson, Gladden, Guzzone, Hershey, Hough, Jennings, Kagan, Kasemeyer, Kelley, King, Lee, Manno, Mathias, McFadden, Middleton, Montgomery, Nathan–Pulliam, Peters, Pugh, Ramirez, Raskin, Ready, Rosapepe, Salling, Serafini, Simonaire, Waugh, Young, ~~and Zirkin~~ Zirkin, Brochin, Cassilly, Muse, and Norman

EMERGENCY BILL

AN ACT concerning

Justice Reinvestment Coordinating Council

FOR the purpose of establishing the Justice Reinvestment Coordinating Council in the Governor's Office of Crime Control and Prevention; providing for the composition, chair, and staffing of the Council; prohibiting a member of the Council from receiving certain compensation, but authorizing the reimbursement of certain expenses; establishing the duties of the Council; requiring the Council to report its ~~interim and final~~ findings and recommendations to the Governor and General Assembly on or before a certain ~~date~~ date; making this Act an emergency measure; providing for the termination of this Act; and generally relating to the Justice Reinvestment Coordinating Council.

BY adding to

Article – Public Safety

Section 1–601 through 1–605 to be under the new subtitle “Subtitle 6. Justice Reinvestment Coordinating Council”

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 605 – Senators Raskin, Astle, Benson, Conway, Currie, DeGrange, Feldman, Ferguson, Gladden, Guzzone, Jennings, Kagan, Kasemeyer, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Montgomery, Peters, Pinsky, Pugh, Ramirez, Rosapepe, Waugh, Young, and Zirkin

AN ACT concerning

Aggressive Drunk Driving – Punitive Damages

FOR the purpose of authorizing a finder of fact to determine that a person with a certain alcohol concentration in the blood or breath of the person who causes personal injury or wrongful death while driving or attempting to drive a motor vehicle was acting with malice and to award punitive damages under certain circumstances; requiring a party who seeks to recover punitive damages under this Act to plead certain facts with particularity; providing for a standard of proof of clear and convincing evidence for a claim of punitive damages under this Act; providing that punitive damages under this Act may not be awarded in the absence of an award of compensatory damages; providing that evidence of a defendant's financial means is not admissible until there has been a finding of liability and that punitive damages under this Act are supportable under the facts; limiting liability for punitive damages under this Act to the person driving or attempting to drive the motor vehicle; authorizing a motor vehicle insurer to exclude coverage for an award of punitive damages under this Act; providing that an exclusion of certain coverage for punitive damages does not constitute a reduction in coverage by a motor vehicle liability insurer; defining a

certain term; providing for the application of this Act; and generally relating to authorizing a finder of fact to determine that a person who causes personal injury or wrongful death while driving or attempting to drive with a certain alcohol concentration in the blood or breath of the person was acting with malice and to award punitive damages under certain circumstances.

BY adding to

Article – Courts and Judicial Proceedings

Section 10–913.1

Annotated Code of Maryland

(2013 Replacement Volume and 2014 Supplement)

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

Senate Bill 606 – Senators Pugh, Astle, Benson, Conway, Currie, DeGrange, Eckardt, Feldman, Ferguson, Gladden, Guzzone, Jennings, Kagan, King, Klausmeier, Lee, Manno, Mathias, McFadden, Miller, Muse, Nathan–Pulliam, Peters, Ramirez, Young, ~~and Zirkin~~ Zirkin, Hershey, Kelley, Middleton, and Reilly

AN ACT concerning

Health Insurance – Abuse–Deterrent Opioid Analgesic Drug Products – Coverage

FOR the purpose of requiring certain insurers, nonprofit health service plans, and health maintenance organizations to provide certain coverage for a certain minimum number of brand name abuse–deterrent opioid analgesic drug products and, if available, a certain minimum number of generic abuse–deterrent opioid analgesic drug products; ~~prohibiting the insurers, nonprofit health service plans, and health maintenance organizations from imposing certain limits or cost sharing requirements on coverage for abuse–deterrent opioid analgesic drug products that are less favorable to an insured or an enrollee than the limits or cost sharing requirements that apply to coverage for any other opioid analgesic drug product;~~ prohibiting the insurers, nonprofit health service plans, and health maintenance organizations from requiring an insured or an enrollee to first use a certain drug product before providing coverage for ~~an~~ a certain abuse–deterrent opioid analgesic drug product; ~~prohibiting the insurers, nonprofit health service plans, and health maintenance organizations from increasing certain cost sharing requirements or other out-of-pocket expenses to achieve certain compliance;~~ authorizing the insurers, nonprofit health service plans, and health maintenance organizations to undertake utilization review for an abuse–deterrent opioid analgesic drug product under certain circumstances; defining certain terms; providing for the application of this Act; providing for a delayed effective date; and generally relating to health insurance coverage for abuse–deterrent opioid analgesic drug products.

BY adding to

Article – Insurance
Section 15–848
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 618 – Senator Norman

AN ACT concerning

Public Safety – Retired Law Enforcement Officer Identification Card

FOR the purpose of requiring a law enforcement agency to provide a retiring law enforcement officer with a certain identification card under certain circumstances; requiring a law enforcement agency to provide a certain retired law enforcement officer with a certain identification card under certain circumstances; authorizing a law enforcement agency to charge a certain fee for an identification card or a replacement card; requiring a law enforcement officer to meet certain requirements to qualify for an identification card under this Act; establishing the form and contents of an identification card issued under this Act; and generally relating to identification cards for retired law enforcement officers.

BY adding to

Article – Public Safety
Section 3–510
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 626 – Senators Montgomery and Lee

AN ACT concerning

Registered Nurses – Local Health Departments – Requirements for Personally Preparing and Dispensing Drugs and Devices

FOR the purpose of requiring certain registered nurses who personally prepare and dispense certain drugs and devices in local health departments in accordance with certain provisions of law or to certain patients to comply with a certain formulary and certain requirements; establishing the Committee on Personally Preparing and Dispensing Drugs and Devices by Registered Nurses in Local Health Departments; providing for the composition, terms, chair, and staffing of the Committee; prohibiting a member of the Committee from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Committee to develop and approve a certain formulary and provide a certain review; requiring

certain local health departments to be subject to inspection by the Department of Health and Mental Hygiene; requiring the Department to establish and administer a certain training program for certain registered nurses; requiring that a certain training program be jointly developed and reviewed on a certain basis by the Department, the State Board of Nursing, and the State Board of Pharmacy; authorizing a registered nurse to dispense naloxone to certain certificate holders if the registered nurse complies with a certain formulary and certain provisions of law; authorizing a registered nurse to dispense or otherwise provide certain antibiotic therapy in a certain public health clinic if the registered nurse complies with a certain formulary and certain provisions of law; authorizing a registered nurse to personally prepare and dispense certain drugs and devices in accordance with certain provisions of law or to certain patients if the registered nurse complies with certain requirements; establishing certain requirements that certain registered nurses must comply with to personally prepare and dispense certain drugs and devices; defining certain terms; and generally relating to registered nurses and requirements for personally preparing and dispensing drugs and devices in local health departments.

BY adding to

Article – Health – General

Section 3–401 through 3–405 to be under the new subtitle “Subtitle 4. Registered Nurses Personally Preparing and Dispensing Drugs and Devices in Local Health Departments”

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 13–3108 and 18–214.1(d)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY adding to

Article – Health Occupations

Section 8–512

Annotated Code of Maryland

(2014 Replacement Volume)

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

Senate Bill 636 – Washington County Senators

AN ACT concerning

Washington County – County Clerk

FOR the purpose of altering the duties of the County Clerk of Washington County; repealing a requirement that the County Clerk execute a certain bond before beginning the duties of the office; repealing a requirement that the bond of the County Clerk be recorded and be liable for a certain default or misappropriation of certain money or funds; repealing a requirement that each Washington County agency file with the County Clerk the names and addresses of all attorneys representing the agency; repealing a requirement that each Washington County agency file with the County Clerk the names and addresses of all members of the agency who are attorneys; repealing requirements that the County Clerk maintain certain lists of names filed by each Washington County agency; and generally relating to the County Clerk of Washington County.

BY repealing and reenacting, with amendments,
The Public Local Laws of Washington County
Section 1–202(a), 3–602, and 3–603
Article 22 – Public Local Laws of Maryland
(2007 Edition and October 2010 Supplement, as amended)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 637 – Washington County Senators

AN ACT concerning

Washington County – Hotel Rental Tax Revenue Distribution – Annual Reports

FOR the purpose of altering the due date of certain annual reports ~~to the Washington County Senate and House Delegations to the General Assembly~~ on the county hotel rental tax revenue distribution; repealing certain reporting requirements relating to the county hotel rental tax revenue; requiring the Washington County Commissioners to post a certain report on the hotel rental tax revenue on the county’s Web site; requiring the Hagerstown/Washington County Convention and Visitors Bureau to report to the County Commissioners on its use of the hotel rental tax revenue; and generally relating to annual reports on the Washington County hotel rental tax revenue distribution.

BY repealing and reenacting, with amendments,
Article – Local Government
Section 20–421
Annotated Code of Maryland
(2013 Volume and 2014 Supplement)

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

Senate Bill 654 – Senator Muse

AN ACT concerning

**Criminal Procedure – Immunity – Alcohol– or Drug–Related Medical
Emergencies**

FOR the purpose of establishing that the act of seeking assistance by a person who experiences a medical emergency after ingesting or using alcohol or drugs may be used as a mitigating factor in a criminal prosecution of the person; altering a certain provision providing certain immunity to a person who seeks, provides, or assists with the provision of certain medical assistance by providing the immunity from a criminal arrest, charge, or prosecution and providing immunity when a person is reasonably believed to be experiencing a medical emergency rather than when the person is experiencing a medical emergency; altering a certain provision providing certain immunity to a person who seeks certain medical assistance by providing immunity from a criminal arrest, charge, or prosecution and providing immunity when the person reasonably believes that the person is experiencing a medical emergency rather than when the person is experiencing a medical emergency; extending the applicability of certain immunity provisions to certain drug paraphernalia offenses and certain persons who receive certain medical assistance; prohibiting a person who seeks, provides, or assists with the provision of certain medical assistance from being sanctioned for a violation of a condition of pretrial release, probation, or parole under certain circumstances; ~~prohibiting a person who seeks, provides, or assists with the provision of certain medical assistance from being detained or prosecuted in connection with an outstanding warrant under certain circumstances~~; clarifying certain language; and generally relating to immunity and alcohol– or drug–related medical emergencies.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 1–210
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

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

Senate Bill 663 – Carroll County Senators

AN ACT concerning

Carroll County – Public Facilities Bonds

FOR the purpose of authorizing and empowering the County Commissioners of Carroll County, from time to time, to borrow not more than \$17,000,000 in order to finance the construction, improvement, or development of certain public facilities in Carroll County, including water and sewer projects, to finance loans for fire or emergency–related equipment, buildings, and other facilities of volunteer fire departments in the County, and to effect such borrowing by the issuance and sale at public or private sale of its general obligation bonds in like par amount; empowering

the County to fix and determine, by resolution, the form, tenor, interest rate or rates or method of determining the same, terms, conditions, maturities, and all other details incident to the issuance and sale of the bonds; empowering the County to issue refunding bonds for the purchase or redemption of bonds in advance of maturity; providing that such borrowing may be undertaken by the County in the form of installment purchase obligations executed and delivered by the County for the purpose of acquiring agricultural land and woodland preservation easements; empowering and directing the County to levy, impose, and collect, annually, ad valorem taxes in rate and amount sufficient to provide funds for the payment of the maturing principal of and interest on the bonds; exempting the bonds and refunding bonds and the interest thereon and any income derived therefrom from all State, County, municipal, and other taxation in the State of Maryland; providing that nothing in this Act shall prevent the County from authorizing the issuance and sale of bonds the interest on which is not excludable from gross income for federal income tax purposes; and generally relating to the issuance and sale of such bonds.

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

Senate Bill 669 – Senators Young, Lee, Nathan–Pulliam, and Rosapepe

AN ACT concerning

Maryland Loan Assistance Repayment Program for Orphans and Foster Care Recipients

FOR the purpose of establishing the Maryland Loan Assistance Repayment Program for Orphans and Foster Care Recipients; establishing eligibility requirements for participation in the Program; providing for the amount, duration, renewal, and uses of certain awards; requiring the Office of Student Financial Assistance to adopt certain regulations; defining certain terms; providing for the application of this Act; and generally relating to the Maryland Loan Assistance Repayment Program for Orphans and Foster Care Recipients.

BY adding to

Article – Education

Section 18–3101 through 18–3106 to be under the new subtitle “Subtitle 31.
Maryland Loan Assistance Repayment Program for Orphans and Foster Care Recipients”

Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)

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

Senate Bill 726 – Senators Bates and Ready

AN ACT concerning

Employees' Pension System – Town of Sykesville – Service Credit

FOR the purpose of ~~repealing a limitation on the amount of service credit an employee of the Town of Sykesville may receive for employment with the Town of Sykesville before the Town of Sykesville's effective date of participation in the Employees' Pension System as a participating governmental unit; repealing a provision made obsolete by this Act that prohibits an entitlement to service credit for certain employment under a certain circumstance; making a conforming change; and generally relating to participating governmental units in the Employees' Pension System~~ authorizing the Town of Sykesville to purchase certain additional service credit for certain employees; requiring certain additional service credit to be credited to certain employees on a certain date; requiring a certain adjustment to a certain new entrant valuation that is used to determine a certain employer contribution in the fiscal year in which a certain purchase of service credit is made; and generally relating to service credit of an employee of the Town of Sykesville for the period of employment before the effective date of participation in the Employees' Pension System as a participating governmental unit.

~~BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 31-111(a)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)~~

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 31-111.5
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 767 – Senator Conway

AN ACT concerning

Ethics Law – Statement by Person Providing Lobbyist Compensation and Making Campaign Contributions

FOR the purpose of clarifying and conforming certain provisions of the State ethics law with certain provisions of the State election law relating to a statement required by persons providing lobbyist compensation and making campaign contributions; authorizing the State Board of Elections to impose fines for the late filing of a certain statement; correcting a cross-reference; defining a certain term; and generally relating to the statement required by persons providing lobbyist compensation and making campaign contributions.

BY repealing and reenacting, with amendments,

Article – Election Law

Section 14–107

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – General Provisions

Section 5–716

Annotated Code of Maryland

(2014 Volume)

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

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 72 – The Speaker (By Request – Administration)

AN ACT concerning

Budget Reconciliation and Financing Act of 2015

HOUSE APPROPRIATIONS COMMITTEE SUMMARY DOCUMENT ON
HOUSE BILL 70 – THE BUDGET BILL AND
HOUSE BILL 72 – THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit J of Appendix II)

STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENTS NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

HB0072/154463/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 72

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 5 down through “site;” in line 11; in line 11, strike “time period” and substitute “year”; strike beginning with “altering” in line 13 down through “grants;” in line 15 and substitute “requiring a local school system that has a certain structural deficit to provide certain notifications under certain”

circumstances; requiring the State Superintendent of Schools to require a local school system to submit a certain plan and to file certain reports under certain circumstances; requiring the State Superintendent to include certain information concerning local school system structural deficits in certain reports to the Governor and General Assembly; authorizing the Office of Legislative Audits to request certain information pertaining to certain structural deficits;”; in line 16, after “revenues;” insert “prohibiting certain payments in certain fiscal years;”; in the same line, after “Fund;” insert “altering certain penalties for liquidated damages that apply to certain violations related to certain prevailing wage rates;”; in line 17, strike beginning with the first “a” through “it” and substitute “certain provisions concerning the State and county earned income credits to make them”; in line 19, after “date” insert “and method”; in line 21, after “amount” insert “each fiscal year”; in line 22, strike “enact” and substitute “adopt”; in line 23, strike “certain fiscal years;” and substitute “a certain fiscal year; requiring the Health Services Cost Review Commission to submit, on or before a certain date, a certain alternative plan to achieve certain savings to the Department of Health and Mental Hygiene and the Department of Budget and Management under certain circumstances; altering, for a certain fiscal year, the criteria to be used for a certain program that provides stipends to certain teachers and school-based employees; repealing the authority to provide certain stipends to certain teachers and school-based employees; altering the method of calculating a certain contribution to be paid on behalf of certain members of certain State retirement and pension systems; repealing certain provisions that provide for a certain method of calculating a certain contribution to be paid on behalf of certain members of certain State retirement and pension systems; repealing certain obsolete provisions; altering certain requirements for certain fiscal years that the Governor include in the budget bill certain supplemental contributions to certain accumulation funds of certain State retirement and pension systems;”; in line 25, strike “or cost-of-living adjustments”; in line 27, after “funds;” insert “providing that on or after a certain date certain revenues be credited to the General Fund rather than the State Police Helicopter Replacement Fund;”; strike beginning with “setting” in line 27 down through “appropriations;” in line 28; in line 28, strike “that” and substitute “certain Managed Care Organizations;”; in line 29, after “date” insert “, to reimburse”; strike beginning with “make” in line 29 down through “rates” in line 30 and substitute “for insufficient loss ratios for a certain fiscal year”; in line 30, after “circumstances;” insert “prohibiting the Baltimore City Board of School Commissioners from being required to contribute to the Baltimore City Public School Construction Financing Fund for a certain fiscal year; prohibiting the State Comptroller from withholding a certain amount from a certain installment due the Baltimore City Board of School Commissioners for a certain fiscal year; reducing certain unexpended appropriations and providing for their reversion to the General Fund; 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; requiring that certain money received by the State as a result of a certain approved merger between Exelon Corporation and Pepco Holdings, Inc. be expended only in a certain manner; prohibiting the State Health Services Cost Review Commission from assessing certain hospital rate assessments for the operation and administration of the Maryland Health Insurance Plan for a certain fiscal year; setting certain limits, for a certain fiscal year, on the State's share of certain operating deficits of the Baltimore Convention Center and the Ocean City Convention facility;; in line 31, after “altering” insert “and repealing”; and in the same line, strike “a certain term” and substitute “certain terms”.

On page 2, in line 1, after “Act;” insert “providing for a delayed effective date for certain provisions of this Act”; strike in their entirety lines 3 through 17, inclusive; in line 25, strike “5-202(a)(13)(ii), (iii), and (iv) and (k)(5)” and substitute “5-114, 5-202(k)(5), 6-306(b)”; in the same line, strike “17-104(a)(1)” and substitute “17-104(a)”; in line 26, strike “23-108(a), 23-205(c), (d), and (e)” and substitute “23-205(c) and (d)”; strike in its entirety line 31 and substitute “Section 16-305(c)(1)(v)”; in line 34, after “repealing” insert “and reenacting, without amendments.”; and in line 36, strike “and 17-104(a)(2) and (3)”.

On pages 2 and 3, strike in their entirety the lines beginning with line 39 on page 2 through line 29 on page 3, inclusive.

On page 3, in line 32, after “5-212(g)(2)” insert “, 5-212.1(g)(2)”.

On page 4, in line 8, strike “7-311(j)(1) and 7-325(a)” and substitute “17-220(d)(2) and 17-222(a)”; after line 10, insert:

“BY adding to

Article – Tax – General

Section 2-606(h)

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)”;

in line 13, strike “10-704(b)(2)(i)” and substitute “10-704(a), (b)(2)(i), (c)(2)(iii), and (d)”; strike in their entirety lines 16 through 20, inclusive; in line 23, strike “and (h)” and substitute “, (g), and (h)”; and strike in their entirety lines 26 through 35, inclusive.

On page 5, after line 1, insert:

“BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 21–304(a) and (b)(1) and 21–308(a)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article – State Personnel and Pensions

Section 21–304(b)(2) and (3)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing

Article – State Personnel and Pensions

Section 21–304(e) and (f)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On pages 5 and 6, strike in their entirety the lines beginning with line 4 on page 5 through line 30 on page 6, inclusive.

AMENDMENT NO. 3

On page 7, after line 16, insert:

“5–114.

(a) **(1) In this section[，“deficit”] THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

(2) “DEFICIT” means a negative fund balance in the General Fund [of 1% or more of General Fund revenue] at the end of the fiscal year.

(3) “STRUCTURAL DEFICIT” MEANS A PROJECTED NEGATIVE FUND BALANCE IN THE GENERAL FUND THAT REQUIRES THE TRANSFER OF RESERVE FUNDS IN ORDER TO AVOID A DEFICIT.

(b) The State Superintendent and the Department shall monitor the financial status of each local school system.

(c) If a local school system does not file the annual audit results in a timely manner with the State Superintendent as required by § 5–109 of this subtitle, the State Superintendent shall:

(1) Immediately notify:

(i) The Department of Legislative Services;

(ii) The county governing body; and

(iii) The local board and local superintendent or chief executive officer of the local school system; and

(2) Order that the audit report be filed within 10 days.

(d) (1) A local school system may not carry a deficit as reported in the annual audit under § 5–109 of this subtitle.

(2) If a local school system has a deficit, the State Superintendent shall immediately notify the Governor, the General Assembly, the Department of Legislative Services, and county governing body and shall require the local school system to:

(i) Develop and submit for approval a corrective action cost containment plan within 15 days;

(ii) File monthly status reports with the State Superintendent and county governing body demonstrating actions taken to close the deficit and the effect of the actions taken on the deficit; and

(iii) Include information on the corrective action cost containment plan, actions taken to close the deficit, and status of the deficit in the annual audit under § 5–109 of this subtitle filed with the State Superintendent and county governing body.

(3) **(I) IF A LOCAL SCHOOL SYSTEM HAS A STRUCTURAL DEFICIT AND TRANSFERS RESERVE FUNDS INTO THE GENERAL FUND IN ORDER TO AVOID A DEFICIT, THE LOCAL SCHOOL SYSTEM IMMEDIATELY SHALL NOTIFY THE**

GOVERNOR, THE GENERAL ASSEMBLY, THE STATE SUPERINTENDENT, THE DEPARTMENT OF LEGISLATIVE SERVICES, AND THE COUNTY GOVERNING BODY.

(II) THE STATE SUPERINTENDENT SHALL REQUIRE A LOCAL SCHOOL SYSTEM DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH TO SUBMIT A CORRECTIVE ACTION COST CONTAINMENT PLAN WITHIN 15 DAYS AND FILE MONTHLY STATUS REPORTS WITH THE STATE SUPERINTENDENT AND COUNTY GOVERNING BODY DEMONSTRATING ACTIONS TAKEN TO ELIMINATE THE STRUCTURAL DEFICIT, THE EFFECT OF THE ACTIONS TAKEN ON THE STRUCTURAL DEFICIT, AND A SCHEDULE TO REPAY THE RESERVE FUND.

(4) The State Superintendent shall include information on any local school system deficit OR STRUCTURAL DEFICIT, corrective action cost containment plan, actions taken to close a local school system deficit OR STRUCTURAL DEFICIT, and status of any local school system deficit OR STRUCTURAL DEFICIT in a quarterly report to the Governor and the General Assembly, in accordance with § 2-1246 of the State Government Article.

[(4)](5) If a local school system has a deficit OR STRUCTURAL DEFICIT:

(i) The Office of Legislative Audits may request any financial information pertaining to the deficit OR STRUCTURAL DEFICIT and the corrective action cost containment plan; and

(ii) The local superintendent or chief executive officer of a local school system shall provide the requested information.

(e) If a local school system fails to comply with the requirements of this section, the State Superintendent, with the approval of the State Board of Education, shall notify the State Comptroller, who shall withhold 10% of the next installment and each subsequent installment due the local school system from the General State School Fund until the State Superintendent notifies the Comptroller that the local school system is in full compliance with the requirements of this section.”.

AMENDMENT NO. 4

On pages 7 through 9, strike in their entirety the lines beginning with line 18 on page 7 through line 6 on page 9, inclusive.

AMENDMENT NO. 5

On page 9, in line 24, strike “SUBPARAGRAPH (IV)” and substitute “SUBPARAGRAPHS (III), (IV), AND (V)”; and in line 28, strike the bracket.

On page 10, in line 26, after “7.” insert an opening bracket; and in line 36, strike “2.” and substitute “8.”.

On page 11, in lines 1, 6, 11, 16, and 21, strike “3.”, “4.”, “5.”, “6.”, and “7.”, respectively, and substitute “9.”, “10.”, “11.”, “12.”, and “13.”, respectively; and in line 26, strike the bracket.

On page 12, in line 11, strike the bracket; in line 12, strike “(III)” and substitute “(V)”; in line 13, strike “\$218,744,622” and substitute “\$222,744,620”; in lines 15, 17, 19, 20, 21, 22, 23, 24, and 25, strike “\$4,592,847”, “\$27,461,464”, “\$38,157,317”, “\$7,194,863”, “\$4,964,098”, “\$12,950,598”, “\$6,009,400”, “\$8,795,333”, and “\$2,515,927”, respectively, and substitute “\$4,850,443”, “\$28,715,483”, “\$38,637,668”, “\$7,345,653”, “\$5,108,064”, “\$13,017,885”, “\$6,142,473”, “\$8,975,284”, and “\$2,561,002”, respectively.

On page 13, in lines 1, 2, 3, 4, 6, and 7, strike “\$7,500,700”, “\$10,754,623”, “\$15,643,389”, “\$39,679,904”, “\$25,800,203”, and “\$6,723,956”, respectively, and substitute “\$7,620,412”, “\$10,865,634”, “\$15,723,055”, “\$40,000,786”, “\$26,072,537”, and “\$7,108,241”, respectively; and strike in their entirety lines 8 through 17, inclusive.

AMENDMENT NO. 6

On page 13, in line 19, strike “(2) and (3)” and substitute “(2), (3), AND (4)”; and in line 25, strike the bracket.

On page 14, in line 12, after “(vii)” insert an opening bracket; in lines 18, 21, 24, and 27, strike “(II)”, “(III)”, “(IV)”, and “(V)”, respectively, and substitute “(VIII)”, “(IX)”, “(X)”, and “(XI)”, respectively; and in line 31, strike the bracket.

On page 15, in line 2, strike the bracket; and strike in their entirety lines 3 through 27, inclusive, and substitute:

“(4) IN FISCAL YEAR 2016, THE TOTAL AMOUNT OF THE AID PROVIDED UNDER THIS SUBTITLE SHALL BE \$42,822,240, TO BE ALLOCATED AMONG THE INSTITUTIONS THAT QUALIFY UNDER THIS SUBTITLE IN PROPORTION TO THE

NUMBER OF FULL-TIME EQUIVALENT STUDENTS ENROLLED AT EACH INSTITUTION DURING THE FALL SEMESTER OF FISCAL YEAR 2015, AS DETERMINED BY THE MARYLAND HIGHER EDUCATION COMMISSION.

AMENDMENT NO. 7

On page 16, strike in their entirety lines 1 through 4, inclusive.

AMENDMENT NO. 8

On pages 17 and 18, strike in their entirety the lines beginning with line 26 on page 17 through line 10 on page 18, inclusive.

AMENDMENT NO. 9

On page 19, strike in their entirety lines 4 through 16, inclusive.

AMENDMENT NO. 10

On page 19, strike in their entirety lines 17 through 21, inclusive.

AMENDMENT NO. 11

On pages 19 and 20, strike in their entirety the lines beginning with line 22 on page 19 through line 11 on page 20, inclusive.

AMENDMENT NO. 12

On page 20, strike in their entirety lines 12 through 21, inclusive.

AMENDMENT NO. 13

On pages 20 and 21, strike in their entirety the lines beginning with line 22 on page 20 through line 14 on page 21, inclusive.

AMENDMENT NO. 14

On page 21, after line 19, insert:

“5-212.1.

(g) (2) (i) Subject to subparagraph (ii) of this paragraph, each county in which any State forest or park is located shall be paid annually out of the Account:

1. If the State forest or park reserve comprises less than 10% of the total land area of the county, a sum equal to 15% of the net revenue derived from concession operations within a State forest or park located in that county; or

2. If the State forest or park reserve comprises 10% or more of the total land area of the county, a sum equal to 25% of the net revenue derived from concession operations within a State forest or park located in that county.

(ii) For fiscal years [2012 and 2013] **2015 AND 2016** only, the payments under subparagraph (i) of this subsection may not be made.”.

AMENDMENT NO. 15

On page 23, strike in their entirety lines 7 through 12, inclusive.

On page 25, in line 25, strike the bracket; and in line 26, strike “2016” and substitute **“2019”**.

On page 26, in line 30, strike the bracket; in line 31, strike the brackets; in the same line, strike “(G)”; and in line 33, strike the brackets.

AMENDMENT NO. 16

On page 23, strike in their entirety lines 13 through 28, inclusive.

AMENDMENT NO. 17

On page 23, after line 28, insert:

“17–220.

(d) If a contractor is late in submitting copies of the payroll records required under subsection (b) of this section:

(2) the contractor shall be liable to the public body for liquidated damages of **[\$10] \$250** for each calendar day the records are late.

17–222.

(a) A contractor under a public work contract is liable to the public body for liquidated damages of **[\$20] \$250** for each laborer or other employee for each day for which:

(1) the laborer is paid less than the prevailing wage rate of a mechanic while performing a task required to be performed by a mechanic or mechanic’s apprentice;
or

(2) the employee is paid less than the prevailing wage rate.”.

AMENDMENT NO. 18

On page 23, after line 29, insert:

“2-606.

(H) (1) ON OR BEFORE JUNE 30, 2015, THE COMPTROLLER SHALL DISTRIBUTE \$100,000,000 FROM THE LOCAL RESERVE ACCOUNT ESTABLISHED TO COMPLY WITH THIS SECTION TO THE GENERAL FUND OF THE STATE.

(2) IN EACH OF FISCAL YEARS 2017 THROUGH 2025, IN ADDITION TO THE AMOUNTS DISTRIBUTED UNDER SUBSECTION (B) OF THIS SECTION, THE COMPTROLLER SHALL DISTRIBUTE \$10,000,000 OF THE REMAINING INCOME TAX REVENUE FROM INDIVIDUALS TO THE LOCAL RESERVE ACCOUNT TO REPAY THE \$100,000,000 TRANSFER TO THE GENERAL FUND REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION.”.

On page 31, strike in their entirety lines 21 through 27, inclusive.

AMENDMENT NO. 19

On page 24, after line 8, insert:

“(a) (1) [An individual] A RESIDENT may claim a credit against the State income tax for a taxable year in the amount determined under subsection (b) of this section for earned income.

(2) [An individual] A RESIDENT may claim a credit against the county income tax for a taxable year in the amount determined under subsection (c) of this section for earned income.”;

in line 9, strike “**EXCEPT AS PROVIDED IN**” and substitute “**SUBJECT TO**”; in line 10, strike “**FOR A PART-YEAR RESIDENT**”; after line 13, insert:

“(c) (2) (iii) If a county provides for a refundable county earned income credit under this paragraph, [an individual] A RESIDENT may claim a refund of the amount, if any, by which the product of multiplying the credit allowable for the taxable year under §

32 of the Internal Revenue Code by 5 times the county income tax rate for the taxable year exceeds the county income tax for the taxable year.”;

and in line 14, strike “is a nonresident or”.

AMENDMENT NO. 20

On page 25, in line 20, strike “AND”; and in line 24, after “APPLIED” insert “;AND”

(IV) TRANSFER TAX REVENUE IN FISCAL YEAR 2015, THAT IS IN EXCESS OF \$161,016,000 MAY BE TRANSFERRED BY BUDGET AMENDMENT IN FISCAL YEAR 2016 FOR:

1. ADMINISTRATIVE EXPENSES RELATED TO LAND ACQUISITION FOR PROGRAM OPEN SPACE;

2. CRITICAL MAINTENANCE PROJECTS IN THE DEPARTMENT OF NATURAL RESOURCES;

3. NATURAL RESOURCES DEVELOPMENT FUND PROJECTS IN THE DEPARTMENT OF NATURAL RESOURCES; AND

4. REPLACEMENT OF GENERAL FUND APPROPRIATIONS IN THE MARYLAND PARK SERVICE”.

AMENDMENT NO. 21

On page 28, in line 3, after “(c)” insert “**(1)**”; in the same line, strike “every fiscal year thereafter” and substitute “**2016**”; in line 6, before “Beginning” insert:

“**(2)**”;

strike beginning with “by” in line 7 down through “contract.” in line 20 and substitute “**ANNUALLY BY \$20,000,000 OVER THE ASSESSMENT LEVEL FOR THE PRIOR YEAR.**”

“**(3)**”;

and in line 22, after “Assessment.” insert:

“(4)”.

AMENDMENT NO. 22

On page 27, strike in their entirety lines 6 through 15, inclusive.

On page 32, in line 17, strike “SECTION” and substitute:

“SECTION 23. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, for fiscal year 2016 only, the Transportation Trust Fund may be used as the source of funding for the appropriation required under § 8–613.3 of the Transportation Article to comply with the Watershed Implementation Plan.

SECTION”.

AMENDMENT NO. 23

On page 28, in line 27, strike “ENACT” and substitute “ADOPT”; strike beginning with the colon in line 28 down through “(II)” in line 30; in line 31, after “(2)” insert “(I)”; in the same line, strike “ENACTED” and substitute “ADOPTED”; in line 32, strike “EACH FISCAL YEAR” and substitute “FISCAL YEAR 2016”; and strike beginning with “ENACT” in line 33 down through “YEAR” in line 35 and substitute “SUBMIT, ON OR BEFORE SEPTEMBER 1, 2015, AN ALTERNATIVE PLAN FOR GENERAL FUND SAVINGS TO THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE AND THE DEPARTMENT OF BUDGET AND MANAGEMENT FOR REVIEW.”

(II) THE PLAN SUBMITTED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL PROVIDE FOR SAVINGS IN THE MEDICAID PROGRAM THAT, WHEN COMBINED WITH THE SAVINGS UNDER PARAGRAPH (1) OF THIS SUBSECTION, ARE SUFFICIENT TO ACHIEVE TOTAL GENERAL FUND SAVINGS OF AT LEAST \$16,700,000 IN FISCAL YEAR 2016”.

On pages 28 and 29, strike beginning with “IF” in line 36 on page 28 down through “(4)” in line 3 on page 29.

AMENDMENT NO. 24

On page 29, after line 4, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Education6–306.

(b) (1) For fiscal year 2000 and each subsequent fiscal year, the Governor shall include in each year’s operating budget funding for the stipends and bonuses provided in this subsection.

(2) A classroom teacher or other nonadministrative school–based employee in a public school identified by the State Board as having comprehensive needs who holds a standard professional certificate or an advanced professional certificate who is employed by a county board and who holds a certificate issued by the National Board for Professional Teaching Standards shall receive a stipend from the State in an amount equal to the county grant for national certification, up to a maximum of \$2,000 per qualified individual.

(3) A classroom teacher or other nonadministrative school–based employee in a school not identified by the State Board as having comprehensive needs who holds a standard professional certificate or an advanced professional certificate who is employed by a county board and who holds a certificate issued by the National Board for Professional Teaching Standards shall receive a stipend from the State in an amount equal to the county grant for national certification, up to a maximum of \$1,000 per qualified individual.

[(4) A classroom teacher who holds an advanced professional certificate and teaches in a public school identified by the State Board as a school having comprehensive needs shall receive a stipend from the State in the amount of \$1,500 for each year that the teacher performs satisfactorily in the classroom.

(5) (4) (i) 1. The State Board shall establish a program to support locally negotiated incentives, governed under Subtitles 4 and 5 of this title, for highly effective classroom teachers and principals to work in public schools that are:

A. In improvement, corrective action, or restructuring;

B. Categorized by the local school system as a Title I school;

or

C. In the highest 25% of schools in the State based on a ranking of the percentage of students who receive free and reduced priced meals.

2. The program established under subparagraph 1 of this subparagraph may include financial incentives, leadership changes, or other incentives.

(ii) 1. The State Board shall adopt guidelines to implement this paragraph.

2. Nothing in this paragraph shall be construed to prohibit a local school system from employing more stringent standards than the guidelines adopted under this subparagraph.”.

On page 32, after line 16, insert:

“SECTION 15. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, for fiscal year 2016, a stipend granted under:

(1) Section 6–306(b)(2) and (4) of the Education Article may only be granted to a teacher or an employee in a public school identified by the State Board of Education for fiscal year 2014 as having comprehensive needs; and

(2) Section 6–206(b)(3) of the Education Article may only be granted to a teacher or an employee in a public school not identified by the State Board of Education for fiscal year 2014 as having comprehensive needs.”.

AMENDMENT NO. 25

On page 29, before line 5, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – State Personnel and Pensions

21–304.

(a) (1) In this section the following words have the meanings indicated.

(2) With respect to local employees, “aggregate annual earnable compensation” means the total annual earnable compensation payable by a local employer to all of its local employees, calculated as of June 30 of the second prior fiscal year before

the fiscal year for which the calculation is made under this section, adjusted by any actuarial assumed salary increases that were used in the actuarial valuation prepared under § 21–125(b) of this title for the immediate prior fiscal year.

[(3) “Full funding rate” means the sum of:

(i) the aggregate normal rate that is based on the normal contribution rate calculated under subsection (c) of this section and adjusted to incorporate legislative changes in benefits to reflect changes to the normal cost; and

(ii) the aggregate unfunded accrued liability contribution rate that is based on the unfunded accrued liability contribution rate under subsection (d)(1) and (2) of this section.

(4) “Funding ratio for the employees’ systems” means the actuarial value of assets for the employees’ systems divided by the actuarial accrued liability for the employees’ systems.

(5) “Funding ratio for the teachers’ systems” means the actuarial value of assets for the teachers’ systems divided by the actuarial accrued liability for the teachers’ systems.]

[(6)] (3) “Local employee” means a member of the Teachers’ Retirement System or the Teachers’ Pension System who is an employee of a day school in the State under the authority and supervision of a county board of education or the Baltimore City Board of School Commissioners, employed as:

- (i) a clerk;
- (ii) a helping teacher;
- (iii) a principal;
- (iv) a superintendent;
- (v) a supervisor; or
- (vi) a teacher.

[(7)] (4) “Local employer” means a county board of education or the Baltimore City Board of School Commissioners.

[(8) “New legislative change” means a legislative change that results in an adjustment to the normal cost or accrued liabilities that has not previously been recognized in an actuarial valuation under § 21–125(b) of this title.

(9) “Preliminary funding rate” means the full funding rate without any adjustment to the normal cost or accrued liabilities for a new legislative change.]

[(10)] (5) “State member” does not include a member on whose behalf a participating governmental unit is required to make an employer contribution under § 21–305 or § 21–306 of this subtitle.

[(11)] (6) “Total employer contribution for local employees” means that portion of the employer contribution calculated under subsection (b) of this section that is attributable to all local employees.

(b) (1) Subject to paragraphs (4) and (5) of this subsection, each fiscal year, on behalf of the State members of each State system, the State shall pay to the appropriate accumulation fund an amount equal to or greater than the sum of the amount, if any, required to be included in the budget bill under § 3–501(c)(2)(ii) of this article and the product of multiplying:

(i) the aggregate annual earnable compensation of the State members of that State system; and

(ii) [1. for State members of the Law Enforcement Officers’ Retirement System, State Police Retirement System, and the Judges’ Retirement System,] the sum of the normal contribution rate and the accrued liability contribution rate **FOR STATE MEMBERS OF THAT STATE SYSTEM**, as determined under this section[;

2. for State members of the Employees’ Pension System, Employees’ Retirement System, Correctional Officers’ Retirement System, and Legislative Pension Plan, the employees’ systems contribution rate determined under subsection (e) of this section; or

3. for State members of the Teachers' Pension System and Teachers' Retirement System, the teachers' systems contribution rate determined under subsection (f) of this section].

(2) The amount determined under paragraph (1) of this subsection for each State system shall be based on an actuarial determination of the amounts that are required to preserve the integrity of the funds of the several systems using:

(i) the entry–age actuarial cost method; and

(ii) actuarial assumptions adopted by the Board of Trustees.

(3) For the purpose of making the determinations required under this section:

(i) the Employees' Retirement System, the Employees' Pension System, the Correctional Officers' Retirement System, and the Legislative Pension Plan shall be considered together as one State system; and

(ii) the Teachers' Retirement System and the Teachers' Pension System shall be considered together as one State system.

[(e) (1) Except as provided in paragraph (3) of this subsection and subject to paragraph (2) of this subsection, the employees' system contribution rate shall be the sum of:

(i) the employees' system contribution rate for the previous fiscal year; and

(ii) 1. 20% of the difference between the full funding rate for the current fiscal year and the employees' system contribution rate for the previous fiscal year; or

2. for a fiscal year for which an adjustment to normal cost or accrued liabilities for a new legislative change is first determined as a result of an actuarial valuation under § 21–125(b) of this title, 20% of the difference between the preliminary funding rate for the current fiscal year and the employees' system contribution rate for the previous fiscal year.

(2) For a fiscal year for which an adjustment to normal cost or accrued liabilities for a new legislative change is determined as a result of an actuarial valuation under § 21-125(b) of this title, the contribution rate for the employees' systems under paragraph (1) of this subsection shall be adjusted to fully reflect the cost or savings of the new legislative changes that result in changes in normal contributions or accrued liabilities and to amortize over the time remaining until June 30, 2038, any changes in accrued liabilities of the employees' systems.

(3) The percentages used in paragraph (1)(ii) of this subsection shall be:

(i) 28% for the rate for fiscal year 2015;

(ii) 36% for the rate for fiscal year 2016;

(iii) 44% for the rate for fiscal year 2017;

(iv) 52% for the rate for fiscal year 2018;

(v) 60% for the rate for fiscal year 2019;

(vi) 68% for the rate for fiscal year 2020;

(vii) 76% for the rate for fiscal year 2021;

(viii) 84% for the rate for fiscal year 2022;

(ix) 92% for the rate for fiscal year 2023; and

(x) 100% for the rate for fiscal year 2024 and thereafter.]

[(f) (1) Except as provided in paragraph (3) of this subsection and subject to paragraph (2) of this subsection, the teachers' system contribution rate shall be the sum of:

(i) the teachers' system contribution rate for the previous fiscal year; and

(ii) 1. 20% of the difference between the full funding rate for the current fiscal year and the teachers' system contribution rate for the previous fiscal year; or

2. for a fiscal year for which an adjustment to normal cost or accrued liabilities for a new legislative change is first determined as a result of an actuarial valuation under § 21–125(b) of this title, 20% of the difference between the preliminary funding rate for the current fiscal year and the teachers’ system contribution rate for the previous fiscal year.

(2) For a fiscal year for which an adjustment to normal cost or accrued liabilities for a new legislative change is determined as a result of an actuarial valuation under § 21–125(b) of this title, the contribution rate for the teachers’ systems under paragraph (1) of this subsection shall be adjusted to fully reflect the cost or savings of the new legislative changes that result in changes in normal contributions or accrued liabilities and to amortize over the time remaining until June 30, 2038, any changes in accrued liabilities of the teachers’ systems.

(3) The percentages used in paragraph (1)(ii) of this subsection shall be:

(i) 28% for the rate for fiscal year 2015;

(ii) 36% for the rate for fiscal year 2016;

(iii) 44% for the rate for fiscal year 2017;

(iv) 52% for the rate for fiscal year 2018;

(v) 60% for the rate for fiscal year 2019;

(vi) 68% for the rate for fiscal year 2020;

(vii) 76% for the rate for fiscal year 2021;

(viii) 84% for the rate for fiscal year 2022;

(ix) 92% for the rate for fiscal year 2023; and

(x) 100% for the rate for fiscal year 2024 and thereafter.]

(a) (1) On or before December 1 of each year, the Board of Trustees shall:

(i) certify to the Governor and the Secretary of Budget and Management the rates to be used to determine the amounts to be paid by the State to the accumulation fund of each of the several systems during the next fiscal year, including a separate certification of the normal contribution rate for the Teachers' Retirement System and the Teachers' Pension System; and

(ii) provide to the Secretary of Budget and Management a statement of the total amount to be paid by the State as determined under § 21-304 of this subtitle to the Teachers' Retirement System and the Teachers' Pension System expressed as a percentage of the payroll of all members of those State systems.

(2) The Governor shall include in the budget bill:

(i) the total amount of the State's contribution to each State system as ascertained based on the rates certified by the Board of Trustees under paragraph (1) of this subsection;

(ii) the additional amounts as ascertained under subsection (d) of this section for the State's payment to the professional and clerical employees of the Department of Public Libraries of Montgomery County who are members of the Employees' Retirement System of Montgomery County and are excluded from membership in the Teachers' Retirement System or the Teachers' Pension System; and

(iii) any additional amount required to be in the budget bill under § 3-501(c)(2)(ii) of this article.

(3) The amounts that the Governor is required to include in the budget bill under paragraph (2) of this subsection shall be reduced by the amount of administrative and operational expenses for the Board of Trustees and the State Retirement Agency that are to be paid by local employers under § 21-316 of this subtitle other than participating governmental units or employers who are required to make contributions under § 21-307 of this subtitle.

(4) (i) [1. For fiscal year 2014, in addition to the annual required contribution required under paragraph (2) of this subsection, the Governor shall include in the budget bill a supplemental contribution of \$100,000,000.

2. For fiscal year 2015, in addition to the annual required contribution required under paragraph (2) of this subsection, the Governor shall include in the budget bill a supplemental contribution of \$100,000,000.

3.] For fiscal year 2016, in addition to the annual required contribution required under paragraph (2) of this subsection, the Governor shall include in the budget bill a supplemental contribution of [~~\$150,000,000~~] **\$75,000,000.**

[4.] (II) For fiscal year 2017 AND EACH FISCAL YEAR THEREAFTER, in addition to the annual required contribution required under paragraph (2) of this subsection, the Governor shall include in the budget bill a supplemental contribution of [~~\$200,000,000~~] **\$75,000,000[.**

5. For fiscal year 2018, in addition to the annual required contribution required under paragraph (2) of this subsection, the Governor shall include in the budget bill a supplemental contribution of \$250,000,000.

6. For fiscal year 2019 and each fiscal year thereafter, in addition to the annual required contribution required under paragraph (2) of this subsection, the Governor shall include in the budget bill a supplemental contribution of \$300,000,000,] until[:

A.] the total actuarial value of assets for the several systems divided by the total actuarial accrued liability for the several systems equals a funding ratio of 85%[; and

B. the contribution rates certified under paragraph (1)(i) of this subsection are the full funding rates as defined in § 21–304(a)(3) of this subtitle].

[(ii) If the amount of a supplemental contribution included in the budget bill for a fiscal year is less than the amount required under subparagraph (i) of this paragraph, the Governor shall increase the supplemental contribution for the following fiscal year by the amount of the reduction to the supplemental contribution in the previous fiscal year.]”.

AMENDMENT NO. 26

On page 29, in line 8, strike “June 30” and substitute “July 1”.

AMENDMENT NO. 27

On page 29, in line 11, strike “June 30” and substitute “July 1”.

AMENDMENT NO. 28

On page 29, in line 16, strike “or cost-of-living adjustments”.

AMENDMENT NO. 29

On page 30, in line 1, strike “\$45,000,000” and substitute “\$55,000,000”; and strike in its entirety line 2 and substitute:

“(2) The estimated percentage of the fund balance obtained from payers other than the federal Medicare program or the federal portion of the Medicaid program.”.

AMENDMENT NO. 30

On page 30, in line 12, strike “in” and substitute “from a combination of the efficiency and conservation programs accounts, renewable and clean energy programs account, and administrative expense account of”.

AMENDMENT NO. 31

On page 31, in line 2, strike “and”; and in line 4, after “Article” insert “; and”

\$58,000 of the funds in the Sustainable Communities Tax Credit Reserve Fund established under § 5A-303 of the State Finance and Procurement Article”.

AMENDMENT NO. 32

On page 31, in line 3, strike “\$1,000,000” and substitute “\$500,000”; in line 10, after “Fund” insert a colon; and in line 12, after “employees” insert “; and”

\$500,000 of the funds in the Spinal Cord Injury Research Trust Fund established under § 13-1406 of the Health – General Article”.

AMENDMENT NO. 33

On page 31, after line 8, insert:

“SECTION 12. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or after July 1, 2015, the revenue attributable to the surcharge under § 7-301(f) of the Courts Article on citations issued before October 1, 2010 (the effective date of Chapter 735 of the Acts of 2010) that would have otherwise been credited to the State

Police Helicopter Replacement Fund, but for the repeal of the Fund under this Act, shall be credited to the General Fund.”.

AMENDMENT NO. 34

On page 31, strike in their entirety lines 13 through 20, inclusive.

AMENDMENT NO. 35

On pages 31 and 32, strike in their entirety the lines beginning with line 28 on page 31 through line 6 on page 32, inclusive.

AMENDMENT NO. 36

On page 32, in line 7, after “2015,” insert “each Managed Care Organization that”; in line 8, after “Hygiene” insert “estimates to have an insufficient loss ratio for calendar year 2014.”; strike beginning with “make” in line 8 down through “funds,” in line 9 and substitute “reimburse the Department”; in line 9, after “for” insert “the amount of the”; in line 10, strike “ratios in calendar year 2014” and substitute “ratio”; in the same line, strike “adjustments” and substitute “reimbursements”; in line 15, strike “adjustment” and substitute “reimbursement paid by the Managed Care Organization to the Department”; in the same line, after the second “the” insert “Department shall reimburse the”; and in line 16, strike “shall be reimbursed at”.

AMENDMENT NO. 37

On page 32, after line 16, insert:

“SECTION 16. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, for fiscal year 2016 only:

(1) the Baltimore City Board of School Commissioners may not be required to contribute any funds to the Baltimore City Public School Construction Financing Fund established under § 10–656 of the Economic Development Article; and

(2) the State Comptroller may not withhold, under § 10–645(h) of the Economic Development Article, an amount from any installment due the Baltimore City Board of School Commissioners from the General Fund.”.

AMENDMENT NO. 38

On page 32, after line 16, insert:

“SECTION 17. AND BE IT FURTHER ENACTED, That the unexpended appropriation for the Autism Waiver, within the Maryland State Department of Education, Program R00A02.07 Students with Disabilities – Aid to Education, that was included in the fiscal year 2015 operating budget (Chapter 462 of the Acts of 2014) is reduced by \$2,800,000 and shall revert to the General Fund.”

SECTION 18. AND BE IT FURTHER ENACTED, That the unexpended appropriation for the Out-of-County Placements, within the Maryland State Department of Education, Program R00A02.05 Formula Programs for Specific Populations – Aid to Education, that was included in the fiscal year 2015 operating budget (Chapter 462 of the Acts of 2014) is reduced by \$900,000 and shall revert to the General Fund.”.

AMENDMENT NO. 39

On page 32, after line 16, insert:

“SECTION 19. 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 2016, the total amount of the costs of compensating the attorneys plus the associated costs to administer the program that is beyond the amount restricted for this 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 2016 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. 40

On page 32, after line 16, insert:

“SECTION 20. AND BE IT FURTHER ENACTED, That any money received by the State as a result of conditions of an approved merger between Exelon Corporation and Pepco Holdings, Inc. shall be expended only as specifically authorized in the State budget bill as enacted and not subject to transfer by budget amendment.”.

AMENDMENT NO. 41

On page 32, after line 16, insert:

“SECTION 21. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, for fiscal year 2016 only, the State Health Services Cost Review Commission may not assess hospital rate assessments under § 19–214 of the Health – General Article for the operation and administration of the Maryland Health Insurance Plan established under Title 14, Subtitle 5 of the Insurance Article.”.

AMENDMENT NO. 42

On page 32, after line 16, insert:

“SECTION 22. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, for fiscal year 2016, the State’s share of any operating deficits for:

(1) the Baltimore Convention Center under § 10–641 of the Economic Development Article may not exceed \$6,060,375; and

(2) the Ocean City Convention facility under § 10–643 of the Economic Development Article may not exceed \$1,482,444.”.

AMENDMENT NO. 43

On page 29, in lines 5, 9, 12, 23, and 28, strike “2.”, “3.”, “4.”, “5.”, and “6.”, respectively, and substitute “4.”, “5.”, “6.”, “7.”, and “8.”, respectively.

On page 30, in lines 3 and 7, strike “7.” and “8.”, respectively, and substitute “9.” and “10.”, respectively.

On page 31, in lines 5 and 9, strike “9.” and “10.”, respectively, and substitute “11.” and “13.”, respectively.

On page 32, in lines 17, 22, and 25, strike “15.”, “16.”, and “17.”, respectively, and substitute “24.”, “25.”, and “28.”, respectively; after line 24, insert:

“SECTION 26. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect July 1, 2016.

SECTION 27. AND BE IT FURTHER ENACTED, That Section 3 of this Act shall take effect July 1, 2015.”;

and in line 25, after “That” insert “, except as provided in Sections 26 and 27 of this Act.”.

Committee amendments 1 through 8 were read only.

Committee amendment 1 was read and adopted.

Committee amendment 2 was read and adopted.

Committee amendments 3 through 8 were read and adopted.

Committee amendments 9 through 12 were read and adopted.

Committee amendments 13 through 18 were read and adopted.

Committee amendments 19 through 24 were read and adopted.

Committee amendments 25 through 29 were read only.

Committee amendment 25 was read only.

Delegate Vaughn moved the previous question.

The motion was adopted by a roll call vote as follows:

Affirmative – 90 Negative – 47 (See Roll Call No. 336)

Committee amendment 25 was read and adopted by a roll call vote as follows:

Affirmative – 87 Negative – 52 (See Roll Call No. 337)

Committee amendment 26 was read and adopted.

Committee amendments 27 through 29 were read and adopted.

Committee amendments 30 through 35 were read and adopted.

Committee amendments 36 through 43 were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #11

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

House Bill 345 – Delegates Lierman and Clippinger

AN ACT concerning

Labor and Employment – Flexible Leave – Use of Leave for Family Illness

Favorable report adopted.

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

The motion was adopted.

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

House Bill 587 – Delegate Davis

AN ACT concerning

State Board of Barbers – Limited License – Barber–Stylist

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 909 – Delegates Pena–Melnik, Angel, Frick, Frush, Glenn, Jackson, McConkey, Tarlau, Vaughn, Walker, A. Washington, and C. Wilson

AN ACT concerning

Pilot Program for Small Business Development by Ex–Offenders

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 1226 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Apprenticeship and Training – Replacement of Obsolete References

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1227 – Chair, Economic Matters Committee (By Request –
Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

**Real Estate Appraisers – Licensing and Certification – Examination Waiver
Requirements**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT
#4**

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

**House Bill 67 – The Speaker and Delegates Barve, Davis, Hammen, Hixson,
McIntosh, and Vallario**

AN ACT concerning

General Assembly – Mandated Reports by State Agencies

HB0067/446382/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 67

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Vallario” and substitute “Vallario, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Reznik, Sample–Hughes, West, and K. Young”.

On page 2, in line 17, strike “and”; and in the same line, after “6–307” insert “, and 10–713”.

On page 4, in line 30, after “7–317(h),” insert “14–505”.

On page 5, in line 1, strike “6–406(b),”.

AMENDMENT NO. 2

On page 13, in lines 22, 23, and 24, in each instance, strike the bracket; in line 25, strike “on or before August 1 of each year” and substitute “**ON REQUEST FROM THE DEPARTMENT**”; in line 26, strike “the Governor,”; strike beginning with the second comma in line 26 down through the bracket in line 28; in line 29, strike “October 1” and substitute “**DECEMBER 1**”; and in the same line, strike “2012” and substitute “2015”.

On page 14, strike beginning with “The” in line 18 down through “unnecessary” in line 19 and substitute “Subsection (c)(3)(ii) of this section is revised to eliminate duplicative and unnecessary reports”; after line 19, insert:

“Subsection (d)(1) of this section is revised to alter the reporting date from October 1 to December 1 of each year to correspond with the availability of information necessary to complete the report.”;

and in line 20, after “(d)” insert “(2)”.

AMENDMENT NO. 3

On page 17, after line 15, insert:

“[10–713.

(a) On or before October 1 of each year, the Trust shall submit a report to the Governor, the Maryland Economic Development Commission, and, subject to § 2–1246 of the State Government Article, the General Assembly.

(b) The report shall include a complete operating and financial statement covering the operations of the Trust and summarize the activities of the Trust for the preceding fiscal year.]

DRAFTER’S NOTE:

The requirement that the Maryland Venture Capital Trust submit a report that includes the operating and financial statement covering the operations of the Trust and summarizing the activities of the Trust for the preceding fiscal year is repealed. In 1991, the Trust was established to invest in local venture capital funds. As of January 2013, all investments have been realized and have been distributed to the beneficial owners leaving nothing left to report and making the reporting requirement obsolete and unnecessary.”.

AMENDMENT NO. 4

On page 49, after line 31, insert:

“14-505.

[(a) Within 90 days after the end of each fiscal year, each designated procurement unit shall submit a report on the operation and effectiveness of the Small Business Reserve Program that complies with subsection (d)(2) of this section to the Board of Public Works.

(b) Within 60 days after receipt of all reports required under subsection (a) of this section, the Board of Public Works shall compile the information and report on the operation and effectiveness of the entire Small Business Reserve Program to the Legislative Policy Committee, subject to § 2-1246 of the State Government Article.]

[(c)](A) Within 60 days after the enactment of the budget bill by the General Assembly, each designated procurement unit shall submit a report to the Governor’s Office of Minority Affairs that complies with the reporting requirements set forth in COMAR 21.11.01.06.

[(d)](B) (1) Within 90 days after the end of each fiscal year, each unit shall submit a report to the Governor’s Office of Minority Affairs that complies with the requirements of paragraph (2) of this subsection.

(2) For the preceding fiscal year, the report shall:

(i) state the total number and the dollar value of payments the unit made to small businesses under designated small business reserve contracts;

(ii) state the total number and the dollar value of payments the unit made to small businesses under nondesignated small business reserve contracts, including purchase card procurements;

(iii) state the total dollar value of payments the unit made under procurement contracts; and

(iv) contain other such information as required by the Governor's Office of Minority Affairs.

[(e)](C) On or before December 31 of each year, the Governor's Office of Minority Affairs shall submit to the Board of Public Works and, subject to § 2-1246 of the State Government Article, to the Legislative Policy Committee a report summarizing the information the Office receives under subsection (b) of this section.

DRAFTER'S NOTE:

The reports on the Small Business Reserve Program required to be submitted to the Board of Public Works and the Legislative Policy Committee under former subsections (a) and (b) of this section are repealed as duplicative of the reports required to be submitted to the Governor's Office of Minority Affairs, the Board of Public Works, and the Legislative Policy Committee under former subsections (d) and (e) of this section."

AMENDMENT NO. 5

On pages 53 and 54, strike in their entirety the lines beginning with line 26 on page 53 through line 9 on page 54, inclusive.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 340 – Delegates Haynes, Anderson, Angel, Atterbeary, Aumann, Barkley, Barron, Barve, Beidle, Branch, Brooks, Carr, Carter, Chang, Clippinger, Conaway, Cullison, Davis, Ebersole, Fennell, Folden, Fraser-Hidalgo, Frush, Gaines, Ghrist, Gilchrist, Glass, Glenn, Gutierrez, Hayes, Healey, Hettleman, Hill, Hixson, Holmes, Hornberger, C. Howard, Jackson, Jacobs, Jalisi, Jameson, Kaiser, Kipke, Knotts, Korman, Kramer, Krimm, Lafferty, Lam, Lierman, Luedtke, McConkey, McCray, McIntosh, McKay, A. Miller, Moon, Morales, Morgan, Morhaim, Oaks, Patterson, Pena-Melnyk, Platt, Proctor, B. Robinson, S. Robinson, Rosenberg, Sample-Hughes, Smith, Sophocleus, Stein, Sydnor, Tarlau, Turner,

Valderrama, Valentino-Smith, Vaughn, Waldstreicher, Walker,
A. Washington, West, C. Wilson, P. Young, and Zucker

AN ACT concerning

General Provisions – Commemorative Days – Thurgood Marshall Day

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 353 – Delegate Cullison

AN ACT concerning

**State Government – Automated Mapping–Geographic Information Systems –
System Services Costs**

HB0353/626286/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 353

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “products;” insert “authorizing certain governmental units to adopt a fee structure for system products that includes an additional charge of no more than a certain amount;”.

AMENDMENT NO. 2

On page 3, in line 29, after “PRODUCT” insert “AND AN ADDITIONAL CHARGE OF NO MORE THAN \$50”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 490 – Delegates Morhaim and Glenn

EMERGENCY BILL

AN ACT concerning

Natalie M. LaPrade Medical Marijuana Commission – Miscellaneous Revisions

HB0490/786482/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 490

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Glenn” and substitute “, Glenn, Angel, Bromwell, Cullison, Kelly, Hammen, Hill, Miele, Pena–Melnyk, Pendergrass, Reznik, and K. Young”; in line 2, strike “Marijuana” and substitute “Cannabis”; in line 3, after the first “of” insert “renaming the Natalie M. LaPrade Medical Marijuana Commission to be the Natalie M. LaPrade Medical Cannabis Commission;”; in the same line, strike “Natalie M. LaPrade Medical Marijuana”; in line 4, after the first “Commission;” insert “altering the information that is to be included in the Web site developed and maintained by the Commission;”; strike beginning with “requiring” in line 4 down through “physician” in line 22 and substitute “altering the definition of “written certification” to provide that it may include a certain statement from a certifying physician related to a certain supply of medical cannabis; repealing a requirement that the Commission issue at least annually a request for applications from certain academic medical centers; repealing a requirement that an application submitted by a certain academic medical center contain certain information; repealing a requirement that the Commission set certain fees related to certain programs; repealing a requirement that the Commission establish a certain application review process; repealing the authority of the Commission to approve certain programs; repealing a requirement that an approved academic center provide certain data to the Commission, use certain marijuana, use caregivers in a certain manner, and report certain data to the Commission in a certain manner; repealing the authority of the Commission to approve and rescind approval of certain academic medical centers to operate a certain program; repealing the authority of the Commission to approve certifying physicians; authorizing the Commission to register certifying physicians under certain circumstances; altering the information to be included in a certain proposal; altering the”

medical conditions that the Commission is encouraged to approve when part of a physician application; prohibiting a certifying physician or the physician's spouse from receiving certain gifts or having an ownership interest in a processor; authorizing a certifying physician to receive compensation from a processor under certain circumstances; expanding the class of patients with whom a qualifying physician may discuss medical cannabis; repealing a requirement that the Commission report to the Governor on certain programs; increasing the time period for which an initial grower license is valid; repealing the authority of a grower to provide marijuana to certain programs; authorizing a grower to provide cannabis to certain processors and laboratories; extending the date on which the Commission is authorized to issue certain licenses to certain growers; repealing a provision of law relating to the distribution of marijuana by certain growers; authorizing a grower to dispense cannabis from a certain facility; repealing a provision of law authorizing a qualifying patient or caregiver to obtain medical marijuana from certain facilities; authorizing a qualifying patient or caregiver to obtain medical cannabis from a facility of a grower licensed as a dispensary; authorizing certain growers to grow and process medical cannabis on the same premises; providing that a dispensary license is valid for certain time periods on initial licensure and on renewal; requiring the Commission to establish certain security and product handling procedures that certain dispensaries must meet; authorizing the Commission to inspect certain dispensaries; authorizing the Commission to impose certain penalties and rescind certain licenses under certain circumstances; requiring certain processors to be licensed by the Commission; requiring an applicant for a processor license to submit a certain fee and application to the Commission; requiring the Commission to establish a certain application review process for granting processor licenses; providing that a processor license is valid for certain time periods on initial licensure and renewal; providing that a processor or a processor agent may not be penalized or arrested under State law for certain actions; requiring the Commission to establish certain security and product handling procedures that certain processors must meet; authorizing the Commission to inspect certain processors; requiring a processor agent to be a certain age, register with the Commission, and obtain a certain criminal history records check; requiring a processor to apply to the Commission for a registration card for each processor agent by submitting certain information; requiring a processor to provide certain notice to the Commission and return a certain registration card to the Commission under certain circumstances and within a certain time period; requiring the Commission to revoke a certain registration card under certain circumstances and notify the Department of State Police under certain circumstances; prohibiting the Commission from registering certain individuals as processor agents; requiring the Commission to register at least a certain number of private independent testing laboratories; requiring an independent testing laboratory to meet certain application requirements and standards and to pay a certain fee as a condition of registration; authorizing the Commission to inspect certain independent

testing laboratories; requiring the Commission to adopt certain regulations; repealing certain provisions of law establishing certain immunity for certain qualifying patients and academic centers; providing that a qualifying patient in possession of an amount of medical cannabis that is greater than a certain supply, a processor, a processor agent, and certain medical facilities may not be subject to arrest, prosecution, certain penalties or disciplinary action, or be denied any right or privilege under certain circumstances; providing that certain provisions of law do not apply to vaporizing cannabis; providing that this Act may not be construed to prohibit a person from being concurrently licensed by the Commission as a grower, a dispensary, or a processor"; in line 25, strike "a"; in line 26, strike "definition" and substitute "definitions; repealing certain definitions; defining certain terms; altering certain terminology; making certain conforming and stylistic changes"; and in line 27, strike "Marijuana" and substitute "Cannabis".

On pages 1 and 2, strike in their entirety the lines beginning with line 28 on page 1 through line 2 on page 2, inclusive.

On page 2, strike line 5 in its entirety and substitute "Section 13–3301 through 13–3303, 13–3307 through 13–3311, 13–3313, and 13–3314 to be under the amended subtitle "Subtitle 33. Natalie M. LaPrade Medical Cannabis Commission""; and after line 7, insert:

"BY repealing

Article – Health – General

Section 13–3304, 13–3305, and 13–3306

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY adding to

Article – Health – General

Section 13–3309, 13–3310, and 13–3311

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article – Health – General

Section 13–3312

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)".

AMENDMENT NO. 2

On page 2, after line 10, insert:

“Subtitle 33. Natalie M. LaPrade Medical [Marijuana] CANNABIS Commission.”;

and strike in their entirety lines 12 through 18, inclusive, and substitute:

“(a) In this subtitle the following words have the meanings indicated.

(b) [“Academic medical center” means a hospital that:

(1) Operates a medical residency program for physicians; and

(2) Conducts research that is overseen by the federal Department of Health and Human Services and involves human subjects.

(c) [“Caregiver” means:

(1) A person who has agreed to assist with a qualifying patient’s medical use of [marijuana] CANNABIS; and

(2) For a qualifying patient under the age of 18 years, a parent or legal guardian.

[(d)] (C) [“Certifying physician” means an individual who:

(1) Is licensed by the State Board of Physicians under Title 14 of the Health Occupations Article to practice medicine AND HAS A STATE CONTROLLED DANGEROUS SUBSTANCES LICENSE; and

(2) Is [approved by] REGISTERED WITH the Commission to make [marijuana] CANNABIS available to patients for medical use in accordance with regulations adopted by the Commission.

[(e)] (D) [“Commission” means the Natalie M. LaPrade Medical [Marijuana] CANNABIS Commission established under this subtitle.

[(f)] (E) “Dispensary” means an entity licensed under this subtitle that acquires, possesses, processes, transfers, transports, sells, distributes, dispenses, or administers [marijuana] CANNABIS, products containing [marijuana] CANNABIS, related supplies, related products CONTAINING CANNABIS including food, tinctures, aerosols, oils, or ointments, or educational materials for use by a qualifying patient or caregiver.

[(g)] (F) “Dispensary agent” means an owner, a member, an employee, a volunteer, an officer, or a director of a dispensary.

[(h)] (G) “Fund” means the Natalie M. LaPrade Medical [Marijuana] CANNABIS Commission Fund established under § 13–3303 of this subtitle.

(H) “GROWER” MEANS AN ENTITY LICENSED UNDER THIS SUBTITLE THAT:

(I) 1. CULTIVATES, MANUFACTURES, PROCESSES, PACKAGES, OR DISPENSES MEDICAL CANNABIS; OR

2. PROCESSES MEDICAL CANNABIS PRODUCTS; AND

(II) IS AUTHORIZED BY THE COMMISSION TO PROVIDE CANNABIS TO A QUALIFYING PATIENT, CAREGIVER, PROCESSOR, DISPENSARY, OR INDEPENDENT TESTING LABORATORY.

(I) “INDEPENDENT TESTING LABORATORY” MEANS A FACILITY, AN ENTITY, OR A SITE THAT OFFERS OR PERFORMS TESTS RELATED TO THE INSPECTION AND TESTING OF CANNABIS AND PRODUCTS CONTAINING CANNABIS.

[(i)] (J) “Medical [marijuana] CANNABIS grower agent” means an owner, an employee, a volunteer, an officer, or a director of a [medical marijuana] grower [licensed under this subtitle].

(K) “PROCESSOR” MEANS AN ENTITY THAT:

(1) TRANSFORMS MEDICAL CANNABIS INTO ANOTHER PRODUCT OR EXTRACT; AND

(2) PACKAGES AND LABELS MEDICAL CANNABIS.

(L) “PROCESSOR AGENT” MEANS AN OWNER, A MEMBER, AN EMPLOYEE, A VOLUNTEER, AN OFFICER, OR A DIRECTOR OF A PROCESSOR.

[(j) “Program” means an investigational use-type program overseen by an academic medical center through which marijuana is made available to patients for medical use.]

[(k) (M) “Qualifying patient” means [a resident of the State] AN INDIVIDUAL who:

(1) [(i)] Has been provided with a written certification by a certifying physician in accordance with a bona fide physician-patient relationship; [or

(ii) Is enrolled in a research program with a registered academic medical center;] and

(2) If under the age of 18 years, has a caregiver.

[(l) (N) “Written certification” means a certification that:

(1) Is issued by a certifying physician to a qualifying patient with whom the physician has a bona fide physician-patient relationship; and

(2) Includes a written statement certifying that, in the physician’s professional opinion, after having completed [a full] AN assessment of the patient’s medical history and current medical condition, the patient has a condition:

(i) That meets the inclusion criteria and does not meet the exclusion criteria of the certifying physician’s application; and

(ii) For which the potential benefits of the medical use of [marijuana] CANNABIS would likely outweigh the health risks for the patient; AND

(3) MAY INCLUDE A WRITTEN STATEMENT CERTIFYING THAT, IN THE PHYSICIAN’S PROFESSIONAL OPINION, A 30-DAY SUPPLY OF MEDICAL CANNABIS WOULD BE INADEQUATE TO MEET THE MEDICAL NEEDS OF THE QUALIFYING PATIENT.”.

AMENDMENT NO. 3

On page 2, in line 20, strike “Marijuana” and substitute “CANNABIS”; in line 23, after “to” insert “DEVELOP POLICIES, PROCEDURES, GUIDELINES, AND REGULATIONS TO IMPLEMENT PROGRAMS TO MAKE MEDICAL CANNABIS AVAILABLE TO QUALIFYING PATIENTS IN A SAFE AND EFFECTIVE MANNER.”; strike beginning with the colon in line 23 down through “physicians;” in line 30.

On page 3, strike in their entirety lines 1 through 3, inclusive; in lines 17, 26, and 27, in each instance, strike “marijuana” and substitute “CANNABIS”; in line 17, strike “and how an individual can find a certifying physician”; and in line 18, strike “licensed growers and”.

On page 4, in lines 7 and 13, in each instance, strike “marijuana” and substitute “CANNABIS”.

AMENDMENT NO. 4

On pages 4 through 7, strike in their entirety the lines beginning with line 19 on page 4 through line 21 on page 7, inclusive.

On page 7, in line 22, strike “13–3307.” and substitute “13–3304.”; in line 23, strike “approve” and substitute “REGISTER”; in line 27, strike “approved” and substitute “REGISTERED”; and in line 30, after the semicolon insert:

“(2) AN ATTESTATION THAT A STANDARD PATIENT EVALUATION WILL BE COMPLETED, INCLUDING A HISTORY, A PHYSICAL EXAMINATION, A REVIEW OF SYMPTOMS, AND OTHER PERTINENT MEDICAL INFORMATION; AND”.

On page 8, strike beginning with “(2)” in line 1 down through “(4)” in line 5 and substitute “(3)”; in line 9, strike “APPROVED” and substitute “REGISTERED”; in line 17, after “Severe” insert “OR CHRONIC”; in lines 25, 27, and 30, in each instance, strike “marijuana” and substitute “CANNABIS”; and in lines 27 and 30, in each instance, after “grower” insert “, A PROCESSOR,”.

On page 9, in lines 4, 12, 15, 16, 18, and 27, in each instance, strike “marijuana” and substitute “CANNABIS”; in line 4, after “grower” insert “, PROCESSOR,”; and in line 12, strike “qualifying”.

On page 10, in line 3, strike “apply” and substitute “**REGISTER**”; strike beginning with “to” in line 3 down through “approval” in line 4; and in line 5, strike “an application” and substitute “**A REGISTRATION**”.

AMENDMENT NO. 5

On page 10, after line 7, insert:

“[13-3308.] **13-3305.**

On or before January 1 each year, the Commission shall report to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly on[:

- (1) Programs approved to operate under this subtitle; and
- (2) Physicians] **PHYSICIANS** certified under this subtitle.

[13-3309.] **13-3306.**

(a) (1) The Commission shall license medical [marijuana] **CANNABIS** growers that meet all requirements established by the Commission to operate in the State to provide [marijuana] **CANNABIS** to:

(i) [Programs approved for operation under this subtitle] **PROCESSORS LICENSED BY THE COMMISSION UNDER THIS SUBTITLE;**

(ii) Dispensaries licensed by the Commission under this subtitle; [and]

(iii) Qualifying patients and caregivers; **AND**

(IV) INDEPENDENT TESTING LABORATORIES REGISTERED WITH THE COMMISSION UNDER THIS SUBTITLE.

(2) (i) Except as provided in subparagraph (ii) of this paragraph, the Commission may license no more than 15 medical [marijuana] **CANNABIS** growers.

(ii) Beginning June 1, [2016.] **2018**, the Commission may issue the number of licenses necessary to meet the demand for medical [marijuana] **CANNABIS** 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] CANNABIS 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] CANNABIS 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] CANNABIS grower to ensure public safety and safe access to medical [marijuana] CANNABIS, which may include a requirement for the posting of security.

(4) Each medical [marijuana] CANNABIS 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.

(6) (i) A medical [marijuana] CANNABIS grower license is valid for [2] 4 years on initial licensure.

(ii) A medical [marijuana] CANNABIS grower license is valid for 2 years on renewal.

(7) An application to operate as a medical [marijuana] CANNABIS grower may be submitted in paper or electronic form.

(8) (i) The Commission shall encourage licensing medical [marijuana] CANNABIS growers that grow strains of [marijuana] CANNABIS, including strains with high cannabidiol content, with demonstrated success in alleviating symptoms of specific diseases or conditions.

(ii) The Commission shall encourage licensing medical [marijuana] CANNABIS growers that prepare medical [marijuana] CANNABIS in a range of routes of administration.

(iii) The Commission shall encourage licensing medical [marijuana] CANNABIS growers located in agricultural zones.

(9) (i) The Commission shall:

1. Actively seek to achieve racial, ethnic, and geographic diversity when licensing medical [marijuana] CANNABIS growers; and

2. Encourage applicants who qualify as a minority business enterprise, as defined in § 14–301 of the State Finance and Procurement Article.

(ii) Beginning June 1, 2016, a grower licensed under this subtitle to operate as a medical [marijuana] CANNABIS grower shall report annually to the Commission on the minority owners and employees of the grower.

(10) An entity seeking licensure as a medical [marijuana] CANNABIS grower shall meet local zoning and planning requirements.

(b) An entity licensed to grow medical [marijuana] CANNABIS under this section may provide [marijuana] CANNABIS only to:

(1) [Programs approved for operation under this subtitle] PROCESSORS LICENSED BY THE COMMISSION UNDER THIS SUBTITLE;

(2) Dispensaries licensed by the Commission under this subtitle;

(3) Qualified patients; [and]

(4) Caregivers; AND

(5) INDEPENDENT TESTING LABORATORIES REGISTERED WITH THE COMMISSION UNDER THIS SUBTITLE.

(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] DISPENSE CANNABIS FROM A FACILITY OF A GROWER LICENSED AS A DISPENSARY.

(2) A qualifying patient or caregiver may obtain medical [marijuana from a grower's facility or from a satellite facility of the grower] CANNABIS FROM A FACILITY OF A GROWER LICENSED AS A DISPENSARY.

(3) AN ENTITY LICENSED TO GROW MEDICAL CANNABIS UNDER THIS SECTION MAY GROW AND PROCESS MEDICAL CANNABIS ON THE SAME PREMISES.

(d) An entity licensed to grow medical [marijuana] CANNABIS under this section shall ensure that safety precautions established by the Commission are followed by any facility operated by the grower.

(e) The Commission shall establish requirements for security and the manufacturing process that a grower must meet [in order] to obtain a license under this section, including a requirement for a product-tracking system.

(f) The Commission may inspect [growers] A GROWER licensed under this section to ensure compliance with this [section] SUBTITLE.

(g) The Commission may impose penalties or rescind the license of a grower that does not meet the standards for licensure set by the Commission.

[13-3310.] 13-3307.

(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] LICENSE revoked; and

(iii) Operating procedures that the dispensary will use, consistent with Commission regulations for oversight, including storage of [marijuana] CANNABIS AND PRODUCTS CONTAINING CANNABIS 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) (1) A DISPENSARY LICENSE IS VALID FOR 4 YEARS ON INITIAL LICENSURE.

(2) A DISPENSARY LICENSE IS VALID FOR 2 YEARS ON RENEWAL.

[(d)] (E) A dispensary licensed under this section or a dispensary agent registered under [§ 13–3311] § 13–3308 of this subtitle may not be penalized or arrested under State law for acquiring, possessing, processing, transferring, transporting, selling, distributing, or dispensing [marijuana] CANNABIS, products containing [marijuana] CANNABIS, related supplies, or educational materials for use by a qualifying patient or a caregiver.

(F) THE COMMISSION SHALL ESTABLISH REQUIREMENTS FOR SECURITY AND PRODUCT HANDLING PROCEDURES THAT A DISPENSARY MUST MEET TO OBTAIN A LICENSE UNDER THIS SECTION, INCLUDING A REQUIREMENT FOR A PRODUCT-TRACKING SYSTEM.

(G) THE COMMISSION MAY INSPECT A DISPENSARY LICENSED UNDER THIS SECTION TO ENSURE COMPLIANCE WITH THIS SUBTITLE.

(H) THE COMMISSION MAY IMPOSE PENALTIES OR RESCIND THE LICENSE OF A DISPENSARY THAT DOES NOT MEET THE STANDARDS FOR LICENSURE SET BY THE COMMISSION.

[13–3311.] 13–3308.

(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] FOR 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] AN INDIVIDUAL who has been convicted of a felony drug offense as a dispensary agent.

13-3309.

(A) A PROCESSOR SHALL BE LICENSED BY THE COMMISSION.

(B) TO BE LICENSED AS A PROCESSOR, AN APPLICANT SHALL SUBMIT TO THE COMMISSION:

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

(2) AN APPLICATION THAT INCLUDES:

(I) THE LEGAL NAME AND PHYSICAL ADDRESS OF THE PROPOSED PROCESSOR;

(II) THE NAME, ADDRESS, AND DATE OF BIRTH OF EACH PRINCIPAL OFFICER AND DIRECTOR, NONE OF WHOM MAY HAVE SERVED AS A PRINCIPAL OFFICER OR DIRECTOR FOR A LICENSEE UNDER THIS SUBTITLE THAT HAS HAD ITS LICENSE REVOKED; AND

(III) OPERATING PROCEDURES THAT THE PROCESSOR WILL USE, CONSISTENT WITH COMMISSION REGULATIONS FOR OVERSIGHT, INCLUDING STORAGE OF CANNABIS, EXTRACTS, AND PRODUCTS CONTAINING CANNABIS ONLY IN ENCLOSED AND LOCKED FACILITIES.

(C) THE COMMISSION SHALL ESTABLISH AN APPLICATION REVIEW PROCESS FOR GRANTING PROCESSOR LICENSES IN WHICH APPLICATIONS ARE REVIEWED, EVALUATED, AND RANKED BASED ON CRITERIA ESTABLISHED BY THE COMMISSION.

(D) (1) A PROCESSOR LICENSE IS VALID FOR 4 YEARS ON INITIAL LICENSURE.

(2) A PROCESSOR LICENSE IS VALID FOR 2 YEARS ON RENEWAL.

(E) A PROCESSOR LICENSED UNDER THIS SECTION OR A PROCESSOR AGENT REGISTERED UNDER § 13-3310 OF THIS SUBTITLE MAY NOT BE PENALIZED OR ARRESTED UNDER STATE LAW FOR ACQUIRING, POSSESSING, PROCESSING, TRANSFERRING, TRANSPORTING, SELLING, DISTRIBUTING, OR DISPENSING CANNABIS, PRODUCTS CONTAINING CANNABIS, RELATED SUPPLIES, OR EDUCATIONAL MATERIALS FOR USE BY A LICENSEE UNDER THIS SUBTITLE OR A QUALIFYING PATIENT OR A CAREGIVER.

(F) THE COMMISSION SHALL ESTABLISH REQUIREMENTS FOR SECURITY AND PRODUCT HANDLING PROCEDURES THAT A PROCESSOR MUST MEET TO OBTAIN A LICENSE UNDER THIS SECTION, INCLUDING A REQUIREMENT FOR A PRODUCT-TRACKING SYSTEM.

(G) THE COMMISSION MAY INSPECT A PROCESSOR LICENSED UNDER THIS SECTION TO ENSURE COMPLIANCE WITH THIS SUBTITLE.

(H) THE COMMISSION MAY IMPOSE PENALTIES OR RESCIND THE LICENSE OF A PROCESSOR THAT DOES NOT MEET THE STANDARDS FOR LICENSURE SET BY THE COMMISSION.

13-3310.

(A) A PROCESSOR AGENT SHALL:

(1) BE AT LEAST 21 YEARS OLD;

(2) BE REGISTERED WITH THE COMMISSION BEFORE THE AGENT MAY VOLUNTEER OR WORK FOR A PROCESSOR; AND

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

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

(C) (1) WITHIN 1 BUSINESS DAY AFTER A PROCESSOR AGENT CEASES TO BE ASSOCIATED WITH A PROCESSOR, THE PROCESSOR SHALL:

(I) NOTIFY THE COMMISSION; AND

(II) RETURN THE PROCESSOR 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 PROCESSOR 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 AN INDIVIDUAL WHO HAS BEEN CONVICTED OF A FELONY DRUG OFFENSE AS A PROCESSOR AGENT.

13-3311.

(A) THE COMMISSION SHALL REGISTER AT LEAST ONE PRIVATE INDEPENDENT TESTING LABORATORY TO TEST CANNABIS AND PRODUCTS CONTAINING CANNABIS THAT ARE TO BE SOLD IN THE STATE.

(B) TO BE REGISTERED AS AN INDEPENDENT TESTING LABORATORY, A LABORATORY SHALL:

(1) MEET THE APPLICATION REQUIREMENTS ESTABLISHED BY THE COMMISSION;

(2) PAY ANY APPLICABLE FEE REQUIRED BY THE COMMISSION; AND

(3) MEET THE STANDARDS AND REQUIREMENTS FOR ACCREDITATION, INSPECTION, AND TESTING ESTABLISHED BY THE COMMISSION.

(C) THE COMMISSION SHALL ADOPT REGULATIONS THAT ESTABLISH:

(1) THE STANDARDS AND REQUIREMENTS TO BE MET BY AN INDEPENDENT LABORATORY TO OBTAIN A REGISTRATION;

(2) THE STANDARDS OF CARE TO BE FOLLOWED BY AN INDEPENDENT TESTING LABORATORY;

(3) THE INITIAL AND RENEWAL TERMS FOR AN INDEPENDENT LABORATORY REGISTRATION AND THE RENEWAL PROCEDURE; AND

(4) THE BASES AND PROCESSES FOR DENIAL, REVOCATION, AND SUSPENSION OF A REGISTRATION OF AN INDEPENDENT TESTING LABORATORY.

(D) THE COMMISSION MAY INSPECT AN INDEPENDENT TESTING LABORATORY REGISTERED UNDER THIS SECTION TO ENSURE COMPLIANCE WITH THIS SUBTITLE.

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 disseminated; 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.

13–3313.

(a) Any of the following persons acting in accordance with the provisions of this subtitle may not be subject to arrest, prosecution, or any civil or administrative penalty, including a civil penalty or disciplinary action by a professional licensing board, or be denied any right or privilege, for the medical use of [marijuana] CANNABIS:

(1) A qualifying patient:

(i) [Enrolled in a program approved under this subtitle who is in possession of an amount of marijuana authorized under the program; or

(ii) In possession of an amount of [marijuana] MEDICAL CANNABIS determined by the Commission to constitute a 30–day supply; OR

(II) IN POSSESSION OF AN AMOUNT OF MEDICAL CANNABIS THAT IS GREATER THAN A 30–DAY SUPPLY IF THE QUALIFYING PATIENT’S CERTIFYING PHYSICIAN STATED IN THE WRITTEN CERTIFICATION THAT A 30–DAY SUPPLY WOULD BE INADEQUATE TO MEET THE MEDICAL NEEDS OF THE QUALIFYING PATIENT;

(2) A grower licensed under [§ 13–3309] § 13–3306 of this subtitle or [an employee of the licensed grower who is acting in accordance with the terms of the license] A GROWER AGENT REGISTERED UNDER § 13–3306 OF THIS SUBTITLE;

(3) [An academic medical center, an employee of the academic medical center, or any other person associated with the operation of a program approved under this subtitle for activities conducted in accordance with the program approved under this subtitle;

(4) A certifying physician;

[(5) (4) A caregiver;

~~[(6)] (5)~~ A dispensary licensed under [§ 13-3310] § 13-3307 of this subtitle or a dispensary agent registered under [§ 13-3311] § 13-3308 of this subtitle; [or]

(6) A PROCESSOR LICENSED UNDER § 13-3309 OF THIS SUBTITLE OR A PROCESSOR AGENT REGISTERED UNDER § 13-3310 OF THIS SUBTITLE; OR

(7) A hospital, MEDICAL FACILITY, or hospice program where a qualifying patient is receiving treatment.

(b) (1) A person may not distribute, possess, manufacture, or use [marijuana] CANNABIS that has been diverted from [a program approved under this subtitle.] a qualifying patient, a caregiver, a licensed grower, or a licensed dispensary.

(2) A person who violates this subsection is guilty of a felony and on conviction is subject to imprisonment not exceeding 5 years or a fine not exceeding \$10,000 or both.

(3) The penalty under this subsection is in addition to any penalties that a person may be subject to for manufacture, possession, or distribution of marijuana under the Criminal Law Article.

13-3314.

(a) This subtitle may not be construed to authorize any individual to engage in, and does not prevent the imposition of any civil, criminal, or other penalties for, the following:

(1) Undertaking any task under the influence of marijuana OR CANNABIS, when doing so would constitute negligence or professional malpractice;

(2) Operating, navigating, or being in actual physical control of any motor vehicle, aircraft, or boat while under the influence of marijuana OR CANNABIS;

(3) Smoking marijuana OR CANNABIS in any public place;

(4) Smoking marijuana OR CANNABIS in a motor vehicle; or

(5) [Smoking] EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, SMOKING marijuana OR CANNABIS on a private property that:

(i) 1. Is rented from a landlord; and

2. Is subject to a policy that prohibits the smoking of marijuana OR CANNABIS on the property; or

(ii) Is subject to a policy that prohibits the smoking of marijuana OR CANNABIS on the property of an attached dwelling adopted by one of the following entities:

1. The board of directors of the council of unit owners of a condominium regime; or

2. The governing body of a homeowners association.

(B) THE PROVISIONS OF SUBSECTION (A)(5) OF THIS SECTION DO NOT APPLY TO VAPORIZING CANNABIS.

[(b)] (C) This subtitle may not be construed to provide immunity to a person who violates the provisions of this subtitle from criminal prosecution for a violation of any law prohibiting or regulating the use, possession, dispensing, distribution, or promotion of controlled dangerous substances, dangerous drugs, detrimental drugs, or harmful drugs, or any conspiracy or attempt to commit any of those offenses.

[(c)] (D) This subtitle may not be construed to require a hospital, MEDICAL FACILITY, or hospice program to report to the Commission any disciplinary action taken by the hospital, MEDICAL FACILITY, or hospice program against a certifying physician, including the revocation of privileges, after the approval of the certifying physician by the Commission.

(E) THIS SUBTITLE MAY NOT BE CONSTRUED TO PROHIBIT A PERSON FROM BEING CONCURRENTLY LICENSED BY THE COMMISSION AS A GROWER, A DISPENSARY, OR A PROCESSOR.”

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0490/693623/1

BY: Delegate Morhaim

AMENDMENTS TO HOUSE BILL 490, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 2 of the Health and Government Operations Committee Amendments (HB490/786482/1), in line 2 of Amendment No. 1, after “cannabis;” insert “repealing a certain requirement that each certifying physician submit a certain annual report to the Commission;”; and in line 18, after “circumstances;” insert “requiring a licensed dispensary to submit a quarterly report that includes certain information to the Commission; prohibiting the quarterly report from including any personal information that identifies a patient;”.

AMENDMENT NO. 2

On page 16 of the Health and Government Operations Committee Amendments, after line 15 of Amendment No. 5, insert:

“(I) (1) EACH DISPENSARY LICENSED UNDER THIS SECTION SHALL SUBMIT TO THE COMMISSION A QUARTERLY REPORT.

(2) THE QUARTERLY REPORT SHALL INCLUDE:

(I) THE NUMBER OF PATIENTS SERVED;

(II) THE COUNTY OF RESIDENCE OF EACH PATIENT SERVED;

(III) THE MEDICAL CONDITION FOR WHICH MEDICAL CANNABIS WAS RECOMMENDED;

(IV) THE TYPE AND AMOUNT OF MEDICAL CANNABIS DISPENSED; AND

(V) IF AVAILABLE, A SUMMARY OF CLINICAL OUTCOMES, INCLUDING ADVERSE EVENTS AND ANY CASES OF SUSPECTED DIVERSION.

(3) THE QUARTERLY REPORT MAY NOT INCLUDE ANY PERSONAL INFORMATION THAT IDENTIFIES A PATIENT.”

On pages 9 and 10 of the bill, strike in their entirety the lines beginning with line 22 on page 9 through line 2 on page 10, inclusive.

On page 10 of the bill, in line 3, strike the brackets; and in the same line strike “(I)”.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 565 – Delegates Bromwell and Kipke

AN ACT concerning

Insurance – Surplus Lines – Disability Insurance

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 574 – Delegates B. Robinson, Barron, Hill, McComas, and M. Washington

AN ACT concerning

State Board of Physicians – Physicians, Physician Assistants, and Allied Health Practitioners – Licensure Requirements

HB0574/386588/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 574

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and M. Washington” and substitute “M. Washington, Hammen, Angel, Bromwell, Cullison, Hayes, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Reznik, Sample–Hughes, West, and K. Young”.

On page 2, in line 3, after “14–320(b),” insert “14–404(a)(40) and (41)”; in line 9, strike “and”; in the same line, after “15–311” insert “, and 15–314(a)(41) and (42)”; in line 14, after “14–316(g),” insert “14–404(a)(42)”; in line 17, strike “and”; and in the same line, after “15–307(g)” insert “, and 15–314(a)(43)”.

AMENDMENT NO. 2

On page 9, after line 24, insert:

“14–404.

(a) Subject to the hearing provisions of § 14–405 of this subtitle, a disciplinary panel, on the affirmative vote of a majority of the quorum of the disciplinary panel, may reprimand any licensee, place any licensee on probation, or suspend or revoke a license if the licensee:

(40) Fails to keep adequate medical records as determined by appropriate peer review; [or]

(41) Performs a cosmetic surgical procedure in an office or a facility that is not:

(i) Accredited by:

1. The American Association for Accreditation of Ambulatory Surgical Facilities;

2. The Accreditation Association for Ambulatory Health Care; or

3. The Joint Commission on the Accreditation of Healthcare Organizations; or

(ii) Certified to participate in the Medicare program, as enacted by Title XVIII of the Social Security Act; OR

(42) FAILS TO SUBMIT TO A CRIMINAL HISTORY RECORDS CHECK UNDER § 14-308.1 OF THIS TITLE.

On page 30, after line 23, insert:

“15-314.

(a) Subject to the hearing provisions of § 15-315 of this subtitle, a disciplinary panel, on the affirmative vote of a majority of the quorum, may reprimand any physician assistant, place any physician assistant on probation, or suspend or revoke a license if the physician assistant:

(41) Performs delegated medical acts beyond the scope of the delegation agreement filed with the Board or after notification from the Board that an advanced duty has been disapproved; [or]

(42) Performs delegated medical acts without the supervision of a physician;
OR

(43) FAILS TO SUBMIT TO A CRIMINAL HISTORY RECORDS CHECK UNDER § 14-308.1 OF THIS ARTICLE.

AMENDMENT NO. 3

On page 8, after line 11, insert:

“(II) THE NATURE OF THE CRIME;”;

and in lines 12, 13, 14, 15, and 16, strike **“(II)”**, **“(III)”**, **“(IV)”**, **“(V)”**, and **“(VI)”**, respectively, and substitute **“(III)”**, **“(IV)”**, **“(V)”**, **“(VI)”**, and **“(VII)”**, respectively.

On page 9, after line 5, insert:

“(II) THE NATURE OF THE CRIME;”;

and in lines 6, 7, 8, 9, and 10, strike “(II)”, “(III)”, “(IV)”, “(V)”, and “(VI)”, respectively, and substitute “(III)”, “(IV)”, “(V)”, “(VI)”, and “(VII)”, respectively.

On page 11, after line 3, insert:

“(II) THE NATURE OF THE CRIME;”;

in lines 4, 5, 6, 7, and 8, strike “(II)”, “(III)”, “(IV)”, “(V)”, and “(VI)”, respectively, and substitute “(III)”, “(IV)”, “(V)”, “(VI)”, and “(VII)”, respectively; after line 26, insert:

“(II) THE NATURE OF THE CRIME;”;

and in lines 27 and 28, strike “(II)” and “(III)”, respectively, and substitute “(III)” and “(IV)”, respectively.

On page 12, in lines 1, 2, and 3, strike “(IV)”, “(V)”, and “(VI)”, respectively, and substitute “(V)”, “(VI)”, and “(VII)”, respectively.

On page 14, after line 1, insert:

“(II) THE NATURE OF THE CRIME;”;

in lines 2, 3, 4, 5, and 6, strike “(II)”, “(III)”, “(IV)”, “(V)”, and “(VI)”, respectively, and substitute “(III)”, “(IV)”, “(V)”, “(VI)”, and “(VII)”, respectively; after line 24, insert:

“(II) THE NATURE OF THE CRIME;”;

and in lines 25, 26, and 27, strike “(II)”, “(III)”, and “(IV)”, respectively, and substitute “(III)”, “(IV)”, and “(V)”, respectively.

On page 15, in lines 1 and 2, strike “(V)” and “(VI)”, respectively, and substitute “(VI)” and “(VII)”, respectively.

On page 16, after line 20, insert:

“(II) THE NATURE OF THE CRIME;”;

and in lines 21, 22, 23, 24, and 25, strike “(II)”, “(III)”, “(IV)”, “(V)”, and “(VI)”, respectively, and substitute “(III)”, “(IV)”, “(V)”, “(VI)”, and “(VII)”, respectively.

On page 17, after line 17, insert:

“(II) THE NATURE OF THE CRIME;”;

and in lines 18, 19, 20, 21, and 22, strike “(II)”, “(III)”, “(IV)”, “(V)”, and “(VI)”, respectively, and substitute “(III)”, “(IV)”, “(V)”, “(VI)”, and “(VII)”, respectively.

On page 19, after line 14, insert:

“(II) THE NATURE OF THE CRIME;”;

and in lines 15, 16, 17, 18, and 19, strike “(II)”, “(III)”, “(IV)”, “(V)”, and “(VI)”, respectively, and substitute “(III)”, “(IV)”, “(V)”, “(VI)”, and “(VII)”, respectively.

On page 20, after line 8, insert:

“(II) THE NATURE OF THE CRIME;”;

and in lines 9, 10, 11, 12, and 13, strike “(II)”, “(III)”, “(IV)”, “(V)”, and “(VI)”, respectively, and substitute “(III)”, “(IV)”, “(V)”, “(VI)”, and “(VII)”, respectively.

On page 22, after line 5, insert:

“(II) THE NATURE OF THE CRIME;”;

in lines 6, 7, 8, 9, and 10, strike “(II)”, “(III)”, “(IV)”, “(V)”, and “(VI)”, respectively, and substitute “(III)”, “(IV)”, “(V)”, “(VI)”, and “(VII)”, respectively; after line 28, insert:

“(II) THE NATURE OF THE CRIME;”;

and in line 29, strike “(II)” and substitute “(III)”.

On page 23, in lines 1, 2, 3, and 4, strike “(III)”, “(IV)”, “(V)”, and “(VI)”, respectively, and substitute “(IV)”, “(V)”, “(VI)”, and “(VII)”, respectively.

On page 25, after line 13, insert:

“(II) THE NATURE OF THE CRIME;”;

and in lines 14, 15, 16, 17, and 18, strike **“(II)”**, **“(III)”**, **“(IV)”**, **“(V)”**, and **“(VI)”**, respectively, and substitute **“(III)”**, **“(IV)”**, **“(V)”**, **“(VI)”**, and **“(VII)”**, respectively.

On page 26, after line 8, insert:

“(II) THE NATURE OF THE CRIME;”;

and in lines 9, 10, 11, 12, and 13, strike **“(II)”**, **“(III)”**, **“(IV)”**, **“(V)”**, and **“(VI)”**, respectively, and substitute **“(III)”**, **“(IV)”**, **“(V)”**, **“(VI)”**, and **“(VII)”**, respectively.

On page 28, after line 22, insert:

“(II) THE NATURE OF THE CRIME;”;

and in lines 23, 24, 25, 26, and 27, strike **“(II)”**, **“(III)”**, **“(IV)”**, **“(V)”**, and **“(VI)”**, respectively, and substitute **“(III)”**, **“(IV)”**, **“(V)”**, **“(VI)”**, and **“(VII)”**, respectively.

On page 29, after line 17, insert:

“(II) THE NATURE OF THE CRIME;”;

and in lines 18, 19, 20, 21, and 22, strike **“(II)”**, **“(III)”**, **“(IV)”**, **“(V)”**, and **“(VI)”**, respectively, and substitute **“(III)”**, **“(IV)”**, **“(V)”**, **“(VI)”**, and **“(VII)”**, respectively.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 591 – Delegates Miele, Hayes, Krebs, Pena–Melnyk, and Saab

AN ACT concerning

**Health Occupations – Pharmacists – Refills of Prescriptions During State of
Emergency**

HB0591/816683/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 591

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Saab” and substitute “Saab, Hammen, Angel, Barron, Bromwell, Cullison, Hill, Kelly, Kipke, McDonough, McMillan, Morgan, Morhaim, Oaks, Pendergrass, Reznik, Sample–Hughes, West, and K. Young”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 624 – Delegates Miele, Bromwell, Krebs, Pena–Melnik, and Saab

AN ACT concerning

Estates and Trusts – Funeral Expenses Allowance – Modified Administration

HB0624/836689/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 624

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Miele,” insert “McConkey.”; in the same line, strike “and Saab” and substitute “Saab, and Sample–Hughes”; and in line 3, after “of” insert “increasing the maximum amount that a court may allow for certain funeral expenses.”.

AMENDMENT NO. 2

On page 2, in line 3, strike “\$10,000” and substitute “\$15,000”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 759 – Delegate Bromwell

AN ACT concerning

**Health Insurance – Small Employer Health Benefit Plan Premium Subsidy
Program – Repeal**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 781 – Delegates Waldstreicher and Beidle

AN ACT concerning

Health Insurance – Coverage for Ostomy Equipment and Supplies – Required

HB0781/246083/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 781

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 6 down through “coverage;” in line 10.

AMENDMENT NO. 2

On page 2, in line 15, strike “AND”; in line 16, after “BELTS” insert “, AND CATHETERS USED FOR DRAINAGE OF UROSTOMIES”; and strike beginning with “(1)” in line 17 down through “(E)” in line 24.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 859 – Delegate Bromwell

EMERGENCY BILL

AN ACT concerning

**Nonprofit Health Service Plans – Hearing and Order – Impact of Law or
Regulatory Action by Another State**

HB0859/196981/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 859

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Bromwell” and substitute “Delegates Bromwell, Hammen, Angel, Barron, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Reznik, Sample–Hughes, West, and K. Young”; strike beginning with “requiring,” in line 4 down through “hearing” in line 7 and substitute “authorizing the Maryland Insurance Commissioner to conduct an examination relating to the impact of a law of another state on a nonprofit health service plan operating in this State”; in lines 8 and 11, in each instance, strike “that require” and substitute “in which”; in lines 9 and 12, in each instance, strike “to” and substitute “may”; and in line 15, strike the first “certain” and substitute “the”.

AMENDMENT NO. 2

On page 2, in line 11, strike the brackets; and in the same line, strike “SHALL”.

On page 3, in lines 10 and 11, strike “AFTER THE HEARING IS HELD OR THE EXAMINATION IS CONDUCTED”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 945 – Delegates Pena–Melnyk, Cullison, Kelly, and Kipke

AN ACT concerning

Registered Nurses – Local Health Departments – Requirements for Personally Preparing and Dispensing Drugs and Devices

HB0945/926984/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 945

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Kipke” and substitute “Kipke, Krebs, and Hayes”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 971 – Delegates Oaks, Bromwell, Cullison, Hayes, McMillan, Morhaim, Pena–Melnyk, Reznik, and Sample–Hughes

AN ACT concerning

Public Health – Substance Abuse Treatment Outcomes Partnership Fund**HB0971/556383/1**

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 971

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Sample–Hughes” and substitute “Sample–Hughes, Hammen, Angel, Barron, Hill, A. Kelly, Kipke, Krebs, McDonough, Miele, Morgan, Pendergrass, West, and K. Young”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 1118 – Delegates C. Wilson, Barron, Morgan, Valderrama, Walker, and A. Washington

EMERGENCY BILL

AN ACT concerning

General Provisions – Commemorative Days – Welcome Home Vietnam Veterans Day

HB1118/226082/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 1118

(First Reading File Bill)

On page 1, in the sponsor line, strike “and A. Washington” and substitute “A. Washington, Hammen, Angel, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Reznik, Sample–Hughes, West, and K. Young”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB1118/293725/1

BY: Delegate Valentino-Smith

AMENDMENT TO HOUSE BILL 1118, AS AMENDED

In the Health and Government Operations Committee Amendment (HB1118/226082/1), in line 4, strike "and K. Young" and substitute "K. Young, and Valentino-Smith".

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 80 – ~~Senator Astle~~ Senators Astle, Conway, Pinsky, Bates, Kagan, Montgomery, Nathan-Pulliam, Rosapepe, Salling, Simonaire, Waugh, and Young Young, Benson, Brochin, Cassilly, Currie, DeGrange, Eckardt, Edwards, Feldman, Ferguson, Gladden, Guzzone, Hershey, Hough, Jennings, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Muse, Norman, Peters, Pugh, Ramirez, Raskin, Ready, Reilly, Serafini, and Zirkin

EMERGENCY BILL

AN ACT concerning

General Provisions – Commemorative Days – Welcome Home Vietnam Veterans Day

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON JUDICIARY REPORT #6

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

House Bill 8 – Delegate Rosenberg

AN ACT concerning

Uniform Act to Secure the Attendance of Witnesses From Without the State in Criminal Proceedings – News Media Privilege

HB0008/842719/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 8

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “media” insert “, the record indicates the witness reasonably relied on certain protections when the witness engaged in certain conduct.”; in line 7, strike “state and” and substitute “state.”; and in line 8, after “court” insert “, and whether the disclosure would be contrary to a certain provision of law.”.

AMENDMENT NO. 2

On page 4, in lines 18 and 23, in each instance, strike “AND”; after line 18, insert:

“(II) THE RECORD INDICATES THAT THE WITNESS REASONABLY RELIED ON THE PROTECTIONS PROVIDED UNDER § 9-112(D)(2) OF THIS TITLE REGARDING DISCLOSURE OF A SOURCE THAT HAS BEEN PROMISED CONFIDENTIALITY WHEN THE WITNESS ENGAGED IN THE CONDUCT THAT GAVE RISE TO THE SUMMONS REQUEST; AND”;

in line 19, strike “(II)” and substitute “(III)”; and in line 26, after “COURT” insert “; AND”

3. THE DISCLOSURE OF THE NAME OF THE CONFIDENTIAL SOURCE WOULD BE CONTRARY TO THE PROVISIONS OF § 9-112 OF THIS TITLE”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 16 – Delegate Glenn

AN ACT concerning

Vehicle Laws – Baltimore City – Prohibition on Sale of Unlawful Vehicles

HB0016/372718/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 16

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Unlawful Vehicles” and substitute “Dirt Bikes”; strike beginning with the first “any” in line 4 down through “law” in line 5 and substitute “a dirt bike”; in line 5, after “penalty;” insert “providing that this Act does not apply to a certain transaction;”; and after line 11, insert:

“BY repealing and reenacting, without amendments,

Article – Transportation

Section 21–1128(a)(2)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 15, insert:

“(A) THIS SECTION DOES NOT APPLY TO A TRANSACTION BETWEEN:

(1) A LICENSED WHOLESALE DEALER; AND

(2) A LICENSED DEALER, AN AUTOMOTIVE DISMANTLER AND RECYCLER, OR A SCRAP PROCESSOR.”;

and in lines 16 and 19, strike “(A)” and “(B)”, respectively, and substitute “(B)” and “(C)”, respectively.

AMENDMENT NO. 3

On page 1, strike beginning with “ANY” in line 16 down through “LAW” in line 18 and substitute “A DIRT BIKE, AS DEFINED IN § 21-1128(A)(2) OF THIS ARTICLE”.

AMENDMENT NO. 4

On page 1, in line 20, strike beginning with “IMPRISONMENT” through “OR”; and in line 21, strike “\$2,000 OR BOTH” and substitute “\$1,000”.

AMENDMENT NO. 5

On page 1, after line 21, insert:

“21-1128.

(a) (2) (i) “Dirt bike” means any motorcycle or similar vehicle that is not required to be registered under Title 13 of this article.

(ii) “Dirt bike” includes:

1. A motorized minibike, as defined in § 11-134.4 of this article; and

2. An all-terrain vehicle with either 3 or 4 wheels.

(iii) “Dirt bike” does not include:

1. A moped, as defined in § 11-134.1 of this article; or

2. A motor scooter, as defined in § 11-134.5 of this article.”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 114 – Delegate Conaway

AN ACT concerning

Maryland Tort Claims Act – Limit on Liability

HB0114/792917/1

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 114

(First Reading File Bill)

On page 1, in line 21, strike “\$500,000” and substitute “\$300,000”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 236 – Delegates Jalisi, Anderson, Atterbeary, Carter, Cluster, Conaway, S. Howard, Mautz, McComas, Metzgar, Moon, Rey, Sydnor, and B. Wilson

AN ACT concerning

Criminal Law – Assault – First Responders

HB0236/642319/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 236

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Jalisi,” insert “Waldstreicher,”; in the same line, strike “and B. Wilson” and substitute “B. Wilson, Barkley, B. Barnes, D. Barnes, Barron, Bromwell, Campos, Clippinger, Cullison, Davis, Fennell, Fraser–Hidalgo, Frush,

Hill, Impallaria, Jackson, Kaiser, Kelly, Kipke, Korman, Kramer, Luedtke, McMillan, A. Miller, W. Miller, Morales, Oaks, Platt, S. Robinson, Smith, Tarlau, Valentino–Smith, Vaughn, Walker, A. Washington, P. Young, and Zucker”; in line 5, strike “technician” and substitute “services provider”; and in line 6, after “in” insert “fire fighting or”.

AMENDMENT NO. 2

On page 2, in line 7, strike “TECHNICIAN” and substitute “SERVICES PROVIDER, AS DEFINED IN § 13–516(A) OF THE EDUCATION ARTICLE”; and in line 8, after “IN” insert “FIRE FIGHTING OR”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 368 – Delegate Beidle (By Request – Anne Arundel County Administration) and Delegates Carey, Chang, S. Howard, McConkey, McMillan, Pena–Melnyk, Saab, Simonaire, Sophocleus, and Vitale

AN ACT concerning

Civil Actions – Immunity From Liability – Emergency Medical Care for Drug Overdose

HB0368/422016/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 368

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Vitale” and substitute “Vitale, Bromwell, Anderson, Angel, Atterbeary, Cullison, Dumais, Hammen, Hayes, Kipke, Krebs, Miele, Moon, Morales, Morhaim, Oaks, Pendergrass, Reznik, West, and K. Young”.

AMENDMENT NO. 2

On page 1, in line 5, after “administering” insert “certain”; in line 6, strike “trained and certified” and substitute “licensed or certified as an emergency medical services provider by the State Emergency Medical Services Board and is authorized to administer the medications and treatment under certain protocols, or is certified to administer the medications and treatment”; and in line 7, after “Hygiene” insert “or the Maryland State Police Medical Director”.

AMENDMENT NO. 3

On page 2, in line 17, strike “or”; in line 19, after the semicolon insert “OR

(IV) IS ADMINISTERING MEDICATIONS OR TREATMENT APPROVED FOR USE IN RESPONSE TO AN APPARENT DRUG OVERDOSE AND THE MEMBER IS:

1. LICENSED OR CERTIFIED AS AN EMERGENCY MEDICAL SERVICES PROVIDER BY THE STATE EMERGENCY MEDICAL SERVICES BOARD AND AUTHORIZED TO ADMINISTER THE MEDICATIONS AND TREATMENT UNDER PROTOCOLS ESTABLISHED BY THE STATE EMERGENCY MEDICAL SERVICES BOARD;

2. CERTIFIED TO ADMINISTER THE MEDICATIONS AND TREATMENT UNDER PROTOCOLS ESTABLISHED BY THE SECRETARY OF HEALTH AND MENTAL HYGIENE; OR

3. CERTIFIED TO ADMINISTER THE MEDICATIONS AND TREATMENT UNDER PROTOCOLS ESTABLISHED BY THE MARYLAND STATE POLICE MEDICAL DIRECTOR;”;

strike beginning with “A” in line 20 down through “(4)” in line 27; in line 29, strike the brackets; in the same line, strike “(5)”; and in line 30, strike “OR PARAGRAPH (3)”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 494 – Delegates Anderson, Conaway, Dumais, Moon, and Vallario

AN ACT concerning

Criminal Procedure – Pretrial Release – Charge by Summons**HB0494/552812/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 494

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 3 down through “function;” in line 5; and in line 10, after “date;” insert “authorizing a police officer to charge by citation for an offense that may be charged by summons under a certain provision of law under certain circumstances;”.

On page 2, strike beginning with the comma in line 7 down through “persons” in line 9; strike in their entirety lines 12 through 16, inclusive; and in line 29, after “Section” insert “4-101(c) and”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 1 through 5, inclusive.

On page 5, in line 13, after “**ARTICLE;**” insert “**OR**”; and strike beginning with the semicolon in line 15 down through “**SUMMONS**” in line 18.

On page 13, in line 22, strike “**(A)**”; and strike beginning with “**AND**” in line 27 down through “**PERSONS**” in line 30.

AMENDMENT NO. 3

On page 4, after line 29, insert:

“4-101.

(c) (1) (i) Subject to paragraph (2) of this subsection, in addition to any other law allowing a crime to be charged by citation, a police officer shall charge by citation for:

1. any misdemeanor or local ordinance violation that does not carry a penalty of imprisonment;

2. any misdemeanor or local ordinance violation for which the maximum penalty of imprisonment is 90 days or less, except:

A. failure to comply with a peace order under § 3–1508 of the Courts Article;

B. failure to comply with a protective order under § 4–509 of the Family Law Article;

C. violation of a condition of pretrial or posttrial release while charged with a sexual crime against a minor under § 5–213.1 of this article;

D. possession of an electronic control device after conviction of a drug felony or crime of violence under § 4–109(b) of the Criminal Law Article;

E. violation of an out-of-state domestic violence order under § 4–508.1 of the Family Law Article; or

F. abuse or neglect of an animal under § 10–604 of the Criminal Law Article; or

3. possession of marijuana under § 5–601 of the Criminal Law Article.

(ii) Subject to paragraph (2) of this subsection, in addition to any other law allowing a crime to be charged by citation, a police officer may charge by citation for:

1. sale of an alcoholic beverage to an underage drinker or intoxicated person under Article 2B, § 12–108 of the Code;

2. malicious destruction of property under § 6–301 of the Criminal Law Article, if the amount of damage to the property is less than \$500; [or]

3. misdemeanor theft under § 7–104(g)(2) of the Criminal Law Article; OR

4. AN OFFENSE THAT MAY BE CHARGED BY SUMMONS UNDER § 4–101.2 OF THIS SUBTITLE IF A DETAILED STATEMENT OF PROBABLE CAUSE IS INCLUDED WITH THE CITATION.

(2) A police officer may charge a defendant by citation only if:

(i) the officer is satisfied with the defendant’s evidence of identity;

(ii) the officer reasonably believes that the defendant will comply with the citation;

(iii) the officer reasonably believes that the failure to charge on a statement of charges will not pose a threat to public safety;

(iv) the defendant is not subject to arrest for another criminal charge arising out of the same incident; and

(v) the defendant complies with all lawful orders by the officer.

(3) A police officer who has grounds to make a warrantless arrest for an offense that may be charged by citation under this subsection may:

(i) issue a citation in lieu of making the arrest; or

(ii) make the arrest and subsequently issue a citation in lieu of continued custody.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 495 – Delegate Dumais

AN ACT concerning

Criminal Law – Possession of Less Than 10 Grams of Marijuana – Code Violation

HB0495/742614/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 495

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before “Possession” insert “Drug Paraphernalia”; in line 7, after “fine;” insert “requiring that a certain citation contain the date of birth of the person charged;”; strike beginning with “authorizing” in line 12 down through “law;” in line 13 and substitute “establishing that a certain provision of law providing that a certain citation and a certain record of a court are not subject to public inspection and may not be included on a certain Web site only applies under certain circumstances; altering the penalty for the possession or use of certain drug paraphernalia involving the use or possession of less than a certain quantity of marijuana; making the use or possession of certain drug paraphernalia under certain circumstances a civil offense; requiring a court to order certain persons to attend a certain program, refer the person to a certain assessment, and refer the person to a certain treatment, if necessary; providing for the effective date of certain provisions of this Act; providing for the termination of certain provisions of this Act;”; in line 17, after “(c)(1)” insert “, 5–619(c)(1), and 5–620(a)”; and in line 22, strike “and 5–601.1” and substitute “, 5–601.1, 5–619(c)(2), and 5–620(d)”.

AMENDMENT NO. 2

On page 3, in line 34, strike “name and address” and substitute “NAME, ADDRESS, AND DATE OF BIRTH”.

AMENDMENT NO. 3

On page 5, in line 3, strike “ENTER JUDGMENT” and substitute “IMPOSE THE MAXIMUM FINE”; strike beginning with “IN” in line 3 down through “FINE” in line 4; and strike beginning with “AND” in line 28 down through “FUND” in line 29.

AMENDMENT NO. 4

On page 6, in line 22, after “Judiciary” insert “IF:”

(1) THE DEFENDANT HAS PLED GUILTY TO OR BEEN FOUND GUILTY OF THE CHARGE AND HAS FULLY PAID THE FINE AND COSTS IMPOSED FOR THE VIOLATION;

(2) THE DEFENDANT HAS BEEN FOUND NOT GUILTY OF THE CHARGE;
OR

(3) THE CHARGE HAS BEEN DISMISSED”.

AMENDMENT NO. 5

On page 6, strike in their entirety lines 23 through 26, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Criminal Law

5–601.

(a) Except as otherwise provided in this title, a person may not:

(1) possess or administer to another a controlled dangerous substance, unless obtained directly or by prescription or order from an authorized provider acting in the course of professional practice; or

(2) obtain or attempt to obtain a controlled dangerous substance, or procure or attempt to procure the administration of a controlled dangerous substance by:

(i) fraud, deceit, misrepresentation, or subterfuge;

(ii) the counterfeiting or alteration of a prescription or a written order;

(iii) the concealment of a material fact;

(iv) the use of a false name or address;

(v) falsely assuming the title of or representing to be a manufacturer, distributor, or authorized provider; or

(vi) making, issuing, or presenting a false or counterfeit prescription or written order.

(c) (1) Except as provided in paragraphs (2) and (3) of this subsection, a person who violates this section is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding 4 years or a fine not exceeding \$25,000 or both.

(2) (i) Except as provided in subparagraph (ii) of this paragraph, a person whose violation of this section involves the use or possession of marijuana **IN THE AMOUNT OF 10 GRAMS OR MORE IS GUILTY OF THE MISDEMEANOR OF POSSESSION OF MARIJUANA AND** is subject to imprisonment not exceeding 1 year or a fine not exceeding \$1,000 or both.

(ii) 1. A first [violation of] **FINDING OF GUILT UNDER** this section involving the use or possession of less than 10 grams of marijuana is a civil offense punishable by a fine not exceeding \$100.

2. A second [violation of] **FINDING OF GUILT UNDER** 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] **FINDING OF GUILT UNDER** 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.

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 subparagraph 1, 2, or 3 of this subparagraph to attend a drug education program approved by the Department of Health and Mental Hygiene, refer the person to an assessment for substance abuse disorder, and refer the person to substance abuse treatment, if necessary.

B. In addition to a fine, a court shall order a person at least 21 years old who commits a violation punishable under subparagraph 3 of this subparagraph to attend a drug education program approved by the Department of Health and Mental Hygiene, refer the person to an assessment for substance abuse disorder, and refer the person to substance abuse treatment, if necessary.

C. A COURT THAT ORDERS A PERSON TO A DRUG EDUCATION PROGRAM OR SUBSTANCE ABUSE ASSESSMENT OR TREATMENT UNDER THIS SUBSUBPARAGRAPH MAY HOLD THE CASE SUB CURIA PENDING RECEIPT OF PROOF OF COMPLETION OF THE PROGRAM, ASSESSMENT, OR TREATMENT, SUBJECT TO DISCRETIONARY MODIFICATION OF SENTENCE OR SANCTIONS FOR ENFORCEMENT PURPOSES.

5-601.1.

(a) A police officer shall issue a citation to a person who the police officer has probable cause to believe has committed a violation of § 5-601 of this part, OR § 5-619 OR § 5-620 OF THIS SUBTITLE involving the use or possession of less than 10 grams of marijuana.

(b) (1) A violation of § 5-601 of this part, OR § 5-619 OR § 5-620 OF THIS SUBTITLE involving the use or possession of less than 10 grams of marijuana is a civil offense.

(2) Adjudication of a violation under § 5-601 of this part, OR § 5-619 OR § 5-620 OF THIS SUBTITLE involving the use or possession of less than 10 grams of marijuana:

(i) is not a criminal conviction for any purpose; and

(ii) does not impose any of the civil disabilities that may result from a criminal conviction.

(c) (1) A citation issued for a violation of § 5-601 of this part, OR § 5-619 OR § 5-620 OF THIS SUBTITLE involving the use or possession of less than 10 grams of marijuana shall be signed by the police officer who issues the citation and shall contain:

(i) the [name and address] NAME, ADDRESS, AND DATE OF BIRTH of the person charged;

(ii) the date and time that the violation occurred;

(iii) the location at which the violation occurred;

(iv) the fine that may be imposed;

(v) a notice stating that prepayment of the fine is allowed, except as provided in paragraph (2) of this subsection; and

(vi) a notice in boldface type that states that the person shall:

1. pay the full amount of the preset fine; or

2. request a trial date at the date, time, and place established by the District Court by writ or trial notice.

(2) (i) If a citation for a violation of § 5–601 of this part, OR § 5–619 OR § 5–620 OF THIS SUBTITLE 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) If the court finds that a person at least 21 years old WHO HAS BEEN ISSUED A CITATION UNDER THIS SECTION has [committed a third or subsequent violation of] AT LEAST TWICE PREVIOUSLY BEEN FOUND GUILTY UNDER § 5–601 of this part, OR § 5–619 OR § 5–620 OF THIS SUBTITLE involving the use or possession of less than 10 grams of marijuana, the court shall summon the person for trial.

(d) The form of the citation shall be uniform throughout the State and shall be prescribed by the District Court.

(e) (1) The Chief Judge of the District Court shall establish a schedule for the prepayment of the fine.

(2) IF THE DEFENDANT OTHER THAN A DEFENDANT DESCRIBED IN SUBSECTION (C)(2) OF THIS SECTION DOES NOT PREPAY THE FINE WITHIN 30 DAYS, THE COURT SHALL SCHEDULE THE CASE FOR TRIAL AND SUMMON THE DEFENDANT TO APPEAR.

(F) THE ISSUING JURISDICTION SHALL FORWARD A COPY OF THE CITATION AND A REQUEST FOR TRIAL TO THE DISTRICT COURT IN THE DISTRICT HAVING VENUE.

(G) (1) THE FAILURE OF A DEFENDANT TO RESPOND TO A SUMMONS DESCRIBED IN SUBSECTION (C)(2) OF THIS SECTION SHALL BE GOVERNED BY § 5-212 OF THE CRIMINAL PROCEDURE ARTICLE.

(2) IF A PERSON AT LEAST 21 YEARS OLD FAILS TO APPEAR IN RESPONSE TO A SUMMONS ISSUED UNDER SUBSECTION (E)(2) OF THIS SECTION, THE COURT SHALL IMPOSE THE MAXIMUM FINE AGAINST THE DEFENDANT.

(H) IN ANY PROCEEDING FOR A CODE VIOLATION UNDER § 5-601 OF THIS PART, OR § 5-619 OR § 5-620 OF THIS SUBTITLE INVOLVING THE USE OR POSSESSION OF LESS THAN 10 GRAMS OF MARIJUANA:

(1) THE STATE HAS THE BURDEN TO PROVE THE GUILT OF THE DEFENDANT BY A PREPONDERANCE OF THE EVIDENCE;

(2) THE COURT SHALL APPLY THE EVIDENTIARY STANDARDS AS PRESCRIBED BY LAW OR RULE FOR THE TRIAL OF A CRIMINAL CASE;

(3) THE COURT SHALL ENSURE THAT THE DEFENDANT HAS RECEIVED A COPY OF THE CHARGES AGAINST THE DEFENDANT AND THAT THE DEFENDANT UNDERSTANDS THOSE CHARGES;

(4) THE DEFENDANT IS ENTITLED TO CROSS-EXAMINE ALL WITNESSES WHO APPEAR AGAINST THE DEFENDANT, TO PRODUCE EVIDENCE OR WITNESSES ON BEHALF OF THE DEFENDANT, AND TO TESTIFY ON THE DEFENDANT'S OWN BEHALF, IF THE DEFENDANT CHOOSES TO DO SO;

(5) THE DEFENDANT IS ENTITLED TO BE REPRESENTED BY COUNSEL OF THE DEFENDANT'S CHOICE AND AT THE EXPENSE OF THE DEFENDANT; AND

(6) THE DEFENDANT MAY ENTER A PLEA OF GUILTY OR NOT GUILTY, AND THE VERDICT OF THE COURT IN THE CASE SHALL BE:

(I) GUILTY OF A CODE VIOLATION;

(II) NOT GUILTY OF A CODE VIOLATION;

(III) PROBATION BEFORE JUDGMENT, IMPOSED BY THE COURT IN THE SAME MANNER AND TO THE SAME EXTENT AS IS ALLOWED BY LAW IN THE TRIAL OF A CRIMINAL CASE.

(I) (1) THE DEFENDANT IS LIABLE FOR THE COSTS OF THE PROCEEDINGS IN THE DISTRICT COURT.

(2) THE COURT COSTS IN A CODE VIOLATION CASE UNDER § 5-601 OF THIS PART, OR § 5-619 OR § 5-620 OF THIS SUBTITLE INVOLVING THE USE OR POSSESSION OF LESS THAN 10 GRAMS OF MARIJUANA IN WHICH COSTS ARE IMPOSED ARE \$5.

(J) (1) THE STATE'S ATTORNEY FOR ANY COUNTY MAY PROSECUTE A CODE VIOLATION UNDER § 5-601 OF THIS PART, OR § 5-619 OR § 5-620 OF THIS SUBTITLE INVOLVING THE USE OR POSSESSION OF LESS THAN 10 GRAMS OF MARIJUANA IN THE SAME MANNER AS PROSECUTION OF A VIOLATION OF THE CRIMINAL LAWS OF THE STATE.

(2) IN A CODE VIOLATION CASE UNDER § 5-601 OF THIS PART, OR § 5-619 OR § 5-620 OF THIS SUBTITLE INVOLVING THE USE OR POSSESSION OF LESS THAN 10 GRAMS OF MARIJUANA, THE STATE'S ATTORNEY MAY:

(I) ENTER A NOLLE PROSEQUI OR PLACE THE CASE ON THE STET DOCKET; AND

(II) EXERCISE AUTHORITY IN THE SAME MANNER AS PRESCRIBED BY LAW FOR VIOLATION OF THE CRIMINAL LAWS OF THE STATE.

[(f)](K) A person issued a citation for a violation of § 5-601 of this part, OR § 5-619 OR § 5-620 OF THIS SUBTITLE involving the use or possession of less than 10 grams of marijuana who is under the age of 18 years shall be subject to the procedures and dispositions provided in Title 3, Subtitle 8A of the Courts Article.

[(g)](L) A citation for a violation of § 5-601 of this part, OR § 5-619 OR § 5-620 OF THIS SUBTITLE involving the use or possession of less than 10 grams of marijuana and the official record of a court regarding the citation are not subject to public

inspection and may not be included on the public Web site maintained by the Maryland Judiciary IF:

(1) THE DEFENDANT HAS PLED GUILTY TO OR BEEN FOUND GUILTY OF THE CHARGE AND HAS FULLY PAID THE FINE AND COSTS IMPOSED FOR THE VIOLATION;

(2) THE DEFENDANT HAS BEEN FOUND NOT GUILTY OF THE CHARGE;
OR

(3) THE CHARGE HAS BEEN DISMISSED.

5-619.

(c) (1) Unless authorized under this title, a person may not use or possess with intent to use drug paraphernalia to:

(i) plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, or conceal a controlled dangerous substance; or

(ii) inject, ingest, inhale, or otherwise introduce into the human body a controlled dangerous substance.

(2) (I) [A] EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, A person who violates this subsection is guilty of a misdemeanor and on conviction is subject to:

[(i)] 1. for a first violation, a fine not exceeding \$500; and

[(ii)] 2. for each subsequent violation, imprisonment not exceeding 2 years or a fine not exceeding \$2,000 or both.

(II) 1. A FIRST FINDING OF GUILT UNDER THIS SECTION INVOLVING THE USE OR POSSESSION OF LESS THAN 10 GRAMS OF MARIJUANA IS A CIVIL OFFENSE PUNISHABLE BY A FINE NOT EXCEEDING \$100.

2. A SECOND FINDING OF GUILT UNDER 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 FINDING OF GUILT UNDER 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.

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 EDUCATION PROGRAM APPROVED BY THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, REFER THE PERSON TO AN ASSESSMENT FOR SUBSTANCE ABUSE DISORDER, AND REFER THE PERSON TO SUBSTANCE ABUSE TREATMENT, IF NECESSARY.

B. IN ADDITION TO A FINE, A COURT SHALL ORDER A PERSON AT LEAST 21 YEARS OLD WHO COMMITS A VIOLATION PUNISHABLE UNDER SUBSUBPARAGRAPH 3 OF THIS SUBPARAGRAPH TO ATTEND A DRUG EDUCATION PROGRAM APPROVED BY THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, REFER THE PERSON TO AN ASSESSMENT FOR SUBSTANCE ABUSE DISORDER, AND REFER THE PERSON TO SUBSTANCE ABUSE TREATMENT, IF NECESSARY.

5-620.

(a) Unless authorized under this title, a person may not:

(1) obtain or attempt to obtain controlled paraphernalia by:

(i) fraud, deceit, misrepresentation, or subterfuge;

(ii) counterfeiting a prescription or a written order;

(iii) concealing a material fact or the use of a false name or address;

(iv) falsely assuming the title of or representing to be a manufacturer, distributor, or authorized provider; or

(v) making or issuing a false or counterfeit prescription or written order; or

(2) possess or distribute controlled paraphernalia under circumstances which reasonably indicate an intention to use the controlled paraphernalia for purposes of illegally administering a controlled dangerous substance.

(d) (1) Except as provided in paragraph (2) of this subsection, a person who violates this section is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding 4 years or a fine not exceeding \$25,000 or both.

(2) (I) **[A] EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, A person who violates this section involving the use or possession of marijuana is subject to imprisonment not exceeding 1 year or a fine not exceeding \$1,000 or both.**

(II) 1. **A FIRST FINDING OF GUILT UNDER THIS SECTION INVOLVING THE USE OR POSSESSION OF LESS THAN 10 GRAMS OF MARIJUANA IS A CIVIL OFFENSE PUNISHABLE BY A FINE NOT EXCEEDING \$100.**

2. **A SECOND FINDING OF GUILT UNDER 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 FINDING OF GUILT UNDER 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.**

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 EDUCATION PROGRAM APPROVED BY THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, REFER THE PERSON TO AN ASSESSMENT FOR SUBSTANCE ABUSE DISORDER, AND REFER THE PERSON TO SUBSTANCE ABUSE TREATMENT, IF NECESSARY.**

B. IN ADDITION TO A FINE, A COURT SHALL ORDER A PERSON AT LEAST 21 YEARS OLD WHO COMMITS A VIOLATION PUNISHABLE UNDER SUBSUBPARAGRAPH 3 OF THIS SUBPARAGRAPH TO ATTEND A DRUG EDUCATION PROGRAM APPROVED BY THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, REFER THE PERSON TO AN ASSESSMENT FOR SUBSTANCE ABUSE DISORDER, AND REFER THE PERSON TO SUBSTANCE ABUSE TREATMENT, IF NECESSARY.

SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect on the taking effect of Chapter (H.B. 105) of the Acts of the General Assembly of 2015. If Section 2 of this Act takes effect, Section 1 of this Act shall be abrogated and of no further force and effect.”; in line 27, strike “2.” and substitute “4.”; and in the same line, after “That” insert “, subject to the provisions of Section 3 of this Act.”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 614 – Delegate Dumais

AN ACT concerning

Department of State Police – Handgun Roster Board – Definition of Handgun

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 680 – Delegates Moon, Vallario, Carter, Jalisi, Morales, and Smith

AN ACT concerning

Evidence – Conviction for Traffic Offense – Admissibility in Civil Proceeding

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON JUDICIARY REPORT #7

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 283 – Delegates Carter, Dumais, Anderson, Moon, and Rosenberg

AN ACT concerning

Award of Attorney’s Fees and Expenses – Violation of Maryland Constitutional Right

HB0283/992613/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 283

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “establishing” in line 8 down through “expenses;” in line 9; and in line 23, strike “12–104(a)(2) and”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 22 through 28, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Vogt moved to make the Bill a Special Order for Thursday.

The motion was adopted.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 362 – Delegates Waldstreicher, Adams, Anderson, Campos, Dumais, Fraser–Hidalgo, Frush, Gilchrist, Gutierrez, Haynes, Healey, S. Howard, Jalisi, Kelly, Kipke, Kramer, Lam, McComas, McConkey, McMillan, A. Miller, Moon, Morales, Platt, S. Robinson, Smith, Stein, Valderrama, Valentino–Smith, Vallario, and M. Washington

AN ACT concerning

Criminal Law – Costs of Care for Seized Animals

HB0362/712812/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 362

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Costs of Care for Seized Animals” and substitute “Animal Cruelty – Payment of Costs”; strike beginning with “establishing” in line 3 down through “term;” in line 18 and substitute “authorizing a court to order a defendant convicted of a certain charge of animal cruelty, as a condition of sentencing, to pay, in addition to any other fines and costs, all reasonable costs, not exceeding a certain amount, incurred in removing, housing, treating, or euthanizing an animal confiscated from the defendant; prohibiting a court from ordering a defendant to pay certain costs incurred after surrender of ownership of the animal by the defendant or after the animal is considered a stray; requiring a certain notice to be in writing; requiring a certain person who removes an animal under certain circumstances to provide notice to the animal’s owner of the right to surrender ownership of the animal;”; in line 19, strike “animals” and substitute “animal cruelty”; and in line 22, strike “10–615” and substitute “10–606, 10–607, 10–608, and 10–615”.

AMENDMENT NO. 2

On pages 2 through 6, strike in their entirety the lines beginning with line 4 on page 2 through line 5 on page 6, and substitute:

“10–606.(a) A person may not:

- (1) intentionally mutilate, torture, cruelly beat, or cruelly kill an animal;
- (2) cause, procure, or authorize an act prohibited under item (1) of this subsection; or
- (3) except in the case of self–defense, intentionally inflict bodily harm, permanent disability, or death on an animal owned or used by a law enforcement unit.

(b) (1) A person who violates this section is guilty of the felony of aggravated cruelty to animals and on conviction is subject to imprisonment not exceeding 3 years or a fine not exceeding \$5,000 or both.

(2) (I) As a condition of sentencing, the court may order a defendant convicted of violating this section to:

1. participate in and pay for psychological counseling; AND

2. EXCEPT AS OTHERWISE PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, PAY, IN ADDITION TO ANY OTHER FINES AND COSTS, ALL REASONABLE COSTS, NOT EXCEEDING \$15,000, INCURRED IN REMOVING, HOUSING, TREATING, OR EUTHANIZING AN ANIMAL CONFISCATED FROM THE DEFENDANT.

(II) THE COURT MAY NOT ORDER A DEFENDANT CONVICTED OF VIOLATING THIS SECTION TO PAY ANY COSTS INCURRED AFTER SURRENDER OF OWNERSHIP OF AN ANIMAL BY THE DEFENDANT UNDER § 10-615(D)(1) OF THIS SUBTITLE OR AFTER AN 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.

10-607.

(a) In this section, “baiting” means using a dog to train a fighting dog or to test the fighting or killing instinct of another dog.

(b) A person may not:

(1) use or allow a dog to be used in a dogfight or for baiting;

(2) arrange or conduct a dogfight;

(3) possess, own, sell, transport, or train a dog with the intent to use the dog in a dogfight or for baiting; or

(4) knowingly allow premises under the person's ownership, charge, or control to be used to conduct a dogfight or for baiting.

(c) (1) A person who violates this section is guilty of the felony of aggravated cruelty to animals and on conviction is subject to imprisonment not exceeding 3 years or a fine not exceeding \$5,000 or both.

(2) (I) As a condition of sentencing, the court may order a defendant convicted of violating this section to:

1. participate in and pay for psychological counseling; AND

2. EXCEPT AS OTHERWISE PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, PAY, IN ADDITION TO ANY OTHER FINES AND COSTS, ALL REASONABLE COSTS, NOT EXCEEDING \$15,000, INCURRED IN REMOVING, HOUSING, TREATING, OR EUTHANIZING A DOG CONFISCATED FROM THE DEFENDANT.

(II) THE COURT MAY NOT ORDER A DEFENDANT CONVICTED OF VIOLATING THIS SECTION TO PAY ANY COSTS INCURRED AFTER SURRENDER OF OWNERSHIP OF A DOG BY THE DEFENDANT UNDER § 10-615(D)(1) OF THIS SUBTITLE OR AFTER A DOG IS CONSIDERED A STRAY UNDER § 10-615(E)(1) OF THIS SUBTITLE.

10-608.

(a) (1) In this section, "implement of cockfighting" means any implement or device intended or designed:

(i) to enhance the fighting ability of a fowl, cock, or other bird; or

(ii) for use in a deliberately conducted event that uses a fowl, cock, or other bird to fight with another fowl, cock, or other bird.

(2) "Implement of cockfighting" includes:

(i) a gaff;

(ii) a slasher;

(iii) a postiza;

(iv) a sparring muff; and

(v) any other sharp implement designed to be attached in place of the natural spur of a gamecock or other fighting bird.

(b) A person may not:

(1) use or allow the use of a fowl, cock, or other bird to fight with another animal;

(2) possess, with the intent to unlawfully use, an implement of cockfighting;

(3) arrange or conduct a fight in which a fowl, cock, or other bird fights with another fowl, cock, or other bird;

(4) possess, own, sell, transport, or train a fowl, cock, or other bird with the intent to use the fowl, cock, or other bird in a cockfight; or

(5) knowingly allow premises under the person's ownership, charge, or control to be used to conduct a fight in which a fowl, cock, or other bird fights with another fowl, cock, or other bird.

(c) (1) A person who violates this section is guilty of the felony of aggravated cruelty to animals and on conviction is subject to imprisonment not exceeding 3 years or a fine not exceeding \$5,000 or both.

(2) (I) As a condition of sentencing, the court may order a defendant convicted of violating this section to:

1. participate in and pay for psychological counseling; AND

2. EXCEPT AS OTHERWISE PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, PAY, IN ADDITION TO ANY OTHER FINES AND COSTS, ALL REASONABLE COSTS, NOT EXCEEDING \$15,000, INCURRED IN

REMOVING, HOUSING, TREATING, OR EUTHANIZING A FOWL, COCK, OR OTHER BIRD CONFISCATED FROM THE DEFENDANT.

(II) THE COURT MAY NOT ORDER A DEFENDANT CONVICTED OF VIOLATING THIS SECTION TO PAY ANY COSTS INCURRED AFTER SURRENDER OF OWNERSHIP OF A FOWL, COCK, OR OTHER BIRD BY THE DEFENDANT UNDER § 10-615(D)(1) OF THIS SUBTITLE OR AFTER A FOWL, COCK, OR OTHER BIRD IS CONSIDERED A STRAY UNDER § 10-615(E)(1) OF THIS SUBTITLE.

10-615.

(a) If an owner or custodian of an animal is convicted of an act of animal cruelty, the court may order the removal of the animal or any other animal at the time of conviction for the protection of the animal.

(b) (1) An officer or authorized agent of a humane society, or a police officer or other public official required to protect animals may seize an animal if necessary to protect the animal from cruelty.

(2) (i) An animal that a medical and scientific research facility possesses may be removed under this subsection only after review by and a recommendation from the Department of Health and Mental Hygiene, Center for Veterinary Public Health.

(ii) The Department of Health and Mental Hygiene shall:

1. conduct an investigation within 24 hours after receiving a complaint; and

2. within 24 hours after completing the investigation, report to the State's Attorney for the county in which the facility is situated.

(c) (1) If an animal is impounded, yarded, or confined without necessary food, water, or proper attention, is subject to cruelty, or is neglected, an officer or authorized agent of a humane society, a police officer, another public official required to protect animals, or any invited and accompanying veterinarian licensed in the State, may:

(i) enter the place where the animal is located and supply the animal with necessary food, water, and attention; or

(ii) remove the animal if removal is necessary for the health of the animal.

(2) A person who enters a place under paragraph (1) of this subsection is not liable because of the entry.

(d) (1) A person who removes an animal under subsection (c) of this section shall notify **IN WRITING** the animal's owner or custodian of:

(i) the removal; [and]

(ii) any administrative remedies that may be available to the owner or custodian; AND

(III) THE RIGHT OF THE OWNER TO SURRENDER OWNERSHIP OF THE ANIMAL TO THE APPROPRIATE AGENCY.

(2) If an administrative remedy is not available, the owner or custodian may file a petition for the return of the animal in the District Court of the county in which the removal occurred within 10 days after the removal.

(e) An animal is considered a stray if:

(1) an owner or custodian of the animal was notified under subsection (d) of this section and failed to file a petition within 10 days after removal; or

(2) the owner or custodian of the animal is unknown and cannot be ascertained by reasonable effort for 20 days to determine the owner or custodian.

(f) This section does not allow:

(1) entry into a private dwelling; or

(2) removal of a farm animal without the prior recommendation of a veterinarian licensed in the State.

(g) In Baltimore County, the Baltimore County Department of Health, Division of Animal Control or an organization that the Baltimore County government approves shall enforce this section.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #7

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 183 – Baltimore County Delegation (By Request – Baltimore County Administration)

AN ACT concerning

Baltimore County Code of Public Local Laws – 2015 Edition – Legalization

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 471 – Delegates Kramer, Atterbeary, Barkley, Dumais, Fraser–Hidalgo, Luedtke, and Morales

AN ACT concerning

School Bus Monitoring Cameras – Local Jurisdictions – Civil Penalty

HB0471/660812/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 471

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Local Jurisdictions –”; strike beginning with “authorizing” in line 3 down through “penalty” in line 6 and substitute “altering the maximum civil penalty that the District Court may prescribe for a violation recorded by a school bus monitoring camera”; in line 22, strike “LOCAL JURISDICTION MAY ESTABLISH A”; in line 23, strike the opening bracket; and in the same line, strike “\$250] NOT EXCEEDING”.

AMENDMENT NO. 2

On page 2, in lines 1, 2, 3, and 5, in each instance, strike the bracket; and in line 2, strike “A”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 476 – Delegates Kramer, Barkley, Fraser–Hidalgo, Glass, A. Miller, and S. Robinson

AN ACT concerning

Motor Vehicles – Wearable Computer With Head–Mounted Display – Prohibited

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 493 – Delegates McMillan, Beidle, Frush, Holmes, Stein, and Szeliga

AN ACT concerning

Motor Vehicles – Prohibition Against Unattended Motor Vehicle – Exception

HB0493/120313/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 493

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “McMillan,” insert “Valderrama.”; in line 2, strike “Exception” and substitute “Exceptions”; and in line 3, strike “an exception” and substitute “certain exceptions”.

AMENDMENT NO. 2

On page 2, in line 8, after “WHO” insert “:

(I) IS IN CHARGE OF A MOTOR VEHICLE THAT HAS HAD THE ENGINE STARTED USING A REMOTE KEYLESS IGNITION SYSTEM AND HAS BEEN OPERATING UNATTENDED FOR UP TO 5 CONSECUTIVE MINUTES WHEN THE VEHICLE IS NOT IN MOTION; OR

(II)”;

in the same line, strike “ALLOWS” and substitute “ALLOWS”; and in the same line, strike “OR” and substitute “AND”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 511 – Delegate Holmes

AN ACT concerning

Real Property – Residential Property – Ground Leases

HB0511/170915/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 511

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, strike “director” and substitute “commissioner”; in line 12, after the semicolon insert “authorizing a ground lease holder to be reimbursed for certain late fees, interest, collection costs, and expenses in an action to recover past due ground rent under certain circumstances;”; in lines 13 and 17, in each instance, strike “to reenter” and substitute “for possession”; in lines 18 and 19, strike “and collection costs” and substitute “collection costs, and expenses in an action for possession for nonpayment of ground rent”; in line 27, strike “judgment for” and substitute “writ of”; in line 30, strike “prohibiting” and substitute “authorizing”; and strike beginning with “from” in line 30 down through “expenses” in line 31 and substitute “, if the ground lease holder receives and executes a writ of possession, and if authorized under the ground lease, to be reimbursed for certain late fees, interest, collection costs, and expenses”.

On page 2, in line 3, after “stylistic” insert “and technical”.

AMENDMENT NO. 2

On page 10, in lines 31 and 32, strike “Director of the Office of Property Acquisition and Relocation in” and substitute “COMMISSIONER OF”; and in line 33, after “Development” insert “OR THE COMMISSIONER’S DESIGNEE”.

On page 17 in lines 13 and 31, on page 18 in line 16, on page 19 in lines 6 and 10, and on page 20 in line 16, in each instance, strike “**TO REENTER**” and substitute “**FOR POSSESSION**”.

On page 17, in line 16, strike “**REENTER**” and substitute “**CLAIM POSSESSION**”.

On page 22, in line 9, strike “**JUDGMENT FOR**” and substitute “**WRIT OF**”; and in line 15, strike “**JUDGMENT**” and substitute “**WRIT**”.

On page 31, in lines 5 and 8, in each instance, strike “to reenter” and substitute “for possession”.

AMENDMENT NO. 3

On page 8, in line 32, after “**INCLUDING**” insert “**, IF AUTHORIZED UNDER THE GROUND LEASE,**”; and in lines 32 and 33, strike “**AND COLLECTION COSTS**” and substitute “**COLLECTION COSTS, AND EXPENSES**”.

On page 16, strike beginning with “NOT” in line 28 down through “EXCEPT” in line 29 and substitute “BE REIMBURSED FOR REASONABLE LATE FEES, INTEREST, COLLECTION COSTS, AND EXPENSES, SUBJECT TO THE SAME LIMITATIONS”.

On page 17, in line 26, after “INCLUDING” insert “, IF AUTHORIZED UNDER THE GROUND LEASE,”.

On page 17 in line 26, on page 18 in lines 10 and 11 and 28, on page 19 in lines 12 and 13, on page 20 in lines 2 and 3 and 7 and 8 and 22, on page 21 in lines 2 and 3 and 26 and 27, and on page 22 in lines 2 and 3, in each instance, strike “AND COLLECTION COSTS” and substitute “COLLECTION COSTS, AND EXPENSES”.

On page 22, in line 13, strike “OR COLLECTION COSTS” and substitute “COLLECTION COSTS, AND EXPENSES”; in line 24, after the comma insert “AND IF AUTHORIZED UNDER THE GROUND LEASE,”; strike beginning with “NOT” in line 24 down through “OR” in line 26 and substitute “BE REIMBURSED FOR REASONABLE LATE FEES, INTEREST,”; and in line 26, after “COSTS” insert “, AND EXPENSES AS”.

On page 30 in line 33, and on page 31 in line 7, in each instance, strike “and collection costs” and substitute “collection costs, and expenses”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 599 – St. Mary’s County Delegation

AN ACT concerning

St. Mary’s County – Violations of Ordinances, Rules, and Regulations – Penalties

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 600 – St. Mary’s County Delegation

AN ACT concerning

St. Mary’s County – Property Maintenance – Voluntary Agreements

HB0600/470712/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 600

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “repaid;” insert “requiring St. Mary’s County to record notice of the lien in the land records of the county;”; and in line 12, strike “entered”.

AMENDMENT NO. 2

On page 2, in line 8, after “(B)” insert “ST. MARY’S COUNTY SHALL RECORD NOTICE OF A LIEN FILED UNDER THIS CHAPTER IN THE LAND RECORDS OF THE COUNTY.”

(C)”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 616 – St. Mary’s County Delegation

AN ACT concerning

St. Mary’s County – Animal Regulations

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 782 – Delegates McMillan, Beidle, Cassilly, Frush, Healey, O’Donnell, S. Robinson, Stein, and Vitale

AN ACT concerning

Real Property – Residential Leases – Interest on Security Deposits

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 812 – Delegates Hornberger, Arentz, Beitzel, Buckel, Carozza, Cassilly, Ghrist, Jacobs, Luedtke, W. Miller, Otto, Parrott, Reilly, Shoemaker, West, and B. Wilson

AN ACT concerning

Vehicle Laws – All-Terrain Vehicles – Access to Farms

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #7

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 507 – Delegate Anderson (By Request – Baltimore City Administration) and Delegates Carter, Conaway, Glenn, Haynes, and B. Robinson

AN ACT concerning

Baltimore City – Property Tax Credit – Supermarkets

HB0507/225268/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 507

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 5 and 6, strike “or near”; and in lines 6 and 7, in each instance, after “desert” insert “retail incentive area”.

AMENDMENT NO. 2

On page 2, strike beginning with “OR” in line 16 down through “DESERT” in line 17 and substitute “RETAIL INCENTIVE AREA”; and in line 19, after “DESERT” insert “RETAIL INCENTIVE AREA”.

On page 3, in line 6, strike “June” and substitute “July”; and in line 7, strike “June 30” and substitute “December 31”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 634 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County Board of Education – Certified County–Based Business
Participation Program
PG 408–15**

HB0634/205067/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 634

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before “Certified” insert “Authority to Establish a”; in line 5, strike “requiring” and substitute “authorizing”; strike beginning with “Chief” in line 5 down through “the” in line 6; in line 6, after “Education” insert “, after consultation with the Chief Executive Officer.”; in line 8, after “requiring” insert “, if the county board exercises certain authority.”; in the same line, after “Officer” insert “of the Prince George’s County public school system”; in line 12, after “requirements;” insert “requiring the county board and the county council to enter into a certain memorandum of understanding under certain circumstances.”; in line 13, strike “Chief Executive Officer and the”; in the same line, after “board” insert “, after consultation with the Chief Executive Officer.”; strike beginning with “requiring” in line 15 down through the semicolon in line 17; and in line 18, after “to” insert “the authority to establish”.

AMENDMENT NO. 2

On page 2, after line 6, insert:

“(3) “CERTIFIED COUNTY-BASED MINORITY BUSINESS PARTICIPATION” HAS THE MEANING STATED IN § 10A-101 OF THE CODE OF PUBLIC LOCAL LAWS OF PRINCE GEORGE’S COUNTY.”;

in lines 7, 10, 12, 14, 16, and 26, strike “(3)”, “(4)”, “(5)”, “(6)”, “(7)”, and “(8)”, respectively, and substitute “(4)”, “(5)”, “(7)”, “(8)”, “(9)”, and “(10)”, respectively; after line 11, insert:

“(6) “COUNTY-BASED MINORITY BUSINESS ENTERPRISE” HAS THE MEANING STATED IN § 10A-101 OF THE CODE OF PUBLIC LOCAL LAWS OF PRINCE GEORGE’S COUNTY.”;

and in line 27, after “PROGRAM” insert “THAT MAY BE”.

AMENDMENT NO. 3

On page 3, in line 1, strike “CHIEF EXECUTIVE OFFICER” and substitute “COUNTY BOARD”; in line 2, strike “COUNTY BOARD, SHALL” and substitute “CHIEF EXECUTIVE OFFICER, MAY”; in line 5, strike “THE CHIEF EXECUTIVE OFFICER AND” and substitute “IF THE COUNTY BOARD EXERCISES THE AUTHORITY GRANTED IN SUBSECTION (C) OF THIS SECTION,”; in the same line, after “BOARD” insert “AND THE CHIEF EXECUTIVE OFFICER”; in lines 9 and 10, strike “, INCLUDING” and substitute “THAT MAY INCLUDE”; in line 13, strike “AND”; after line 13, insert:

“(III) MINIMUM GOALS AND INCENTIVES FOR MAXIMIZING CERTIFIED COUNTY–BASED MINORITY BUSINESS PARTICIPATION; AND”;

in line 14, strike “(III)” and substitute “(IV)”; strike beginning with “CHIEF” in line 16 down through “OFFICER” in line 17 and substitute “COUNTY BOARD”; and in line 17, strike “COUNTY BOARD” and substitute “CHIEF EXECUTIVE OFFICER”.

AMENDMENT NO. 4

On page 4, after line 3, insert:

“(F) IF THE COUNTY BOARD EXERCISES THE AUTHORITY GRANTED IN SUBSECTION (C) OF THIS SECTION, THE COUNTY BOARD AND THE COUNTY COUNCIL SHALL ENTER INTO A BINDING MEMORANDUM OF UNDERSTANDING OUTLINING THE COUNTY BOARD’S GOALS AND COMMITMENT TO IMPLEMENTING THE PROGRAM.”;

in line 4, strike “(F)” and substitute “(G)”; in the same line, strike “2016” and substitute “2015”; in line 5, strike “CHIEF EXECUTIVE OFFICER” and substitute “COUNTY BOARD”; in the same line, strike “COUNTY BOARD” and substitute “CHIEF EXECUTIVE OFFICER”; in line 9, after “THAT” insert “SPECIFIES”; in line 10, strike “EVALUATES THE RESULTS OF THE PROGRAM” and substitute “THE RESPECTIVE PERCENTAGES AND DOLLAR AMOUNTS OF CERTIFIED COUNTY–BASED BUSINESS PARTICIPATION, CERTIFIED COUNTY–BASED MINORITY BUSINESS PARTICIPATION, AND CERTIFIED COUNTY–BASED SMALL BUSINESS PARTICIPATION IN COUNTY BOARD PROCUREMENT”; in line 12, strike “MAKES APPROPRIATE RECOMMENDATIONS” and substitute “THE EFFORTS BY THE COUNTY BOARD AND THE CHIEF EXECUTIVE OFFICER IN THE PREVIOUS FISCAL YEAR TO ENCOURAGE GREATER CERTIFIED COUNTY–BASED BUSINESS PARTICIPATION, CERTIFIED COUNTY–BASED MINORITY BUSINESS PARTICIPATION, AND CERTIFIED COUNTY–BASED SMALL BUSINESS PARTICIPATION IN COUNTY BOARD PROCUREMENT”; and strike beginning with “That” in line 13 down through the comma in line 24.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 644 – Delegates Metzgar, Afzali, Glass, McDonough, Reilly, Simonaire, Szeliga, and West

AN ACT concerning

**Property Tax Credit – Elderly, Veterans, and Returning Residents
(Welcome Home, Stay at Home Act)**

HB0644/415867/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 644
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and West” and substitute “West, Hixson, Turner, Kaiser, Luedtke, Walker, D. Barnes, Buckel, Fennell, Hornberger, C. Howard, Long, Patterson, Shoemaker, and Tarlau”.

AMENDMENT NO. 2

On page 2, in line 16, strike “SHALL” and substitute “MAY”; in line 17, strike “EQUAL” and substitute “NOT EXCEED”; and in line 19, after “OF” insert “UP TO”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 775 – Delegate Frick

AN ACT concerning

Inaugural Committees – Required Disclosure of Donors and Donor Amounts

HB0775/345168/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 775

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Required Disclosure of Donors and Donor Amounts” and substitute “Donations and Disbursements – Disclosure”; and strike beginning with “requiring” in line 3 down through “committees” in line 5 and substitute “requiring that the inaugural festivities of the Governor and Lieutenant Governor be financed with private donations only if the private donations are received by an inaugural committee and disclosed by the inaugural committee; requiring an inaugural committee to file a statement of organization with the State Board of Elections before it may receive donations or make expenditures; requiring the treasurer of an inaugural committee to maintain detailed and accurate records of donations received and disbursements made by or on behalf of an inaugural committee; requiring a person who makes an in-kind private donation to an inaugural committee to report certain information to the treasurer; requiring an inaugural committee to retain certain records for a certain period of time; requiring an inaugural committee to deposit all donations received and make all disbursements from a designated bank account; requiring an inaugural committee to file a report with the State Board in a certain manner; requiring a report filed by an inaugural committee to include certain information regarding donations to the committee and disbursements by the committee; requiring an inaugural committee to file reports on or before certain dates for certain reporting periods; requiring the State Board to make reports filed by an inaugural committee publicly available on the Internet; requiring the State Board to impose certain fees for the late filing of a report or an amended report; providing for the amount, payment, use, and other matters concerning late filing fees; prohibiting an inaugural committee from making certain disbursements; requiring an inaugural committee to terminate and file a final report by a certain date; requiring an inaugural committee to pay all outstanding obligations and dispose of all its remaining assets in a certain manner before filing a final report; and generally relating to disclosure of donations to an inaugural committee and disbursements by an inaugural committee”.

AMENDMENT NO. 2

On page 1, strike lines 15 and 16 in their entirety and substitute:

“(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “DONATION” INCLUDES AN IN-KIND DONATION.

(3) “INAUGURAL COMMITTEE” MEANS AN ENTITY FORMED BY THE GOVERNOR AND LIEUTENANT GOVERNOR FOR THE EXCLUSIVE PURPOSE OF RECEIVING PRIVATE DONATIONS AND MAKING DISBURSEMENTS TO FINANCE THE INAUGURAL FESTIVITIES OF THE GOVERNOR AND LIEUTENANT GOVERNOR.

(4) “INAUGURAL FESTIVITIES” INCLUDE ANY CEREMONY, PARTY, RECEPTION, OR OTHER EVENT THAT IS ORGANIZED, APPROVED, OR AUTHORIZED BY THE GOVERNOR AND LIEUTENANT GOVERNOR TO CELEBRATE THE INAUGURATION OF THE GOVERNOR AND LIEUTENANT GOVERNOR.

(B) THE INAUGURAL FESTIVITIES OF THE GOVERNOR AND LIEUTENANT GOVERNOR MAY BE FINANCED WITH PRIVATE DONATIONS ONLY IF THE PRIVATE DONATIONS ARE:

(1) RECEIVED BY OR ON BEHALF OF AN INAUGURAL COMMITTEE; AND

(2) DISCLOSED BY THE INAUGURAL COMMITTEE IN ACCORDANCE WITH THIS SECTION.

(C) AN INAUGURAL COMMITTEE MAY NOT RECEIVE OR DISBURSE MONEY OR ANY OTHER THING OF VALUE UNLESS THE INAUGURAL COMMITTEE FILES A STATEMENT OF ORGANIZATION WITH THE STATE BOARD THAT INCLUDES:

(1) THE APPOINTMENT OF A TREASURER; AND

(2) ANY OTHER INFORMATION THAT THE STATE BOARD REQUIRES.

(D) (1) THE TREASURER SHALL MAINTAIN DETAILED AND ACCURATE RECORDS OF ALL DONATIONS RECEIVED AND DISBURSEMENTS MADE BY OR ON BEHALF OF THE INAUGURAL COMMITTEE.

(2) A PERSON WHO MAKES AN IN-KIND PRIVATE DONATION TO AN INAUGURAL COMMITTEE SHALL PROVIDE TO THE TREASURER SUFFICIENTLY DETAILED INFORMATION TO ALLOW THE TREASURER TO MAINTAIN AN ADEQUATE RECORD OF THE DONATION.

(3) AN INAUGURAL COMMITTEE SHALL RETAIN THE RECORDS REQUIRED TO BE KEPT UNDER THIS SUBSECTION FOR A PERIOD OF 2 YEARS AFTER FILING A FINAL REPORT.

(E) AN INAUGURAL COMMITTEE SHALL:

(1) DEPOSIT ALL MONETARY DONATIONS RECEIVED IN A DESIGNATED BANK ACCOUNT; AND

(2) MAKE ALL DISBURSEMENTS FROM THE DESIGNATED BANK ACCOUNT.

(F) THE TREASURER OF AN INAUGURAL COMMITTEE SHALL FILE A REPORT WITH THE STATE BOARD AS REQUIRED IN THIS SECTION:

(1) USING AN ELECTRONIC FORMAT;

(2) WITH THE ELECTRONIC SIGNATURE OF THE TREASURER AT THE TIME OF FILING THE REPORT;

(3) UNDER OATH OR AFFIRMATION; AND

(4) SUBJECT TO THE PENALTIES FOR PERJURY.

(G) A REPORT FILED BY THE TREASURER OF AN INAUGURAL COMMITTEE UNDER THIS SECTION SHALL INCLUDE THE INFORMATION REQUIRED BY THE STATE BOARD WITH RESPECT TO ALL DONATIONS RECEIVED AND DISBURSEMENTS MADE BY OR ON BEHALF OF THE INAUGURAL COMMITTEE DURING THE REPORTING PERIOD.

(H) THE TREASURER OF AN INAUGURAL COMMITTEE SHALL FILE A REPORT IN FULL AND ACCURATE DETAIL ON OR BEFORE:

(1) MARCH 7 OF THE INAUGURATION YEAR, FOR THE PERIOD FROM THE DATE OF ORGANIZATION OF THE INAUGURAL COMMITTEE THROUGH THE PRECEDING MARCH 1;

(2) JULY 7 OF THE INAUGURATION YEAR, FOR THE PERIOD FROM THE CLOSING DATE OF THE PREVIOUS REPORT THROUGH THE PRECEDING JULY 1;

(3) JANUARY 7 OF THE YEAR FOLLOWING THE INAUGURATION, FOR THE PERIOD FROM THE CLOSING DATE OF THE PREVIOUS REPORT THROUGH THE PRECEDING JANUARY 1; AND

(4) JANUARY 7 OF EACH SUBSEQUENT YEAR, FOR THE PERIOD FROM THE CLOSING DATE OF THE PREVIOUS REPORT THROUGH THE PRECEDING JANUARY 1, UNTIL THE INAUGURAL COMMITTEE FILES A FINAL REPORT.

(I) THE STATE BOARD SHALL MAKE THE REPORTS SUBMITTED UNDER THIS SECTION PUBLICLY AVAILABLE ON THE INTERNET.

(J) (1) THE STATE BOARD SHALL ASSESS A LATE FILING FEE FOR FAILURE TO PROPERLY FILE A REPORT OR AMENDED REPORT UNDER THIS SECTION.

(2) THE FEE IS \$10 FOR EACH DAY OR PART OF A DAY THAT A REPORT OR AMENDED REPORT IS OVERDUE.

(3) THE MAXIMUM FEE PAYABLE FOR A REPORT OR AMENDED REPORT IS \$500.

(4) LATE FILING FEES UNDER THIS SUBSECTION SHALL BE PAID BY:

(I) THE INAUGURAL COMMITTEE; OR

(II) IF THE INAUGURAL COMMITTEE HAS INSUFFICIENT FUNDS WITH WHICH TO PAY A LATE FILING FEE IN A TIMELY MANNER, THE TREASURER.

(5) LATE FILING FEES SHALL BE DISTRIBUTED TO THE FAIR CAMPAIGN FINANCING FUND ESTABLISHED UNDER § 15-103 OF THIS ARTICLE.

(6) IF THE TREASURER OF AN INAUGURAL COMMITTEE FAILS TO PROVIDE ALL THE INFORMATION REQUIRED ON A REPORT UNDER THIS SECTION:

(I) THE STATE BOARD SHALL NOTIFY THE TREASURER IN WRITING OF THE PARTICULAR DEFICIENCIES; AND

(II) THE TREASURER SHALL FILE AN AMENDED REPORT THAT INCLUDES ALL OF THE INFORMATION REQUIRED WITHIN 30 DAYS AFTER SERVICE OF THE NOTICE.

(7) (I) THE STATE BOARD SHALL ACCEPT AN OVERDUE REPORT OR AMENDED REPORT THAT IS SUBMITTED WITHOUT PAYMENT OF THE LATE FILING FEE, BUT THE REPORT OR AMENDED REPORT IS NOT CONSIDERED FILED UNTIL THE FEE HAS BEEN PAID.

(II) AFTER AN OVERDUE REPORT OR AMENDED REPORT IS RECEIVED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, NO FURTHER LATE FILING FEE SHALL BE INCURRED.

(8) THE TREASURER OF AN INAUGURAL COMMITTEE THAT FAILS TO PROPERLY FILE A REPORT OR AMENDED REPORT MAY SEEK RELIEF FROM A LATE FILING FEE IMPOSED UNDER THIS SUBSECTION FOR JUST CAUSE AS PROVIDED IN § 13-337 OF THIS TITLE.

(K) AN INAUGURAL COMMITTEE MAY NOT MAKE:

(1) A CONTRIBUTION TO A POLITICAL COMMITTEE;

(2) AN INDEPENDENT EXPENDITURE;

(3) A DISBURSEMENT FOR AN ELECTIONEERING COMMUNICATION AS DEFINED IN § 13-307 OF THIS TITLE; OR

(4) A DISBURSEMENT FOR ANY PURPOSE OTHER THAN FINANCING THE INAUGURAL FESTIVITIES OF THE GOVERNOR AND LIEUTENANT GOVERNOR.

(L) AN INAUGURAL COMMITTEE SHALL TERMINATE AND FILE A FINAL REPORT WITHIN 1 YEAR OF THE LATER OF:

(1) THE END OF THE GOVERNOR AND LIEUTENANT GOVERNOR'S MOST RECENT TERM OF OFFICE; OR

(2) THE PAYMENT OF THE FINAL DEBT OR OTHER OBLIGATION OF THE INAUGURAL COMMITTEE.

(M) BEFORE FILING A FINAL REPORT, AN INAUGURAL COMMITTEE SHALL PAY ALL OUTSTANDING OBLIGATIONS AND DISPOSE OF ALL ITS REMAINING ASSETS BY:

(1) RETURNING THE REMAINING BALANCE IN THE ACCOUNT OF THE INAUGURAL COMMITTEE TO THE DONORS ON A PRO RATA BASIS; OR

(2) CONTRIBUTING THE REMAINING BALANCE IN THE ACCOUNT OF THE INAUGURAL COMMITTEE TO:

(I) A CHARITABLE ORGANIZATION; OR

(II) THE FAIR CAMPAIGN FINANCING FUND ESTABLISHED UNDER § 15-103 OF THE ELECTION LAW ARTICLE.”

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 970 – Delegates D. Barnes, Angel, B. Barnes, Barron, Buckel, Davis, Fennell, C. Howard, Jackson, Knotts, Metzgar, Patterson, Proctor, Shoemaker, Valentino-Smith, Vaughn, A. Washington, and M. Washington

AN ACT concerning

Prince George’s County – Transfer Tax – Deputy Sheriffs

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #10

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environment and Transportation:

House Bill 1234 – Montgomery County Delegation and Prince George’s County Delegation

AN ACT concerning

**Washington Suburban Sanitary Commission – Customer Affordability Program
MC/PG 107–15**

The Bill was re-referred to the Committee on Environment and Transportation.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

**House Bill 514 – Delegates Stein, B. Barnes, Frush, Healey, Hettleman, Morhaim,
and S. Robinson**

AN ACT concerning

Maryland Commission on Climate Change

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

**House Bill 1094 – Delegates Smith, Barkley, Barron, Brooks, Carey, Carr, Carter,
Dumais, Gaines, Glenn, Hixson, Jackson, Jalisi, Korman, Luedtke, Moon,
Morales, Patterson, Platt, Tarlau, Turner, Valderrama, Valentino-Smith,
Walker, C. Wilson, and K. Young**

AN ACT concerning

**Consumer Protection – Monitoring Consumer Behavior and Shopping Habits –
Required Notice**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

House Bill 1057 – Delegate Carter

AN ACT concerning

Criminal Law – Synthetic Cannabinoids – Prohibition

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

House Bill 73 – Delegates Rosenberg, Hixson, C. Howard, Kaiser, Luedtke, A. Miller, Platt, S. Robinson, and Walker

AN ACT concerning

Voters’ Rights Protection Act of 2015

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0073/495164/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 73

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “election;” insert “requiring a showing of certain evidence before injunctive relief may be granted under this Act.”.

AMENDMENT NO. 2

On page 3, in line 7, after “ONLY” insert “:

(1)”;

and in line 9, after “ELECTION” insert “**;** AND

(2) BASED ON A SHOWING BY CLEAR AND CONVINCING EVIDENCE THAT A VIOLATION OF § 16-201 OF THIS TITLE IS IMMINENT OR IS BEING COMMITTED”.

The preceding 2 amendments were read and adopted.

FLOOR AMENDMENT

HB0073/273323/1

BY: Delegate S. Howard

AMENDMENTS TO HOUSE BILL 73

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “law;” insert “establishing a certain penalty;”.

AMENDMENT NO. 2

On page 3, after line 20, insert:

“(F) A PERSON WHO WILLFULLY AND KNOWINGLY MAKES A FALSE STATEMENT ON WHICH AN ACTION BROUGHT UNDER SUBSECTION (A) OF THIS SECTION IS BASED IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE OF NOT MORE THAN \$5,000 OR IMPRISONMENT FOR NOT MORE THAN 30 DAYS OR BOTH.”

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 49 Negative – 85 (See Roll Call No. 338)

FLOOR AMENDMENT

HB0073/283122/1

BY: Delegate Flanagan

AMENDMENTS TO HOUSE BILL 73, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 3, strike “Attorney General” and substitute “State Prosecutor”.

On page 2 of the bill, in line 4, strike “Attorney General of”; and in line 5, after “Maryland” insert “State Prosecutor”.

AMENDMENT NO. 2

Strike in their entirety the Committee on Ways and Means Amendments (HB0073/385363/1).

On page 3 of the bill, in lines 2 and 3, strike “**ATTORNEY GENERAL**” and substitute “**STATE PROSECUTOR**”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 45 Negative – 92 (See Roll Call No. 339)

Read the second time and ordered prepared for Third Reading.

House Bill 105 – Delegates Anderson, Barron, Branch, Carr, Carter, Conaway, Cullison, Fennell, Fraser-Hidalgo, Gilchrist, Glenn, Gutierrez, Hayes, Hixson, Jackson, Kelly, Lierman, Luedtke, McCray, McIntosh, Moon, Morales, Oaks, Platt, Reznik, B. Robinson, Rosenberg, Smith, Turner, Valderrama, Vaughn, and M. Washington

AN ACT concerning

Criminal Law – Drug Paraphernalia Possession With Marijuana – Civil Offense

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT ADOPTED.

Delegate Anderson moved to make the Bill a Special Order for Thursday.

The motion was adopted.

QUORUM CALL

The presiding officer announced a quorum call, showing 139 Members present.

(See Roll Call No. 340)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #24**House Bill 81 – Delegate Krebs**

AN ACT concerning

Ethics Commission, Commission on Judicial Disabilities, Judicial Ethics Committee, and Joint Ethics Committee – Duties

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 341)

The Bill was then sent to the Senate.

House Bill 120 – Delegates Vallario, Anderson, Carter, Conaway, Dumais, Glass, Kittleman, Moon, Morales, Rosenberg, Smith, Sydnor, and Valentino-Smith

AN ACT concerning

Criminal Procedure – Failure to Appear – Rescheduling

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 342)

The Bill was then sent to the Senate.

House Bill 135 – Charles County Delegation

AN ACT concerning

Charles County – School Construction Excise Tax Rates

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 343)

The Bill was then sent to the Senate.

House Bill 224 – Delegates Dumais, Anderson, Moon, Morales, and Smith

AN ACT concerning

Domestic Violence – 2-Year Protective Order

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 344)

The Bill was then sent to the Senate.

House Bill 304 – Delegates Carter, Anderson, Barron, Branch, Conaway, Glass, Glenn, Gutierrez, Haynes, Jalisi, Lierman, McCray, Moon, Oaks, Pena-Melnyk, Proctor, B. Robinson, Rosenberg, Smith, and Vallario

AN ACT concerning

Criminal Procedure – Expungement of Records

Read the third time and passed by yeas and nays as follows:

Affirmative – 95 Negative – 45 (See Roll Call No. 345)

The Bill was then sent to the Senate.

House Bill 382 – Delegates Morales, Pena-Melnyk, Jalisi, Anderson, Atterbeary, Campos, Carter, Conaway, Dumais, McComas, Moon, Rey, Smith, Sydnor, Vallario, B. Wilson, Kittleman, B. Barnes, Folden, Frick, Gutierrez, Hill, Kaiser, Kelly, Korman, Krimm, Platt, ~~and Waldstreicher~~ Waldstreicher, Fennell, Ghrist, McCray, Morhaim, Sample-Hughes, Tarlau, and P. Young

AN ACT concerning

Sexual Assault Survivors' Right to Know Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 346)

The Bill was then sent to the Senate.

House Bill 390 – Delegates Atterbeary, Angel, Barkley, Carter, Chang, Dumais, Ebersole, Gutierrez, Hayes, Hill, Jalisi, Kittleman, Lam, Lierman, McCray, Moon, Morales, Pena-Melnyk, Pendergrass, Platt, B. Robinson, Smith, Sydnor, Turner, Valderrama, Valentino-Smith, C. Wilson, and K. Young

AN ACT concerning

Protective Order and Peace Order Petitions – Maryland Residents

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 347)

The Bill was then sent to the Senate.

**House Bill 401 – Delegates C. Howard, Davis, Fennell, Haynes, Hill, Proctor,
B. Robinson, Smith, Valentino–Smith, Vaughn, and Walker**

AN ACT concerning

**Income Tax – Film Production Activity Tax Credit – Minority Business
Reporting Requirement**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 4 (See Roll Call No. 348)

The Bill was then sent to the Senate.

House Bill 460 – Delegates Rosenberg and Haynes

AN ACT concerning

Couples Advancing Together Pilot Program – Eligibility and Extension

Read the third time and passed by yeas and nays as follows:

Affirmative – 121 Negative – 17 (See Roll Call No. 349)

The Bill was then sent to the Senate.

House Bill 462 – Delegates K. Young, Barron, Kaiser, and Smith

AN ACT concerning

Public Safety – Statewide Accounting of Sexual Assault Evidence Kits

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 2 (See Roll Call No. 350)

The Bill was then sent to the Senate.

**House Bill 497 – Delegate Anderson (By Request – Baltimore City Administration)
and Delegates Conaway, Glenn, Haynes, and B. Robinson**

AN ACT concerning

**Property Tax – Exemption – Low Income Housing – Ownership by Limited
Liability Company**

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 6 (See Roll Call No. 351)

The Bill was then sent to the Senate.

House Bill 664 – ~~Delegates Krimm and K. Young~~ Frederick County Delegation

AN ACT concerning

**Frederick County Property Tax Fairness Act of 2015
(Strengthening Frederick Municipalities)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 352)

The Bill was then sent to the Senate.

House Bill 895 – ~~Delegate Lafferty~~ Baltimore County Delegation

AN ACT concerning

**Baltimore County – Education – Junior Reserve Officer Training Corps
Instructors**

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 353)

The Bill was then sent to the Senate.

**House Bill 1036 – Delegates Jacobs, Adams, Anderton, Arentz, Carozza, Ghrist,
Hornberger, S. Howard, Impallaria, Kipke, Mautz, Otto, ~~and Szeliga,~~
Szeliga, Cassilly, and Jalisi**

AN ACT concerning

Natural Resources – Oyster Poaching – Administrative Penalties

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 354)

The Bill was then sent to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 139 Members present.

(See Roll Call No. 355)

ADJOURNMENT

At 8:41 P.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day March 16, 2015, Calendar Day Thursday, March 19, 2015.

Annapolis, Maryland
Legislative Day: March 16, 2015
Calendar Day: Thursday, March 19, 2015

The House met at 10:13 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Kathy Szeliga of Baltimore and Harford counties.

The Journal of March 15, 2015 was read and approved.

EXCUSES:

Del. Angel – illness

Del. Proctor – illness

QUORUM CALL

The presiding officer announced a quorum call, showing 139 Members present.

(See Roll Call No. 356)

THE COMMITTEE ON APPROPRIATIONS REPORT #6

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 571 – Delegates Hettleman, Barron, McIntosh, Jones, and Morales

AN ACT concerning

Institutions of Higher Education – Sexual Assault – Policy and Survey

HB0571/914060/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 571

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike the first “of” and substitute “against”; in the same line, strike “sanctions” and substitute “campus conduct actions, except for a certain type of”

mandatory intervention.”; in line 7, strike “student conduct policy” and substitute “alcohol and drug use policies”; in the same line, strike “except”; in lines 7 and 8, strike “if a certain determination is made” and substitute “under certain circumstances, a prohibition on retaliation by the institution of higher education against a student.”; in line 8, after “and” insert “a provision regarding”; in the same line, strike “a memorandum of understanding” and substitute “certain formalized agreements”; strike beginning with “the” in line 10 down through “Prevention” in line 11 and substitute “institutions of higher education”; in line 12, after “assault” insert “campus climate”; in line 13, after the first “education” insert “, on or before certain dates, beginning in a certain year”; strike beginning with “use” in line 13 down through “or” in line 14; strike beginning with the semicolon in line 14 down through “education” in line 15 and substitute “and”; in line 15, strike “a certain sexual assault” and substitute “the”; in the same line, strike “every year”; in line 17, after “education” insert “, on or before a certain date every other year.”; in the same line, strike “report school-specific results of a certain sexual assault survey” and substitute “submit”; in line 18, after “Commission” insert “a certain report that includes certain information; requiring institutions of higher education to make certain efforts to protect student privacy in reporting certain data; requiring institutions of higher education to report certain data together with other reporting requirements under a certain federal law”; strike beginning with “requiring” in line 18 down through “report;” in line 19; and in lines 20 and 22, in each instance, after “assault” insert “campus climate”.

AMENDMENT NO. 2

On page 3, in line 4, strike “**DISCIPLINARY SANCTIONS**” and substitute “**A CAMPUS CONDUCT ACTION, EXCEPT FOR A MANDATORY INTERVENTION FOR SUBSTANCE ABUSE,**”; in line 5, strike “**STUDENT CONDUCT POLICY**” and substitute “**ALCOHOL OR DRUG USE POLICIES**”; in line 6, strike “**FILES A COMPLAINT FOR**” and substitute “**REPORTS TO THE INSTITUTION OR A LAW ENFORCEMENT OFFICER AN INCIDENCE OF**”; in line 7, after “**WITNESS**” insert “**IF**”; in line 8, strike “**IF THE**” and substitute “**THE**”; in line 9, strike “**AT**” and substitute “**DURING**”; in line 10, strike “**UNLESS**”; after line 10, insert:

“(II) THE STUDENT IS DETERMINED TO HAVE MADE THE REPORT OF SEXUAL ASSAULT OR IS PARTICIPATING IN AN INVESTIGATION AS A WITNESS IN GOOD FAITH; AND”;

in line 11, strike “**(II)**” and substitute “**(III)**”; in line 12, after “**WAS**” insert “**NOT**”; in line 13, strike “**AND**”; after line 13, insert:

“(8) PROHIBITING THE INSTITUTION OF HIGHER EDUCATION FROM RETALIATING AGAINST A STUDENT WHO FILES A COMPLAINT FOR SEXUAL ASSAULT OR WHO PARTICIPATES AS A WITNESS IN AN INVESTIGATION OF A SEXUAL ASSAULT; AND”;

in line 14, strike “(8)” and substitute “(9)”; in the same line, strike “A MEMORANDUM OF UNDERSTANDING” and substitute “FORMALIZED AGREEMENTS”; in line 20, strike “BOTH” and substitute “ANY OTHER VICTIM SERVICES ORGANIZATION”; strike beginning with “THE” in line 28 down through “PREVENTION” in line 30 and substitute “INSTITUTIONS OF HIGHER EDUCATION”; in line 31, after “ASSAULT” insert “CAMPUS CLIMATE”; and in the same line, strike “EVERY YEAR”.

AMENDMENT NO. 3

On page 4, in line 2, after “SURVEY” insert “BY VARIOUS METHODS, INCLUDING”; in line 3, strike “EACH” and substitute “ON OR BEFORE OCTOBER 1, 2016, AND AT LEAST EVERY 2 YEARS THEREAFTER, EACH”; strike beginning with “USE” in line 4 down through “(2)” in line 8; in line 8, after “APPROPRIATE” insert “SEXUAL ASSAULT CAMPUS CLIMATE”; in the same line, strike the period and substitute “USING NATIONALLY RECOGNIZED BEST PRACTICES FOR RESEARCH AND CLIMATE SURVEYS; AND”; strike beginning with “(G)” in line 9 down through “SHALL:” in line 10; in line 11, strike “(1)” and substitute “(2)”; in the same line, after “ASSAULT” insert “CAMPUS CLIMATE”; strike beginning with the semicolon in line 13 down through “ACT” in line 19; after line 19, insert:

“(G) (1) ON OR BEFORE JUNE 1, 2016, AND EVERY 2 YEARS THEREAFTER, EACH INSTITUTION OF HIGHER EDUCATION SHALL SUBMIT TO THE COMMISSION A REPORT SUMMARIZING THE DATA COLLECTED BY THE INSTITUTION REGARDING SEXUAL ASSAULT COMPLAINTS MADE TO THE INSTITUTION, INCLUDING THE:

- (I) TYPES OF MISCONDUCT;**
- (II) OUTCOME OF EACH COMPLAINT;**
- (III) DISCIPLINARY ACTIONS TAKEN BY THE INSTITUTION;**

(IV) ACCOMMODATIONS MADE TO STUDENTS IN ACCORDANCE WITH THE SEXUAL ASSAULT POLICY ESTABLISHED UNDER SUBSECTION (C) OF THIS SECTION; AND

(V) NUMBER OF REPORTS INVOLVING ALLEGED NONSTUDENT PERPETRATORS.

(2) IN REPORTING THE DATA UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE INSTITUTION OF HIGHER EDUCATION SHALL MAKE REASONABLE EFFORTS TO PROTECT STUDENT PRIVACY.

(3) AN INSTITUTION OF HIGHER EDUCATION SHALL SUBMIT THE DATA REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION TOGETHER WITH THE REPORTING REQUIREMENTS OF THE FEDERAL JEANNE CLERY DISCLOSURE OF CAMPUS SECURITY POLICY AND CRIME STATISTICS ACT, AS AMENDED BY THE VIOLENCE AGAINST WOMEN REAUTHORIZATION ACT OF 2013.”;

in line 20, strike “SEPTEMBER” and substitute “OCTOBER”; in the same line, strike “EACH YEAR” and substitute “EVERY 2 YEARS”; in line 24, after “COMMITTEE” insert “, THE SENATE BUDGET AND TAXATION COMMITTEE, THE HOUSE HEALTH AND GOVERNMENT OPERATIONS COMMITTEE,”; and in line 25, after “ASSAULT” insert “CAMPUS CLIMATE”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 852 – Delegates Carter, Aumann, Brooks, Conaway, Glass, Glenn, Gutierrez, Haynes, Impallaria, Jacobs, Lierman, McCray, Oaks, Pena–Melnyk, Rey, B. Robinson, Shoemaker, Valentino–Smith, and M. Washington

AN ACT concerning

Human Resources – Homeless Shelters – Safety and Security Measures

HB0852/694565/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 852

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Safety and Security Measures” and substitute “Best Practices and Models”; strike beginning with “study” in line 3 down through “individuals” in line 8 and substitute “determine certain best practices and models for providing emergency shelter and shelter diversion”; strike beginning with “safety” in line 8 down through “individuals” in line 9 and substitute “a determination by the Interagency Council on Homelessness of best practices and models for providing emergency shelter and shelter diversion”; and in line 12, strike “and 6–424”.

AMENDMENT NO. 2

On page 2, strike beginning with “STUDY” in line 21 down through “INDIVIDUALS” in line 24 and substitute “DETERMINE BEST PRACTICES AND MODELS FOR PROVIDING EMERGENCY SHELTER AND SHELTER DIVERSION, INCLUDING ENSURING THE HEALTH, SAFETY, AND SECURITY OF SHELTER RESIDENTS, PROVIDING CLIENT-CENTERED AND TRAUMA-INFORMED SUPPORT SERVICES, AND ENSURING EQUAL ACCESS TO PROTECTED CLASSES UNDER APPLICABLE FEDERAL, STATE, AND LOCAL CIVIL RIGHTS LAWS”; and strike in their entirety lines 25 through 33, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 934 – Delegate K. Young

AN ACT concerning

Educational Institutions – Personal Electronic Account – Privacy Protection

HB0934/754761/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 934

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate K. Young” and substitute “Delegates K. Young, Hettleman, Korman, B. Robinson, and Vogt”; in line 18, strike “available in the public domain” and substitute “publicly accessible”; in line 27, after “education;” insert “authorizing the governing board of an institution of higher education to adopt a policy authorizing an employee to request a student to create a certain personal electronic account for a certain purpose or to request to observe certain information to fulfill a certain obligation or conduct a certain investigation or assessment;”.

AMENDMENT NO. 2

On page 4, in line 15, strike “AVAILABLE IN THE PUBLIC DOMAIN” and substitute “PUBLICLY ACCESSIBLE”.

AMENDMENT NO. 3

On page 5, after line 9, insert:

“(D) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, THE GOVERNING BOARD OF AN INSTITUTION OF HIGHER EDUCATION MAY ADOPT A POLICY AUTHORIZING AN EMPLOYEE OF THE INSTITUTION OF HIGHER EDUCATION TO:

(1) REQUEST A STUDENT, IN ORDER TO COMPLETE AN ACADEMIC OR CAREER-BASED ACTIVITY, TO CREATE A GENERIC PERSONAL ELECTRONIC ACCOUNT; OR

(2) REQUEST TO OBSERVE INFORMATION ON A STUDENT’S PERSONAL ELECTRONIC ACCOUNT TO:

(I) FULFILL AN OBLIGATION OF THE EMPLOYEE OR THE INSTITUTION UNDER FEDERAL OR STATE LAW; OR

(II) CONDUCT A HEALTH AND SAFETY INVESTIGATION OR ASSESSMENT.”;

and in line 10, strike “(D)” and substitute “(E)”.

On page 6, in line 1, strike “(E)” and substitute “(F)”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Kipke moved to make the Bill a Special Order for next session.

The motion was adopted.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #12

Delegate Davis, Chair, for the Committee on Economic Matters and Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 939 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Davis, and Jones

AN ACT concerning

Proposed Regulations – Determination of Impact on Small Businesses

HB0939/693997/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 939

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Jones” and substitute “Jones, Adams, Arentz, Aumann, Barkley, Barron, Branch, Brooks, Carey, Clippinger, Cullison, Fisher, Frick, Glenn, Hammen, Hayes, Hill, S. Howard, Jameson, Kelly, Kipke, Kramer, Krebs, Lisanti, Mautz, McDonough, McMillan, Miele, W. Miller, Morgan, Morhaim, Oaks, Pendergrass, Reznik, Rose, Saab, Sample–Hughes, Valderrama, Vaughn, Waldstreicher, C. Wilson, and K. Young”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 940 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Davis, and Jones

AN ACT concerning

Office of the Business Ombudsman – State Customer Service and Business Development Efforts Training Program

HB0940/273297/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 940

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Jones” and substitute “Jones, Adams, Arentz, Aumann, Barkley, Branch, Brooks, Carey, Clippinger, Fisher, Frick, Glenn, S. Howard, Jameson, Kramer, Lisanti, W. Miller, Valderrama, Vaughn, Waldstreichler, and C. Wilson”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters and Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 941 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Davis, and Jones

AN ACT concerning

Task Force to Study Exemptions from Higher Education Ethics Requirements and Procurement Rules to Facilitate Technology Transfer

HB0941/193898/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 941
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Jones” and substitute “Jones, Adams, Barkley, Branch, Brooks, Carey, Chang, Clippinger, Fisher, Frick, Glenn, Haynes, Hettleman, Jackson, Jameson, Kramer, Lisanti, Mautz, A. Miller, B. Robinson, Valderrama, Vaughn, Waldstreicher, and C. Wilson”.

AMENDMENT NO. 2

On page 3, in line 6, strike “and”; and in line 7, after “(3)” insert “review and recommend possible procurement and operational exemptions for all University of Maryland University College operations, including extending existing exemptions for the University of Maryland University College’s overseas programs to all University operations; and

(4)”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters and Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 942 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Davis, and Jones

AN ACT concerning

Apprenticeship Pilot Program – Apprenticeship Maryland

HB0942/263898/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 942

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Jones” and substitute “Jones, McCray, Adams, Arentz, Aumann, Barkley, D. Barnes, Branch, Brooks, Carey, Clippinger, Ebersole, Fennell, Fisher, Frick, Glenn, Hornberger, S. Howard, Impallaria, Jameson, Kaiser, Kramer, Luedtke, Lisanti, Mautz, Metzgar, W. Miller, Patterson, Platt, Reilly, Shoemaker, Simonaire, Tarlau, Valderrama, Vaughn, Waldstreicher, Walker, A. Washington, M. Washington, and C. Wilson”; and in line 19, after “dates;” insert “authorizing the Department and the State Department of Education jointly to adopt certain regulations.”.

AMENDMENT NO. 2

On page 4, in line 8, after “A” insert “PARTICIPATING”.

AMENDMENT NO. 3

On page 5, after line 8, insert:

“(J) THE DEPARTMENT AND THE STATE DEPARTMENT OF EDUCATION JOINTLY MAY ADOPT REGULATIONS TO IMPLEMENT THE PROGRAM.”

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 943 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Davis, and Jones

AN ACT concerning

Economic Competitiveness and Commerce – Restructuring

HB0943/533892/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 943

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Jones” and substitute “Jones, Adams, Barkley, Branch, Brooks, Carey, Clippinger, Frick, Glenn, Jameson, Kramer, Lisanti, Valderrama, Vaughn, Waldstreicher, and C. Wilson”.

AMENDMENT NO. 2

On page 1, in line 7, after “of” insert “the Office and the”; in line 8, strike “a certain unit,”; in the same line, strike “oversees” and substitute “monitors”; in line 12, after “Department,” insert “repealing the authority of the Department to establish a certain publications account,”; in line 14, after “units” insert “and monitors the operations of the Maryland Economic Development Corporation and the Maryland Technology Development Corporation”; in the same line, strike “expanding the members” and substitute “altering the membership”; strike beginning with “transferring” in line 15 down through “Corporation;” in line 17; strike beginning with “requiring” in line 18 down through “matters;” in line 19; in line 19, after “the” insert “Enterprise Fund,”; in line 20, after “Program” insert a comma; in line 25, after “Program;” insert “altering the purpose of the Maryland Economic Development Corporation; requiring the Board of Directors of the Maryland Economic Development Corporation to establish a marketing advisory board composed of certain members; requiring the marketing advisory board to establish and operate a public-private partnership marketing group to carry out certain purposes; authorizing the Board of Directors of the Maryland Economic Development Commission to retain certain consultants; establishing the Economic Development Marketing Fund as a special, nonlapsing fund; requiring the Maryland Economic Development Corporation to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; specifying that the Attorney General is the legal advisor to the Corporation for the administration of the Fund; authorizing the Corporation to retain any additional necessary lawyers for the administration of the Fund with the approval of the Attorney General; requiring a certain report of the Maryland Economic Development Corporation to include certain information;”; in line 26, strike “increasing” and substitute “altering”; and in line 27, after “Corporation;” insert “requiring the Attorney General to assign to the Maryland Technology Development Corporation certain counsel; requiring certain counsel to the Maryland Technology Development Corporation to perform certain duties;”.

On pages 1 and 2, strike beginning with “establishing” in line 28 on page 1 down through “year;” in line 14 on page 2 and substitute “establishing a Commerce Subcabinet; providing for the membership, duties, chair, and staffing of the Subcabinet; requiring the Subcabinet to meet each month;”.

On page 2, in line 23, after “terms;” insert “making certain conforming changes;”; in line 28, strike “and”; in line 29, after “Commission” insert “; 6–502, 6–503, 6–509, 6–510, 6–515, 6–516, 6–524, and 6–525, respectively”; in line 30, strike “and”; in line 32, after “Commission” insert “; and 10–472, 10–473, 10–479, 10–480, 10–485, 10–486, 10–494, and 10–495, respectively”; in line 38, after “2–116,” insert “3–202, 3–204,”; in the same line, after “9–101(a),” insert “10–101(a), (b), and (d), 10–104(a),”; and in line 39, strike “10–404” and substitute “10–406”.

On page 3, in line 5, strike “through 3–204” and substitute “, 3–203, 5–601 through 5–603”; in the same line, strike “, 6–508” and substitute “through 6–508”; in line 6, strike “6–519, 6–521, 6–522” and substitute “6–523”; in the same line, after “(e),” insert “10–104(b) and (c), 10–110, 10–115, 10–132,”; in line 7, strike “and”; in the same line, after “10–403” insert “, and 10–405”; in line 12, after “2–101” insert “and 2.5–109; the subtitle designation “Subtitle 6. Enterprise Fund” immediately preceding Section 5–601; and the subtitle designation “Subtitle 5. Invest Maryland Program” immediately preceding Section 6–501”; strike beginning with the semicolon in line 17 down through “Corporation” in line 18 and substitute “, 10–109.1, 10–114.1, 10–117.1; and the new part “Part VII. Enterprise Fund and Invest Maryland Program” immediately preceding Section 10–468”; in line 30, strike “2.5–108, 2.5–109,”; in line 36, after “2.5–106,” insert “2.5–108,”; and after line 39, insert:

“BY repealing

Article – Economic Development

Section 2.5–109

Annotated Code of Maryland

(2008 Volume and 2014 Supplement)

(As enacted by Section 1 of this Act)

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 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)81. and 82.
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)83.
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)”.

On page 4, after line 8, insert:

“BY adding to
Article – State Government
Section 9–3101 through 9–3104 to be under the new subtitle “Subtitle 31. Commerce
Subcabinet”
Annotated Code of Maryland
(2014 Replacement Volume)”;

in line 10, strike “and”; in line 11, after “Commission” insert “; and 6–502, 6–503, 6–509, 6–510, 6–515, 6–516, 6–524, and 6–525, respectively.”; in line 13, strike “and”; in line 14, after “Commission” insert “; and 10–472, 10–473, 10–479, 10–480, 10–484, 10–485, 10–494, and 10–495, respectively.”; and after line 14, insert:

“SECTION 1A. AND BE IT FURTHER ENACTED, That the subtitle designation
“Subtitle 6. Enterprise Fund” immediately preceding Section 5–601, and the subtitle
designation “Subtitle 5. Invest Maryland Program” immediately preceding Section 6–501
be repealed.”.

AMENDMENT NO. 3

On page 5, in line 10, strike “**OVERSEES**” and substitute “**MONITORS**”; in line 11, strike “**TECHNOLOGY**” and substitute “**ECONOMIC**”; in line 12, strike “4” and substitute “**1**”; strike beginning with “**PUBLIC–PRIVATE**” in line 13 down through “**MARKETING**” in line 14 and substitute “**TECHNOLOGY DEVELOPMENT**”; and in line 14, strike “9” and substitute “**4**”.

On page 6, in line 13, strike “**TECHNOLOGY**” and substitute “**ECONOMIC**”; in line 15, after “**(II)**” insert “**THE**”; and in the same line, strike “**PUBLIC-PRIVATE PARTNERSHIP MARKETING**” and substitute “**TECHNOLOGY DEVELOPMENT**”.

AMENDMENT NO. 4

On page 11, in line 11, after “**SHALL**” insert “**;**”

(I);

and in line 13, after “**ADDRESSED**” insert “**;****AND**”

(II) COORDINATE WITH MUNICIPAL AND LOCAL ECONOMIC DEVELOPMENT AGENCIES”.

AMENDMENT NO. 5

On page 12, in line 32, after “units” insert “**OR INSTRUMENTALITIES**”.

On page 13, in line 9, strike “**AND**”; in line 13, after “**REGION**” insert “**;****AND**”

(18) WORK WITH COMMUNITY COLLEGES TO ENHANCE THE ROLE OF COMMUNITY COLLEGES IN PROVIDING WORKFORCE TRAINING SERVICES, INCLUDING INDUSTRY-SPECIFIC EDUCATION AND TRAINING IN RESPONSE TO THE NEEDS OF THE STATE”;

in lines 27 and 29, in each instance, after “units” insert “**OR INSTRUMENTALITIES**”; and in line 30, strike “2.5-109.”.

On page 14, strike in their entirety lines 1 through 12, inclusive; and in line 13, strike “2.5-110.” and substitute “**2.5-109.**”.

AMENDMENT NO. 6

On page 15, in line 22, strike “in” and substitute “**STAFFED BY**”; in line 24, strike “and”; in line 25, strike “**DEPARTMENT**” and substitute “**DEPARTMENT**”; and in line 27, after “jobs” insert “**;****AND**”

(3) MONITOR THE OPERATIONS OF THE MARYLAND TECHNOLOGY DEVELOPMENT CORPORATION AND THE MARYLAND ECONOMIC DEVELOPMENT

CORPORATION, INCLUDING THE EFFORTS OF THOSE ENTITIES TO SUPPORT THE CREATION, ATTRACTION, AND RETENTION OF BUSINESSES AND JOBS”.

On page 16, in line 2, strike “25” and substitute “**21**”; in line 4, after “2.” insert “**TWO VOTING MEMBERS APPOINTED BY THE PRESIDENT OF THE SENATE OF MARYLAND;**

3. TWO VOTING MEMBERS APPOINTED BY THE SPEAKER OF THE HOUSE OF DELEGATES;

4.”;

in line 8, strike “3.” and substitute “**5.**”; in line 9, after “UNITS” insert “**AND INSTRUMENTALITIES OF THE STATE**”; in line 10, after “A.” insert “**THE EXECUTIVE DIRECTOR OF THE MARYLAND ECONOMIC DEVELOPMENT CORPORATION, OR THE EXECUTIVE DIRECTOR’S DESIGNEE;**

B.”;

strike in their entirety lines 13 and 14 and substitute “**C. THE SECRETARY OR THE SECRETARY’S DESIGNEE; AND**”; in line 15, strike “C.” and substitute “**D.**”; strike beginning with the semicolon in line 16 down through “DESIGNEE” in line 20; in line 21, after “Secretary” insert “**, THE SECRETARY OF LABOR, LICENSING, AND REGULATION OR THEIR DESIGNEES**”; in the same line, after “UNIT” insert “**OR INSTRUMENTALITY**”; in line 24, strike “(I)3” and substitute “**(I)5**”; and in line 25, after “UNIT” insert “**OR INSTRUMENTALITY**”.

On page 19, in line 2, after “DEPARTMENT” insert “**, THE MARYLAND ECONOMIC DEVELOPMENT CORPORATION, AND THE MARYLAND TECHNOLOGY DEVELOPMENT CORPORATION**”.

AMENDMENT NO. 7

On page 20, in line 1, strike the brackets; in line 2, strike “CORPORATION”; in line 7, strike “18” and substitute “**19**”; in line 8, after “Secretary” insert “**OR THE SECRETARY’S DESIGNEE**”; in line 10, strike “Corporation” and substitute “**DEPARTMENT**”; in line 11, strike “and”; in line 12, after “(3)” insert “**THE EXECUTIVE DIRECTOR OF THE CORPORATION, OR THE EXECUTIVE DIRECTOR’S DESIGNEE; AND**

(4)”;

and in line 24, after “Secretary” insert “OR THE SECRETARY’S DESIGNEE, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OR THE EXECUTIVE DIRECTOR’S DESIGNEE,”.

On page 21, in line 11, strike the brackets; in the same line, strike “CORPORATION”.

AMENDMENT NO. 8

On page 22, after line 5, insert:

“10-466. RESERVED.

10-467. RESERVED.

PART VII. ENTERPRISE FUND AND INVEST MARYLAND PROGRAM.

[5-601.] 10-468.

(A) In this subtitle[,] THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) “CORPORATION” MEANS THE MARYLAND TECHNOLOGY DEVELOPMENT CORPORATION.

(C) “Fund” means the Enterprise Fund established under [§ 5-602] §10-469 of this subtitle.

[5-602.] 10-469.

(a) There is an Enterprise Fund in the [Department] CORPORATION.

(b) The [Department] CORPORATION may use the Fund to:

(1) make a grant or loan, at the rate of interest set by the [Department] CORPORATION;

- (2) provide equity investment financing for a business enterprise;
 - (3) guarantee a loan, equity, investment, or other private financing to expand the capital resources of a business enterprise;
 - (4) purchase advisory services and technical assistance to better support economic development;
 - (5) pay the [Department's] CORPORATION'S obligations to a venture firm under the Invest Maryland Program, as provided under [§ 6-522(c)(2)(i)] § 10-492(C)(2)(I) of this [article] SUBTITLE; and
 - (6) pay the administrative, legal, and actuarial expenses of the [Department] CORPORATION.
- (c) The [Secretary] CORPORATION shall manage and supervise the Fund.
- (d) (1) The Fund is a special, nonlapsing revolving fund that is not subject to reversion under § 7-302 of the State Finance and Procurement Article.
- (2) The Treasurer shall hold the Fund and the Comptroller shall account for it.
- (e) [(1) Except as provided in paragraph (2) of this subsection, Division II of the State Finance and Procurement Article does not apply to a service that the Department obtains that is related to the investment, management, analysis, purchase, or sale of an asset of the Department in a transaction authorized under this subtitle, including a commission related to the transfer of a share of stock in a business entity.
- (2) The Department is subject to Title 12, Subtitle 4 of the State Finance and Procurement Article for services related to the investment, management, analysis, purchase, or sale of assets of the Department in any transaction authorized under this subtitle, including commissions related to the transfer of shares of stock in a business entity.
- (f) (1) Section 10-305 of the State Finance and Procurement Article does not apply to the sale, lease, transfer, exchange, or other disposition of real or personal property, including a share of stock in a business entity, that the Department acquires in a transaction authorized under this subtitle.

(2) The Department shall consult with the Treasurer in connection with the proposed disposition of property that the Department acquires under this subtitle.

(g) The Fund consists of:

(1) money appropriated by the State to the Fund;

(2) money made available to the Fund through federal programs or private contributions;

(3) repayment of principal of a loan made from the Fund;

(4) payment of interest on a loan made from the Fund;

(5) proceeds from the sale, disposition, lease, or rental by the [Department] CORPORATION of collateral related to financing that the [Department] CORPORATION provides under this subtitle;

(6) premiums, fees, royalties, interest, repayments of principal, and returns on investments paid to the [Department] CORPORATION by or on behalf of:

(i) a business enterprise in which the [Department] CORPORATION has made an investment under this subtitle; or

(ii) an investor providing an investment guaranteed by the [Department] CORPORATION under this subtitle;

(7) recovery of an investment made by the [Department] CORPORATION in a business enterprise under this subtitle, including an arrangement under which the [Department's] CORPORATION'S investment in the business enterprise is recovered through:

(i) a requirement that the [Department] CORPORATION receive a proportion of cash flow, commission, royalty, or payment on a patent; or

(ii) the repurchase from the [Department] CORPORATION of any evidence of financial participation, including a note, stock, bond, or debenture;

(8) repayment of a conditional grant extended by the [Department] CORPORATION;

(9) money deposited into the Fund under [§ 6-522(c)(2)(i)] § 10-492(C)(2)(I) of this [article] SUBTITLE; and

(10) any other money made available to the [Department] CORPORATION for the Fund.

[(h)](F) (1) The Treasurer shall invest money in the Fund in the same manner as other State money.

(2) Any investment earnings of the Fund shall be credited to the Fund.

[(i) Unless the Secretary determines otherwise, money in the Fund that was generated by a particular unit in the Department shall be allocated for the use of that unit.]

[5-603.] 10-470.

(a) The [Department] CORPORATION may require that all or part of a grant be repaid, with interest at a rate the [Department] CORPORATION sets, when conditions specified by the [Department] CORPORATION occur.

(b) (1) Whenever the [Department] CORPORATION is authorized by law to make a grant, including a grant from the Economic Development Opportunities Program Account authorized under § 7-314 of the State Finance and Procurement Article, the [Department] CORPORATION may use money appropriated for the grant to make an equity investment in a business enterprise.

(2) (i) Except as provided in subparagraph (ii) of this paragraph, in making an equity investment under this subtitle, the [Department] CORPORATION may not acquire an ownership interest in an enterprise that exceeds 25%.

(ii) In making an equity investment under this subtitle in one or more venture or private equity firms, the [Department] CORPORATION may acquire an ownership interest exceeding 25%.

(3) Within 15 years after making an equity investment under this subtitle, the [Department] CORPORATION shall divest itself of that investment.

(4) The liability of the State and the [Department] CORPORATION in making an equity investment under this subtitle is limited to the amount of that investment.

(5) The [Department] CORPORATION shall adopt regulations governing equity investments under this subsection that specify:

(i) the types of business enterprises in which an investment may be made;

(ii) the basic standards an enterprise shall meet to qualify for an investment;

(iii) the amount of money available for investment; and

(iv) the criteria that the [Department] CORPORATION uses to make investment decisions.”;

in line 6, strike “6–501.” and substitute “10–471.”; and in line 21, strike “§ 6–513” and substitute “§ 10–483”.

On page 25, in line 3, strike “§ 6–518” and substitute “§ 10–484”; and in lines 5 and 7, strike “6–504.” and “6–505.”, respectively, and substitute “10–474.” and “10–475.”, respectively.

On page 26, in lines 13, 17, and 27, strike “6–506.”, “6–507.”, and “6–508.”, respectively, and substitute “10–476.”, “10–477.”, and “10–478.”, respectively.

On page 27, in lines 1 and 29, strike “6–511.” and “6–512.”, respectively, and substitute “10–481.” and “10–482.”, respectively; and in line 28, strike “§ 6–512” and substitute “§ 10–482”.

On page 28, in line 5, strike “§ 6–513(a)” and substitute “§ 10–483(A)”; in line 23, strike “6–513.” and substitute “10–483.”; and in line 33, strike “§ 6–512” and substitute “§ 10–482”.

On page 30, in line 6, strike “§ 6-529” and substitute “§ 10-499”; and in line 7, strike “6-514.” and substitute “10-484.”.

On page 31, in lines 5 and 29, strike “6-517.” and “6-518.”, respectively, and substitute “10-487.” and “10-488.”, respectively; and in line 20, strike “§ 6-518” and substitute “§ 10-488”.

On page 34, in lines 1, 16, and 25, strike “6-519.”, “6-520.”, and “6-521.”, respectively, and substitute “10-489.”, “10-490.”, and “10-491.”, respectively.

On page 35, in lines 13 and 31, strike “6-522.” and “6-523.”, respectively, and substitute “10-492.” and “10-493.”, respectively.

On page 36, in lines 3, 16, and 30, strike “6-526.”, “6-527.”, and “6-528.”, respectively, and substitute “10-496.”, “10-497.”, and “10-498.”, respectively; in line 11, strike “§ 6-512” and substitute “§ 10-482”; and in line 13, strike “§ 6-513” and substitute “§ 10-483”.

On page 37, in line 1, strike “6-529.” and substitute “10-499.”; and in line 18, strike “§ 6-514” and substitute “§ 10-484”.

AMENDMENT NO. 9

On page 39, after line 8, insert:

10-101.

- (a) In this subtitle the following words have the meanings indicated.
- (b) “Board” means the Board of Directors of the Corporation.
- (d) “Corporation” means the Maryland Economic Development Corporation.

10-104.

- (a) The General Assembly finds that:

(1) the State's economy continues to experience technological change and restructuring;

(2) technological change may result in economic contraction and dislocation, but affords opportunities to expand productive employment and expand the State's economy and tax base;

(3) the establishment of a public corporation to acquire or improve projects:

(i) serves the public interest by accomplishing one or more of the Corporation's legislative purposes listed in subsection (b) of this section; and

(ii) complements existing State marketing programs administered by the Department and through the Department's financial assistance programs including the Maryland Industrial Development Financing Authority and the Maryland Economic Development Assistance Authority under Title 5 of this article; and

(4) the State lacks and needs direct property development capability for economic development purposes.

(b) The legislative purposes of the Corporation are to:

(1) relieve unemployment in the State;

(2) encourage the increase of business activity and commerce and a balanced economy in the State;

(3) help retain and attract business activity and commerce in the State;

(4) promote economic development; [and]

(5) promote the health, safety, right of gainful employment, and welfare of residents of the State;

(6) CREATE A BRANDING STRATEGY FOR THE STATE;

(7) MARKET THE STATE'S ASSETS TO OUT-OF-STATE BUSINESSES;

(8) RECRUIT OUT-OF-STATE BUSINESSES TO LOCATE AND GROW IN THE STATE; AND

(9) FOSTER PUBLIC-PRIVATE PARTNERSHIPS THAT ENCOURAGE LOCATION AND DEVELOPMENT OF NEW BUSINESSES IN THE STATE.

(c) The General Assembly intends that:

(1) the Corporation operate and exercise its corporate powers in all areas of the State;

(2) without limiting its authority to otherwise exercise its corporate powers, the Corporation exercise its corporate powers to assist governmental units and State and local economic development agencies to contribute to the expansion, modernization, and retention of existing enterprises in the State as well as the attraction of new business to the State;

(3) the Corporation cooperate with workforce investment boards, private industry councils, representatives of labor, and governmental units in maximizing new economic opportunities for residents of the State, INCLUDING FOSTERING PUBLIC-PRIVATE PARTNERSHIPS THAT ENCOURAGE THE LOCATION AND DEVELOPMENT OF NEW BUSINESS IN THE STATE;

(4) the Corporation accomplish at least one of the purposes listed in subsection (b) of this section and complement existing State marketing and financial assistance programs by:

(i) owning projects;

(ii) leasing projects to other persons; or

(iii) lending the proceeds of bonds to other persons to finance the costs of acquiring or improving projects that the persons own or will own; and

(5) the Corporation not own and operate a project unless:

(i) the Board determines by resolution that the private sector has not demonstrated serious and significant interest and development capacity to own and operate the project; or

(ii) a representative of a governmental unit requests in writing that the Corporation own and operate the project.

10-109.1.

(A) THE BOARD SHALL ESTABLISH A MARKETING ADVISORY BOARD CONSISTING OF THE FOLLOWING MEMBERS:

(1) THE SECRETARY;

(2) THE EXECUTIVE DIRECTOR OF THE CORPORATION;

(3) THE EXECUTIVE DIRECTOR OF THE MARYLAND TECHNOLOGY DEVELOPMENT CORPORATION;

(4) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF ECONOMIC COMPETITIVENESS AND COMMERCE;

(5) ONE MEMBER OF THE BOARD, ELECTED BY THE MEMBERS OF THE BOARD;

(6) ONE PRIVATE SECTOR MEMBER, APPOINTED BY AND SERVING AT THE PLEASURE OF THE PRESIDENT OF THE SENATE OF MARYLAND; AND

(7) ONE PRIVATE SECTOR MEMBER, APPOINTED BY AND SERVING AT THE PLEASURE OF THE SPEAKER OF THE HOUSE OF DELEGATES.

(B) THE MARKETING ADVISORY BOARD SHALL ESTABLISH AND OPERATE A PUBLIC-PRIVATE PARTNERSHIP MARKETING GROUP TO CARRY OUT THE PURPOSES DESCRIBED IN § 10-104 (B)(6) THROUGH (9) OF THIS SUBTITLE.

10-110.

(a) The Board shall employ any additional professional and clerical staff as necessary to carry out this subtitle.

(b) The Board may retain accountants, engineers, lawyers, financial advisors, PUBLIC RELATIONS AND COMMUNICATIONS CONSULTANTS, or other consultants as necessary.

10-114.1.

(A) IN THIS SECTION, "FUND" MEANS THE ECONOMIC DEVELOPMENT MARKETING FUND.

(B) THERE IS AN ECONOMIC DEVELOPMENT MARKETING FUND.

(C) THE CORPORATION SHALL ADMINISTER THE FUND.

(D) (1) THE FUND IS A SPECIAL, NONLAPSING REVOLVING FUND THAT IS NOT SUBJECT TO REVERSION UNDER § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(2) THE TREASURER SHALL HOLD THE FUND SEPARATELY, AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.

(E) THE FUND CONSISTS OF:

(1) MONEY APPROPRIATED IN THE STATE BUDGET TO THE FUND;

(2) MONEY MADE AVAILABLE TO THE FUND THROUGH FEDERAL PROGRAMS OR PRIVATE CONTRIBUTIONS;

(3) MONEY DERIVED BY THE CORPORATION FROM THE SALE OF ADVERTISING, PUBLICATIONS, SPONSORSHIPS, OR OTHER PROMOTIONAL OR MARKETING OPPORTUNITIES; OR

(4) ANY OTHER MONEY MADE AVAILABLE TO THE CORPORATION FOR THE FUND.

(F) (1) THE FUND MAY ONLY BE USED TO MARKET THE STATE AS A LOCATION FOR BUSINESSES TO LOCATE, RETAIN, OR EXPAND THEIR OPERATIONS THROUGH ANY OF THE FOLLOWING MEANS:

(I) WEB SITE MANAGEMENT;

(II) MEDIA CONTENT CREATION;

(III) SOCIAL MEDIA OUTREACH;

(IV) ELECTRONIC MAIL MARKETING TO PROMOTE EVENTS AND OPPORTUNITIES FOR BUSINESSES;

(V) COLLATERAL AND DISPLAY DEVELOPMENT;

(VI) EVENT MANAGEMENT; AND

(VII) ANY OTHER APPROACHES THE CORPORATION DETERMINES TO BE APPROPRIATE.

(2) THE CORPORATION MAY CONDUCT THESE ACTIVITIES DIRECTLY OR THROUGH CONTRACT PROVIDERS.

(G) (1) THE TREASURER SHALL INVEST MONEY IN THE FUND IN THE SAME MANNER AS OTHER STATE MONEY MAY BE INVESTED.

(2) ANY INVESTMENT EARNINGS OF THE FUND SHALL BE PAID INTO THE FUND.

(H) (1) THE ATTORNEY GENERAL IS THE LEGAL ADVISOR TO THE CORPORATION FOR THE ADMINISTRATION OF THE FUND.

(2) WITH THE APPROVAL OF THE ATTORNEY GENERAL, THE CORPORATION MAY RETAIN ANY ADDITIONAL LAWYERS NECESSARY FOR THE ADMINISTRATION OF THE FUND.

10-115.

The Corporation may:

- (1) adopt bylaws for the conduct of its business;
- (2) adopt a seal;
- (3) maintain offices at a place it designates in the State;
- (4) accept loans, grants, or assistance of any kind from the federal government, a governmental unit, A COLLEGE OR UNIVERSITY, or a private source;
- (5) enter into contracts and other legal instruments;
- (6) sue and be sued in its own name;
- (7) acquire, purchase, hold, lease as lessee, and use any franchise, patent, or license and real, personal, mixed, tangible, or intangible property, or any interest in property, necessary or convenient to carry out its purposes;
- (8) sell, lease as lessor, transfer, and dispose of its property or interest in property;
- (9) fix and collect rates, rentals, fees, ROYALTIES, and charges for services, RESOURCES, and facilities it provides or makes available;
- (10) with the owner's permission, enter lands, waters, or premises to make a survey, sounding, boring, or examination to accomplish a purpose authorized by this subtitle;
- (11) further define or limit the term "revenues" defined in § 10-101 of this subtitle as the term applies to a particular project, financing, or other matter;
- (12) create, own, control, or be a member of a corporation, limited liability company, partnership, or other person, whether for-profit or not-for-profit;
- (13) exercise a power usually possessed by a private corporation in performing similar functions unless to do so would conflict with State law; and

(14) do all things necessary or convenient to carry out the powers expressly granted by this subtitle.

10-117.1.

THE CORPORATION MAY PROVIDE TO ANY PERSON:

(1) TECHNICAL SUPPORT;

(2) BRANDING, PUBLIC RELATIONS, COMMUNICATIONS, OR MARKETING CONSULTING SERVICES; OR

(3) ANY OTHER CONSULTING SERVICES.

10-132.

(a) On or before October 1 of each year, the Corporation shall submit a report to the Governor, the Maryland Economic Development Commission, and, in accordance with § 2-1246 of the State Government Article, the General Assembly.

(b) The report shall include a complete operating and financial statement and summarize the activities of the Corporation during the preceding fiscal year, INCLUDING THE PERFORMANCE AND ACTIVITIES OF THE PUBLIC-PRIVATE PARTNERSHIP MARKETING GROUP.”.

On pages 44 through 49, strike in their entirety the lines beginning with line 16 on page 44 through line 11 on page 49, inclusive.

On page 50, in line 25, after “terminology” insert “or cross-references”; and strike beginning with the second comma in line 28 down through “(f)(1)” in line 29 and substitute “:

(a) (1) Notwithstanding § 2.5-203”;

strike beginning with the second “the” in line 29 down through “appointed” in line 30 and substitute “and except as provided in paragraph (2) of this subsection, the first four”; strike beginning with “Board” in line 30 down through “2021” in line 35 and substitute “Maryland

Economic Development Commission whose terms expire after the effective date of this Act shall become the members appointed by the President of the Senate of Maryland and the Speaker of the House of Delegates.

(2) If there are fewer than 25 voting members appointed to the Commission on the effective date of this Act, the President of the Senate of Maryland and the Speaker of the House of Delegates shall appoint the number of voting members needed to reach 25 voting members of the Commission, not to exceed four total appointments.

(b) The President of the Senate of Maryland and the Speaker of the House of Delegates shall alternate appointing the first four voting members”.

AMENDMENT NO. 10

On page 40, in line 10, after “Secretary” insert “**OR THE SECRETARY’S DESIGNEE**”; and in line 11, after “**DEPARTMENT**” insert “**OR THE EXECUTIVE DIRECTOR’S DESIGNEE**”.

AMENDMENT NO. 11

On page 41, in line 14, after “(b)” insert “**(1) THE ATTORNEY GENERAL SHALL ASSIGN TO THE CORPORATION ASSISTANT ATTORNEYS GENERAL.**”

(2) THE ATTORNEY GENERAL SHALL DESIGNATE ONE ASSISTANT ATTORNEY GENERAL AS GENERAL COUNSEL TO THE CORPORATION.

(3) (1) THE GENERAL COUNSEL TO THE CORPORATION SHALL:

1. ADVISE THE EXECUTIVE DIRECTOR, BOARD OF DIRECTORS, AND ANY OTHER OFFICIAL OF THE CORPORATION AS REQUESTED BY THE CORPORATION;

2. SUPERVISE THE OTHER ASSISTANT ATTORNEYS GENERAL ASSIGNED TO THE CORPORATION; AND

3. PERFORM FOR THE CORPORATION OTHER DUTIES THE ATTORNEY GENERAL ASSIGNS.

(II) THE GENERAL COUNSEL MAY NOT PROVIDE ANY OTHER ASSISTANCE NOT SPECIFIED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH.

(C)”;

and in line 19, before “necessary” insert “**ADDITIONAL**”.

On page 49, before line 12, insert:

“Article – State Finance and Procurement

6–226.

(a) (2) (i) Notwithstanding any other provision of law, and unless inconsistent with a federal law, grant agreement, or other federal requirement or with the terms of a gift or settlement agreement, net interest on all State money allocated by the State Treasurer under this section to special funds or accounts, and otherwise entitled to receive interest earnings, as accounted for by the Comptroller, shall accrue to the General Fund of the State.

(ii) The provisions of subparagraph (i) of this paragraph do not apply to the following funds:

81. the Cybersecurity Investment Fund; [and]

82. the Northeastern Maryland Additive Manufacturing Innovation Authority Fund; AND

83. THE ECONOMIC DEVELOPMENT MARKETING FUND.”.

AMENDMENT NO. 12

On page 49, after line 19, insert:

“SUBTITLE 31. COMMERCE SUBCABINET.

9–3101.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) "SECRETARY" MEANS THE SECRETARY OF COMMERCE.

(C) "SUBCABINET" MEANS THE COMMERCE SUBCABINET.

9-3102.

(A) THERE IS A COMMERCE SUBCABINET.

(B) THE SUBCABINET IS COMPOSED OF THE FOLLOWING MEMBERS:

(1) THE SECRETARY, OR THE SECRETARY'S DESIGNEE;

(2) THE SECRETARY OF TRANSPORTATION, OR THE SECRETARY'S DESIGNEE;

(3) THE SECRETARY OF LABOR, LICENSING, AND REGULATION, OR THE SECRETARY'S DESIGNEE;

(4) THE SECRETARY OF ENVIRONMENT, OR THE SECRETARY'S DESIGNEE;

(5) THE SECRETARY OF HOUSING AND COMMUNITY DEVELOPMENT, OR THE SECRETARY'S DESIGNEE;

(6) THE SECRETARY OF PLANNING, OR THE SECRETARY'S DESIGNEE;
AND

(7) THE SPECIAL SECRETARY OF MINORITY AFFAIRS, OR THE SPECIAL SECRETARY'S DESIGNEE.

9-3103.

THE SUBCABINET SHALL:

(1) ADVISE THE GOVERNOR ON PROPOSALS TO ENHANCE THE STATE’S BUSINESS CLIMATE;

(2) GATHER INFORMATION THE SUBCABINET CONSIDERS NECESSARY TO PROMOTE THE GOALS OF THE SUBCABINET;

(3) COLLABORATE TO FACILITATE AND EXPEDITE CRITICAL ECONOMIC DEVELOPMENT PROJECTS IN THE STATE; AND

(4) PROVIDE OTHER ASSISTANCE THAT MAY BE REQUIRED TO FURTHER THE GOALS OF THE SUBCABINET AND ENHANCE THE STATE’S BUSINESS CLIMATE.

9-3104.

(A) THE SECRETARY SHALL:

(1) CHAIR THE SUBCABINET;

(2) CONVENE THE MEETINGS OF THE SUBCABINET; AND

(3) BE RESPONSIBLE FOR THE OVERSIGHT, DIRECTION, AND ACCOUNTABILITY OF THE WORK OF THE SUBCABINET.

(B) THE OFFICE OF THE SECRETARY OF COMMERCE SHALL PROVIDE THE PRIMARY STAFF SUPPORT FOR THE SUBCABINET.

(C) THE SUBCABINET SHALL MEET EACH MONTH.”.

The preceding 12 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Kittleman moved to make the Bill a Special Order for next session.

The motion was adopted.

COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #8

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 554 – Delegate Beitzel

AN ACT concerning

Nonresident Senior Hunting License – Establishment

HB0554/450111/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 554

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute “Natural Resources – Nonresident Senior and Junior Hunting Licenses”; in line 4, strike “who owns a certain amount of land in the State”; in line 6, after “license;” insert “altering the fee for a nonresident junior hunting license; requiring the Department of Natural Resources to submit a certain report to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act;”; in lines 6 and 7, strike “the establishment of a”; in line 7, after “senior” insert “and junior”; and in the same line, strike “license” and substitute “licenses”.

AMENDMENT NO. 2

On page 2, in line 19, strike “(I)”; in the same line, after “Residents” insert “AND NONRESIDENTS”; strike in their entirety lines 21 through 23, inclusive; and in line 32, strike “\$ 65.00” and substitute “\$ 32.50”.

AMENDMENT NO. 3

On page 3, in line 14, after “That” insert “on or before December 31, 2017, the Department of Natural Resources shall submit a report to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly, describing:”

(1) the number of nonresident junior hunting licenses and nonresident regular hunting licenses issued by the Department for license years 2013–2014 through 2016–2017;

(2) the number of nonresident senior hunting licenses issued by the Department for license years 2015–2016 and 2016–2017; and

(3) an estimate of any economic benefits to the State attributable to any increase in the issuance of nonresident hunting licenses, including increased business activity and tax receipts.

SECTION 3. AND BE IT FURTHER ENACTED, That”;

in line 15, strike “October” and substitute “July”; and in the same line, after “2015.” insert “It shall remain effective for a period of 3 years and, at the end of June 30, 2018, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 649 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Clean Water Program – Report
PG 404–15**

Favorable report adopted.

Delegate Barkley moved to make the Bill a Special Order for next session.

The motion was adopted.

Delegate Barve, Chair, for the Committee on Environment and Transportation and Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 936 – Delegate Jones

AN ACT concerning

**Public-Private Partnership Agreements – Construction Contracts –
Performance Security Requirements****HB0936/530417/2**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 936
(First Reading File Bill)AMENDMENT NO. 1

On page 1, in line 3, strike “Performance”; in line 4, strike “requiring” and substitute “clarifying the value on which requirements for the amount of the payment security and certain performance security shall be based in”; strike beginning with “to” in line 5 down through “elements” in line 7.

AMENDMENT NO. 2

On page 2, in line 17, after “performance” insert “SECURITY”; in line 19, after “that” insert “:

(I);

in the same line, strike “**PERFORMANCE AND**”; strike beginning with the second comma in line 20 down through “**AND**” in line 21 and substitute “**;AND**”

(II) REQUIREMENTS FOR THE AMOUNT OF THE;

in line 21, after “security” insert “**AND ANY PERFORMANCE SECURITY IN THE FORM OF A PERFORMANCE BOND FOR A CONSTRUCTION CONTRACT**”; in the same line, strike “established” and substitute “**BASED**”; and in line 22, after the first “the” insert “**RESPECTIVE**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 1074 – Delegates Kipke, Adams, Afzali, Anderton, Angel, Arentz, Bromwell, Carey, Carozza, Cassilly, Cluster, Hornberger, Jacobs, Kittleman, Krebs, Mautz, McComas, McDonough, McKay, McMillan, Metzgar, W. Miller, O'Donnell, Parrott, Shoemaker, Szeliga, and B. Wilson

AN ACT concerning

Complimentary Hunting License for Former Prisoners of War or Disabled Veterans – Reciprocity

HB1074/730814/1

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 1074

(First Reading File Bill)

On page 1, in the sponsor line, after “Parrott,” insert “Reilly.”

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 ENVIRONMENT AND TRANSPORTATION REPORT #9

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 235 – Delegates Reznik, Smith, and Fraser-Hidalgo

AN ACT concerning

Vehicle Laws – Manufacturers and Distributors – Sale of Electric or Nonfossil-Fuel Burning Vehicles

HB0235/770116/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 235

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “and if” and substitute a comma; in line 7, after “distributor” insert “, and the manufacturer or distributor does not have a certain relationship with another manufacturer or distributor licensed as a dealer under this Act; limiting the number of licenses that may be issued under this Act; establishing that a certain license may only be issued for a dealership located in Montgomery County; requiring the Motor Vehicle Administration to adopt regulations to implement this Act”; strike beginning with “authorizing” in line 7 down through “factors;” in line 9; after line 11, insert:

“BY repealing and reenacting, without amendments,

Article – Transportation

Section 15–302(a)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)”;

and strike in their entirety lines 17 through 21, inclusive.

AMENDMENT NO. 2

On page 1, after line 24, insert:

“15–302.

(a) A person may not conduct the business of a dealer unless the person is licensed by the Administration under this subtitle.”.

AMENDMENT NO. 3

On page 3, in line 11, after “(2)” insert “(I)”; in the same line, after “SECTION” insert “AND SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH”; in lines 13 and 15, strike “(I)” and “(II)”, respectively, and substitute “1.” and “2.”, respectively; in line 14, strike “AND”; in line 16, after “DISTRIBUTOR” insert “;

3. THE MANUFACTURER OR DISTRIBUTOR, OR A SUBSIDIARY, AN AFFILIATE, OR A CONTROLLED ENTITY OF THE MANUFACTURER OR DISTRIBUTOR, DOES NOT HOLD A CONTROLLING INTEREST IN ANOTHER

MANUFACTURER OR DISTRIBUTOR, OR A SUBSIDIARY, AN AFFILIATE, OR A CONTROLLED ENTITY OF THE OTHER MANUFACTURER OR DISTRIBUTOR, THAT IS LICENSED AS A DEALER UNDER THIS PARAGRAPH; AND

4. NO OTHER MANUFACTURER OR DISTRIBUTOR, OR SUBSIDIARY, AFFILIATE, OR CONTROLLED ENTITY OF THE OTHER MANUFACTURER OR DISTRIBUTOR, THAT IS LICENSED AS A DEALER UNDER THIS PARAGRAPH, HOLDS A CONTROLLING INTEREST IN THE MANUFACTURER OR DISTRIBUTOR, OR A SUBSIDIARY, AN AFFILIATE, OR A CONTROLLED ENTITY OF THE MANUFACTURER OR DISTRIBUTOR”;

after line 16, insert:

“(II) 1. SUBJECT TO SUBSUBPARAGRAPH 2 OF THIS SUBPARAGRAPH, NO MORE THAN TWO LICENSES MAY BE ISSUED UNDER THIS PARAGRAPH.

2. ONE LICENSE ISSUED UNDER THIS PARAGRAPH MAY ONLY BE ISSUED FOR A DEALERSHIP LOCATED IN MONTGOMERY COUNTY.

(III) THE ADMINISTRATION SHALL ADOPT REGULATIONS TO IMPLEMENT THIS PARAGRAPH.”;

and strike in their entirety lines 20 through 31, inclusive.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 288 – Delegate Lafferty

AN ACT concerning

Vehicle Laws – Regulation of Parking – Jurisdiction

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 292 – Delegate Lafferty

AN ACT concerning

Baltimore County – Regulation of Parking on York Road

HB0292/680516/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 292

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Lafferty” and substitute “Baltimore County Delegation”; and in line 4, after “on” insert “a certain portion of”.

AMENDMENT NO. 2

On page 2, in line 2, after “ON” insert “THE PORTION OF”; in line 3, after the first “COUNTY” insert “THAT IS SOUTH OF INTERSTATE HIGHWAY 695”; in line 7, strike “THIS” and substitute “1. EXCEPT AS PROVIDED IN SUBSUBPARAGRAPH 2 OF THIS SUBPARAGRAPH, THIS”; and after line 9, insert:

“2. THIS PARAGRAPH DOES NOT APPLY TO A TEMPORARY TRAFFIC CONTROL DEVICE PLACED BY THE COUNTY ON YORK ROAD TO ADDRESS AN EMERGENCY SITUATION.”

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 524 – Delegates McMillan, Hornberger, and O’Donnell

AN ACT concerning

Vehicle Laws – Single Registration Plate – Class L (Historic) Vehicles and Class N (Street Rod) Vehicles**HB0524/260119/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 524

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 3, strike “and Class N (Street Rod) Vehicles”; in line 4, strike “a” and substitute “certain”; in line 5, strike “vehicle or Class N (street rod) vehicle” and substitute “vehicles”; in line 10, strike “and 13–936.1”; and after line 12, insert:

“BY repealing and reenacting, without amendments,

Article – Transportation

Section 13–936(c) and (i)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 1, in line 20, before “**CLASS**” insert “**OR**”; and in line 21, strike “, **OR CLASS N (STREET ROD) VEHICLE**” and substitute “**THAT IS REGISTERED UNDER § 13–936(I) OF THIS TITLE**”.

AMENDMENT NO. 3

On page 2, after line 2, insert:

“13–936.

(c) If registered with the Administration under this section, every historic motor vehicle is a Class L (historic) vehicle.

(i) (1) For a motor vehicle manufactured at least 60 years prior to the current model year, there is a onetime registration fee of \$50.00.

(2) Registration of a motor vehicle manufactured under this subsection is not transferable to a subsequent owner.”;

and strike in their entirety lines 3 through 27, inclusive.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 846 – Delegates Vogt, K. Young, Angel, Brooks, Carozza, Folden, Frush, Jackson, Jacobs, Lam, Smith, Szeliga, A. Washington, C. Wilson, and P. Young

AN ACT concerning

**Motor Vehicle Administration – Commercial Driver’s License – Program for Veterans and Service Members
(Troops to Trucks)**

HB0846/440715/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 846

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike “and find employment”; in line 9, after “participants” insert “and coordinate and consult with certain entities to explore the feasibility of providing a commercial driver’s license training course on military bases in the State”; and in the same line, strike “requiring” and substitute “authorizing”.

AMENDMENT NO. 2

On page 2, in lines 15 and 16, strike “AND FIND EMPLOYMENT”; in line 17, strike “WAIVE” and substitute “:

(1) WAIVE”;

in line 20, strike “49 C.F.R. § 383.77” and substitute “FEDERAL LAW; AND”

(2) COORDINATE AND CONSULT WITH MILITARY BASES THROUGHOUT THE STATE, COMMUNITY COLLEGES THAT OFFER COMMERCIAL DRIVER’S LICENSE TRAINING COURSES, THE MARYLAND MOTOR TRUCK ASSOCIATION, INC., AND ANY OTHER PARTY THAT THE ADMINISTRATION DETERMINES IS APPROPRIATE TO EXPLORE THE FEASIBILITY OF PROVIDING A COMMERCIAL DRIVER’S LICENSE TRAINING COURSE ON MILITARY BASES IN THE STATE”;

and in line 21, strike “SHALL” and substitute “MAY”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 913 – Delegate Hixson

AN ACT concerning

Transportation – Highway User Revenues – Local Government Reporting – Revisions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 917 – Delegates Kramer, Anderton, Barkley, Beidle, Beitzel, Bromwell, Carey, Cassilly, Cullison, Fisher, Fraser–Hidalgo, Frush, Glass, Glenn, Grammer, S. Howard, Impallaria, Jacobs, Kipke, Kittleman, Lafferty, Mautz, McConkey, O’Donnell, Oaks, Pena–Melnik, Reilly, B. Robinson, S. Robinson, Szeliga, Valderrama, Vitale, and B. Wilson

AN ACT concerning

Motor Vehicles – Checkpoints – Prohibition on Targeting Motorcycles

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON JUDICIARY REPORT #8

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 121 – Delegates Anderson, Vallario, Carter, Conaway, Jalisi, Kittleman, Lierman, Luedtke, Moon, Morales, Oaks, B. Robinson, Rosenberg, Smith, Sydnor, and M. Washington

AN ACT concerning

Criminal Procedure – Drug-Related Offenses – Repeal of Mandatory Minimum Sentences

HB0121/572911/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 121

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 7 down through “date;” in line 10; and strike beginning with “repealing” in line 11 down through “offenses;” in line 12.

On pages 1 and 2, strike in their entirety the lines beginning with line 24 on page 1 through line 2 on page 2, inclusive.

AMENDMENT NO. 2

On page 4, strike in their entirety lines 1 through 17, inclusive.

On pages 6 and 7, strike in their entirety the lines beginning with line 28 on page 6 through line 10 on page 7, inclusive.

On pages 9 through 11, strike in their entirety the lines beginning with line 30 on page 9 through line 10 on page 11, inclusive.

AMENDMENT NO. 3

On page 5, in line 11, strike “**25**” and substitute “**30**”.

AMENDMENT NO. 4

On page 3, in line 23, strike the bracket; in the same line, after “who” insert “**IS CONVICTED UNDER SUBSECTION (A) OF THIS SECTION FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE AND**”; in line 24, after “section” insert “**FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE**”; and in line 28, strike the bracket and substitute:

“(C)”.

On page 4, in lines 23, 28, 30, and 32, in each instance, strike the brackets; in line 23, strike “A” and substitute “**EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A**”; and in lines 28, 30, and 32, strike “(1)”, “(2)”, and “(3)”, respectively.

On page 5, in line 1, strike the bracket; in the same line, after “(2)” insert “**(I) A PERSON WHO IS CONVICTED UNDER SUBSECTION (A) OF THIS SECTION OR OF CONSPIRACY TO COMMIT A CRIME INCLUDED UNDER SUBSECTION (A) OF THIS SECTION FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE SHALL BE SENTENCED TO IMPRISONMENT FOR NOT LESS THAN 10 YEARS AND IS SUBJECT TO A FINE NOT EXCEEDING \$100,000 IF THE PERSON PREVIOUSLY HAS BEEN CONVICTED ONCE:**

1. UNDER SUBSECTION (A) OF THIS SECTION OR § 5-609 OF THIS SUBTITLE FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE;

2. OF CONSPIRACY TO COMMIT A CRIME INCLUDED IN SUBSECTION (A) OF THIS SECTION OR § 5-609 OF THIS SUBTITLE FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE; OR

3. OF A CRIME UNDER THE LAWS OF ANOTHER STATE OR THE UNITED STATES THAT WOULD BE A CRIME INCLUDED IN SUBSECTION (A) OF THIS SECTION OR § 5-609 OF THIS SUBTITLE FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE IF COMMITTED IN THIS STATE.

(II) 1.”;

in line 3, strike “(3)” and substitute “**2.**”; in line 5, before “(4)” insert an opening bracket; in line 8, strike “A” and substitute “**EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS**

SUBSECTION, A"; in line 32, after "(2)" insert "(I) A PERSON WHO IS CONVICTED UNDER SUBSECTION (A) OF THIS SECTION OR OF CONSPIRACY TO COMMIT A CRIME INCLUDED IN SUBSECTION (A) OF THIS SECTION FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE SHALL BE SENTENCED TO IMPRISONMENT FOR NOT LESS THAN 25 YEARS AND IS SUBJECT TO A FINE NOT EXCEEDING \$100,000 IF THE PERSON PREVIOUSLY:

1. HAS SERVED AT LEAST ONE TERM OF CONFINEMENT OF AT LEAST 180 DAYS IN A CORRECTIONAL INSTITUTION AS A RESULT OF A CONVICTION:

A. UNDER SUBSECTION (A) OF THIS SECTION OR § 5-609 OR § 5-614 OF THIS SUBTITLE FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE;

B. OF CONSPIRACY TO COMMIT A CRIME INCLUDED IN SUBSECTION (A) OF THIS SECTION OR § 5-609 OF THIS SUBTITLE FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE; OR

C. OF A CRIME UNDER THE LAWS OF ANOTHER STATE OR THE UNITED STATES THAT WOULD BE A CRIME INCLUDED IN SUBSECTION (A) OF THIS SECTION OR § 5-609 OF THIS SUBTITLE FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE IF COMMITTED IN THIS STATE; AND

2. HAS BEEN CONVICTED TWICE, IF THE CONVICTIONS ARISE FROM SEPARATE OCCASIONS:

A. UNDER SUBSECTION (A) OF THIS SECTION OR § 5-609 FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE;

B. OF CONSPIRACY TO COMMIT A CRIME INCLUDED IN SUBSECTION (A) OF THIS SECTION OR § 5-609 OF THIS SUBTITLE FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE;

C. OF A CRIME UNDER THE LAWS OF ANOTHER STATE OR THE UNITED STATES THAT WOULD BE A CRIME INCLUDED IN SUBSECTION (A) OF

THIS SECTION OR § 5–609 OF THIS SUBTITLE FOR A VIOLATION OF § 5–603 OF THIS SUBTITLE IF COMMITTED IN THIS STATE; OR

D. ANY COMBINATION OF THESE CRIMES.

(II) 1.;

and in the same line, strike the bracket.

On page 6, in lines 1 and 3, strike “(3)” and “(4)”, respectively, and substitute “**2.**” and “**(3)**”, respectively; in lines 3, 5, 11, 13, 15, 18, 19, and 22, in each instance, strike the bracket; in line 5, strike “A” and substitute “**EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A**”; in lines 11, 13, 15, and 18, strike “(1)”, “(2)”, “(3)”, and “(4)”, respectively; in line 19, after “(2)” insert “**(I) A PERSON WHO IS CONVICTED UNDER SUBSECTION (A) OF THIS SECTION OR OF CONSPIRACY TO COMMIT A CRIME INCLUDED IN SUBSECTION (A) OF THIS SECTION FOR A VIOLATION OF § 5–603 OF THIS SUBTITLE SHALL BE SENTENCED TO IMPRISONMENT FOR NOT LESS THAN 40 YEARS AND IS SUBJECT TO A FINE NOT EXCEEDING \$100,000 IF THE PERSON PREVIOUSLY HAS SERVED THREE OR MORE SEPARATE TERMS OF CONFINEMENT AS A RESULT OF THREE OR MORE SEPARATE CONVICTIONS:**

1. UNDER SUBSECTION (A) OF THIS SECTION OR § 5–609 OF THIS SUBTITLE FOR A VIOLATION OF § 5–603 OF THIS SUBTITLE;

2. OF CONSPIRACY TO COMMIT A CRIME INCLUDED IN SUBSECTION (A) OF THIS SECTION OR § 5–609 OF THIS SUBTITLE FOR A VIOLATION OF § 5–603 OF THIS SUBTITLE;

3. OF A CRIME UNDER THE LAWS OF ANOTHER STATE OR THE UNITED STATES THAT WOULD BE A CRIME INCLUDED IN SUBSECTION (A) OF THIS SECTION OR § 5–609 OF THIS SUBTITLE FOR A VIOLATION OF § 5–603 OF THIS SUBTITLE IF COMMITTED IN THIS STATE; OR

4. OF ANY COMBINATION OF THESE CRIMES.

(II) 1.;

and in line 21, strike “(3)” and substitute “2.”.

On page 7, in line 25, strike the brackets; and in the same line, strike “A” and substitute “EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A”.

On page 8, in lines 1, 3, 5, 8, and 9, in each instance, strike the bracket; in lines 1, 3, 5, and 8, strike “(1)”, “(2)”, “(3)”, and “(4)”, respectively; in line 9, after “(2)” insert “(I)

A PERSON WHO IS CONVICTED UNDER SUBSECTION (A) OF THIS SECTION OR OF CONSPIRACY TO COMMIT A CRIME INCLUDED IN SUBSECTION (A) OF THIS SECTION FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE SHALL BE SENTENCED TO IMPRISONMENT FOR NOT LESS THAN 10 YEARS AND IS SUBJECT TO A FINE NOT EXCEEDING \$100,000 IF THE PERSON PREVIOUSLY HAS BEEN CONVICTED ONCE:

1. UNDER SUBSECTION (A) OF THIS SECTION OR § 5-608 OF THIS SUBTITLE FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE;

2. OF CONSPIRACY TO COMMIT A CRIME INCLUDED IN SUBSECTION (A) OF THIS SECTION OR § 5-608 OF THIS SUBTITLE FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE;

3. OF A CRIME UNDER THE LAWS OF ANOTHER STATE OR THE UNITED STATES THAT WOULD BE A CRIME INCLUDED IN SUBSECTION (A) OF THIS SECTION OR § 5-608 OF THIS SUBTITLE FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE IF COMMITTED IN THIS STATE; OR

4. OF ANY COMBINATION OF THESE CRIMES.

(II) 1.”;

in line 11, strike “(3)” and substitute “2.”; in line 13, before “(4)” insert an opening bracket; and in line 16, strike “A” and substitute “EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A”.

On page 9, in line 1, after “(2)” insert “(I) A PERSON WHO IS CONVICTED UNDER SUBSECTION (A) OF THIS SECTION OR OF CONSPIRACY TO COMMIT A CRIME INCLUDED IN SUBSECTION (A) OF THIS SECTION FOR A VIOLATION OF § 5-603 OF

THIS SUBTITLE SHALL BE SENTENCED TO IMPRISONMENT FOR NOT LESS THAN 25 YEARS AND IS SUBJECT TO A FINE NOT EXCEEDING \$100,000 IF THE PERSON PREVIOUSLY:

1. HAS SERVED AT LEAST ONE TERM OF CONFINEMENT OF AT LEAST 180 DAYS IN A CORRECTIONAL INSTITUTION AS A RESULT OF A CONVICTION UNDER SUBSECTION (A) OF THIS SECTION, § 5-608 OF THIS SUBTITLE, OR § 5-614 OF THIS SUBTITLE FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE; AND

2. IF THE CONVICTIONS DO NOT ARISE FROM A SINGLE INCIDENT, HAS BEEN CONVICTED TWICE:

A. UNDER SUBSECTION (A) OF THIS SECTION OR § 5-608 OF THIS SUBTITLE FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE;

B. OF CONSPIRACY TO COMMIT A CRIME INCLUDED IN SUBSECTION (A) OF THIS SECTION OR § 5-608 OF THIS SUBTITLE FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE;

C. OF A CRIME UNDER THE LAWS OF ANOTHER STATE OR THE UNITED STATES THAT WOULD BE A CRIME INCLUDED IN SUBSECTION (A) OF THIS SECTION OR § 5-608 OF THIS SUBTITLE FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE IF COMMITTED IN THIS STATE; OR

D. OF ANY COMBINATION OF THESE CRIMES.

(II) 1.”;

in lines 1, 5, 7, 13, 15, 17, 20, 21, and 24, in each instance, strike the bracket; in lines 3 and 5, strike “(3)” and “(4)”, respectively, and substitute “2.” and “(3)”, respectively; in line 7, strike “A” and substitute “EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A”; in lines 13, 15, 17, and 20, strike “(1)”, “(2)”, “(3)”, and “(4)”, respectively; in line 21, after “(2)” insert “(I) A PERSON WHO IS CONVICTED UNDER SUBSECTION (A) OF THIS SECTION OR OF CONSPIRACY TO COMMIT A CRIME UNDER SUBSECTION (A) OF THIS SECTION FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE SHALL BE SENTENCED TO IMPRISONMENT FOR NOT LESS THAN 40 YEARS AND IS

SUBJECT TO A FINE NOT EXCEEDING \$100,000 IF THE PERSON PREVIOUSLY HAS SERVED THREE SEPARATE TERMS OF CONFINEMENT AS A RESULT OF THREE SEPARATE CONVICTIONS:

1. UNDER SUBSECTION (A) OF THIS SECTION OR § 5-608 OF THIS SUBTITLE FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE;

2. OF CONSPIRACY TO COMMIT A CRIME INCLUDED IN SUBSECTION (A) OF THIS SECTION OR § 5-608 OF THIS SUBTITLE FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE;

3. OF A CRIME UNDER THE LAWS OF ANOTHER STATE OR THE UNITED STATES THAT WOULD BE A CRIME INCLUDED IN SUBSECTION (A) OF THIS SECTION OR § 5-608 OF THIS SUBTITLE FOR A VIOLATION OF § 5-603 OF THIS SUBTITLE IF COMMITTED IN THIS STATE; OR

4. OF ANY COMBINATION OF THESE CRIMES.

(II) 1.”;

and in line 23, strike “(3)” and substitute “2.”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate O’Donnell moved to make the Bill a Special Order for Friday.

The motion was adopted.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 189 – Delegates Cluster, Szeliga, Fisher, Folden, Ghrist, S. Howard, Jacobs, Krebs, W. Miller, and Ready

AN ACT concerning

Public Safety – Handgun Permit Background Investigation – Armored Car Company Employees

HB0189/302817/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 189

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “in” in line 5 down through “Services” in line 7 and substitute “for a certain purpose”.

AMENDMENT NO. 2

On page 2, strike beginning with “IN” in line 21 down through “SECTION” in line 22 and substitute “TO MEET THE REQUIREMENTS OF THIS SECTION”; strike beginning with the colon in line 22 down through “(1)” in line 23; and strike beginning with the semicolon in line 24 down through “INVESTIGATION” in line 27.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 222 – Delegates Dumais, Carr, Clippinger, Cullison, Fraser–Hidalgo, Frick, Frush, Gilchrist, Gutierrez, Hammen, Kelly, Korman, Kramer, Lisanti, Luedtke, McIntosh, A. Miller, Morales, Platt, Reznik, Shoemaker, Valentino–Smith, B. Wilson, and Zucker

AN ACT concerning

Criminal Law – Distribution of Heroin or Fentanyl Resulting in Death

HB0222/172711/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 222

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 11 down through “sentence” in line 12 and substitute “establishing that certain actions do not constitute distribution for a certain purpose”.

AMENDMENT NO. 2

On page 2, strike beginning with “A” in line 15 down through “SECTION” in line 17 and substitute “**FOR THE PURPOSES OF THIS SECTION, THE SHARING OF HEROIN OR FENTANYL WITHOUT REMUNERATION OR THE EXCHANGE OF GOODS OR SERVICES DOES NOT CONSTITUTE DISTRIBUTION**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0222/863025/1

BY: Delegate Dumais

AMENDMENT TO HOUSE BILL 222

(First Reading File Bill)

On page 2, in line 1, strike “A” and substitute “**EXCEPT AS OTHERWISE PROVIDED IN THIS TITLE, A**”.

The preceding amendment was read and adopted.

Delegate M. Washington moved to make the Bill a Special Order for Friday.

The motion was adopted.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 225 – Delegates Dumais, Anderson, Angel, Atterbeary, Hettleman, Jalisi, Kittleman, McComas, Moon, Morales, Rosenberg, Smith, Valentino–Smith, Waldstreicher, and B. Wilson

AN ACT concerning

Domestic Violence – Additional Relief

HB0225/112414/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 225

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and B. Wilson” and substitute “B. Wilson, and Glass”.

AMENDMENT NO. 2

On page 1, strike beginning with “an” in line 3 down through “and” in line 6; in line 7, after “appropriate” insert “to protect a person eligible for relief from abuse”; in line 10, strike “4–504.1(b), 4–505(a)(1), and”; and in line 15, strike “4–504.1(c), 4–505(a)(2), and”.

AMENDMENT NO. 3

On pages 1 through 4, strike in their entirety the lines beginning with line 21 on page 1 through line 10 on page 4, inclusive.

On page 5, in line 33, after “APPROPRIATE” insert “TO PROTECT A PERSON ELIGIBLE FOR RELIEF FROM ABUSE”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 455 – Delegates Parrott, Bromwell, Cluster, Kittleman, Moon, Valentino–Smith, and B. Wilson

AN ACT concerning

Agreements to Defend or Pay the Cost of Defense – Void

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 505 – Delegates Kramer, Atterbeary, Barkley, Dumais, Fraser–Hidalgo, Kaiser, McComas, and Platt

AN ACT concerning

Public Safety – Law Enforcement – K–9 Law Enforcement Officers Act

HB0505/362419/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 505

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “work” insert “under certain circumstances”; in the same line, strike “expenses up to a certain amount annually” and substitute “treatment; specifying that the reimbursement may not exceed a certain amount of money”; in line 7, strike “to be held” and substitute “; requiring certain State law enforcement agencies to hold the donations”; and in line 9, strike “and maintain a” and substitute “a separate”.

AMENDMENT NO. 2

On page 2, in line 14, after “WHO” insert “, UNDER A WRITTEN AGREEMENT WITH THE LAW ENFORCEMENT AGENCY,”; in the same line, after “DOG” insert “ON OR AFTER OCTOBER 1, 2015,”; in the same line, after “FOR” insert “REASONABLE AND NECESSARY”; in the same line, strike “EXPENSES ATTRIBUTABLE” and substitute “TREATMENT PROVIDED”; in line 17, strike “THOSE” and substitute “USUAL AND CUSTOMARY”; in the same line, strike “EXPENSES THAT ARE” and substitute “TREATMENT THAT IS NOT ATTRIBUTABLE TO ABUSE OR NEGLECT OF THE DOG AND IS”; and in line 19, after “YEAR” insert “AND \$10,000 OVER THE LIFE OF THE DOG”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #8

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 298 – Delegates Kaiser, Aumann, B. Barnes, Carr, Chang, Cullison, Ebersole, Fraser-Hidalgo, Frush, Ghrist, Glenn, Gutierrez, Hayes, Haynes, Healey, Hixson, Jackson, Jones, Krebs, Lafferty, Lam, Lierman, McComas, McCray, McDonough, McIntosh, Moon, Morhaim, Pendergrass, Rosenberg, Sample-Hughes, Simonaire, Sophocleus, Tarlau, Turner, Valderrama, Valentino-Smith, Waldstreicher, Walker, A. Washington, M. Washington, B. Wilson, C. Wilson, P. Young, and Zucker

AN ACT concerning

Education – Student Data Privacy Act of 2015

HB0298/765560/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 298

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, Barron, C. Howard, Patterson, Afzali, D. Barnes, Buckel, Fennell, Hornberger, Luedtke, Metzgar, Platt, Reilly, and Shoemaker”.

AMENDMENT NO. 2

On page 5, in line 15, after “IS” insert “MADE ONLY”; in the same line, after “**PREK-12**” insert “SCHOOL”; in line 19, strike “SUBSECTION” and substitute “SUBSECTIONS”; and in the same line, after “(C)” insert “AND (D)(1)”.

AMENDMENT NO. 3

On page 7, after line 3, insert:

“(H) THIS SECTION MAY NOT BE CONSTRUED TO PROHIBIT A NONPROFIT WEB SITE, MOBILE APPLICATION, OR ONLINE SERVICE FROM USING OR DISCLOSING A STUDENT’S COVERED INFORMATION ONLY FOR THE PURPOSE OF CONDUCTING A COLLEGE- OR CAREER-READINESS ASSESSMENT IF THE NONPROFIT WEB SITE, MOBILE APPLICATION, OR ONLINE SERVICE:

(1) GAVE CLEAR AND CONSPICUOUS NOTICE OF THE USE OR DISCLOSURE OF THE STUDENT’S COVERED INFORMATION TO THE STUDENT OR THE STUDENT’S PARENT OR GUARDIAN; AND

(2) OBTAINED THE AFFIRMATIVE CONSENT OF THE STUDENT OR THE STUDENT’S PARENT OR GUARDIAN TO USE OR DISCLOSE THE STUDENT’S COVERED INFORMATION.”;

and in lines 4, 8, 11, 17, 21, and 25, strike “(H)”, “(I)”, “(J)”, “(K)”, “(L)”, and “(M)”, respectively, and substitute “(I)”, “(J)”, “(K)”, “(L)”, “(M)”, and “(N)”, respectively.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #9

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 180 – Delegates Turner, Atterbeary, Barve, Carozza, Ebersole, Hixson, C. Howard, Kaiser, Luedtke, A. Miller, Platt, A. Washington, and M. Washington

AN ACT concerning

Video Lottery Terminal Revenues – Purse Dedication Account – Standardbred Racetrack Operating Assistance

HB0180/275068/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 180

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “Operating” insert “Loss”; in line 4, strike “extending through” and substitute “providing for”; and in lines 6 and 9, in each instance, after “operating” insert “loss”.

AMENDMENT NO. 2

On page 2, in lines 19 and 25, in each instance, strike “operating assistance” and substitute “FINANCIAL ASSISTANCE FOR OPERATING LOSSES, IN ACCORDANCE WITH GENERALLY ACCEPTED ACCOUNTING PRINCIPLES,”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 1114 – Chair, Ways and Means Committee (By Request – Departmental – Lottery and Gaming Control Agency)

AN ACT concerning

State Lottery and Gaming Control Agency – Raffles – Authorized

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 1115 – Chair, Ways and Means Committee (By Request – Departmental – Lottery and Gaming Control Agency)

AN ACT concerning

Gaming – Video Lottery Employee – Temporary License

HB1115/755567/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1115
(First Reading File Bill)

On page 3, in line 17, strike “October” and substitute “July”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 1160 – Delegate Luedtke

AN ACT concerning

State Racing Commission – Employees of Licensees – Repeal of Citizenship Requirement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 1176 – Delegates Knotts and Luedtke

AN ACT concerning

Harness Racing – Purses – Deductions Paid to an Organization

HB1176/465666/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1176

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “requiring that” and substitute “authorizing”; in line 4, after “trainers” insert “to”; in the same line, strike “set” and substitute “deduct”; in the same line, strike “to be deducted”; and in line 5, strike “and paid to a certain organization” and substitute “to be used for its operations under certain circumstances; requiring a certain organization to obtain State Racing Commission approval prior to making certain expenditures; providing that certain expenditures may not be considered eligible”

expenditures; requiring a certain organization to submit certain financial statements to the State Racing Commission”.

AMENDMENT NO. 2

On page 1, in line 18, strike “**THE**” and substitute “**(1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE**”; strike beginning with “**SHALL**” in line 19 down through “**ORGANIZATION**” in line 21 and substitute “**MAY DEDUCT AN AMOUNT FROM ALL OPEN PURSES TO BE USED FOR ITS OPERATIONS, IN ADDITION TO ANY AMOUNT TO BE DEDUCTED UNDER A CONTRACTUAL ARRANGEMENT WITH TRACK LICENSEES.**”

(2) THE TOTAL COMBINED AMOUNT THAT MAY BE DEDUCTED FROM ALL OPEN PURSES UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY NOT EXCEED 2% OF ALL OPEN PURSES.

(C) (1) THE ORGANIZATION THAT REPRESENTS THE MAJORITY OF THE STANDARD BRED OWNERS AND TRAINERS IN THE STATE SHALL OBTAIN APPROVAL FROM THE COMMISSION PRIOR TO THE EXPENDITURE OF ANY FUNDS RECEIVED UNDER SUBSECTION (B) OF THIS SECTION.

(2) ELIGIBLE EXPENDITURES UNDER SUBSECTION (B) OF THIS SECTION MAY NOT INCLUDE:

(I) EXTRAORDINARY INCOME AND EXPENSE-RELATED ITEMS, INCLUDING EXTRAORDINARY LITIGATION EXPENSES; OR

(II) LOBBYING FEES.

(D) ON OR BEFORE THE 90TH DAY FOLLOWING THE END OF THE ORGANIZATION’S FISCAL YEAR, THE ORGANIZATION SHALL SUBMIT TO THE COMMISSION IN THE FORM THAT THE COMMISSION REQUIRES:

(1) AN ITEMIZED STATEMENT UNDER OATH FOR THE PRECEDING FISCAL YEAR OF RECEIPTS FROM ALL SOURCES AND OF ALL DISBURSEMENTS, INCLUDING SALARIES OF ALL OFFICERS, ATTORNEY FEES, AND LOBBYING EXPENSES; AND

(2) A CERTIFIED AUDIT BY A CERTIFIED PUBLIC ACCOUNTANT OF THE FINANCIAL RECORDS OF THE ORGANIZATION FOR THE PRECEDING FISCAL YEAR

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 105 – Delegates Anderson, Barron, Branch, Carr, Carter, Conaway, Cullison, Fennell, Fraser-Hidalgo, Gilchrist, Glenn, Gutierrez, Hayes, Hixson, Jackson, Kelly, Lierman, Luedtke, McCray, McIntosh, Moon, Morales, Oaks, Platt, Reznik, B. Robinson, Rosenberg, Smith, Turner, Valderrama, Vaughn, and M. Washington

AN ACT concerning

Criminal Law – Drug Paraphernalia Possession With Marijuana – Civil Offense

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT ADOPTED.

FLOOR AMENDMENT

HB0105/853528/2

BY: Delegate Carozza

AMENDMENTS TO HOUSE BILL 105

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Possession with Marijuana – Civil Offense” and substitute “and Marijuana – Penalties”; in line 6, after “violates” insert “certain provisions of”; and in line 7, after “citation;” insert “prohibiting a person from smoking marijuana in certain areas; providing penalties for smoking marijuana in certain areas”.

On page 2, after line 13, insert:

“BY adding to

Article – Criminal Law

Section 5–601.2

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 5, after line 4, insert:

“5–601.2.

(A) UNLESS AUTHORIZED BY A GOVERNMENTAL ENTITY THAT HAS JURISDICTION OVER THE PROPERTY, A PERSON MAY NOT SMOKE MARIJUANA:

(1) ON PUBLIC PROPERTY;

(2) ON THE MALL, ADJACENT PARKING AREA, OR OTHER OUTSIDE AREA OF ANY COMBINATION OF PRIVATELY OWNED RETAIL ESTABLISHMENTS, INCLUDING A SHOPPING CENTER, WHERE THE GENERAL PUBLIC IS INVITED FOR BUSINESS PURPOSES;

(3) ON AN ADJACENT PARKING AREA OR OTHER OUTSIDE AREA OF ANY OTHER RETAIL ESTABLISHMENT; OR

(4) IN A PARKED VEHICLE LOCATED ON ANY OF THE PLACES IDENTIFIED IN THIS SUBSECTION.

(B) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$100.”

The preceding 2 amendments were read and adopted.

FLOOR AMENDMENT

HB0105/603822/1

BY: Delegate Shoemaker

AMENDMENTS TO HOUSE BILL 105

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Possession with Marijuana – Civil Offense” and substitute “and Marijuana – Penalties”; in line 6, after “violates” insert “certain provisions of”; and in line 7, after “citation;” insert “prohibiting a person from smoking marijuana in a moving vehicle; providing penalties for smoking marijuana in a moving vehicle;”.

On page 2, after line 13, insert:

“BY adding to

Article – Criminal Law

Section 5–601.2

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 5, after line 4, insert:

“5–601.2.

(A) A PERSON MAY NOT SMOKE MARIJUANA IN A MOVING VEHICLE.

(B) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$100.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 59 Negative – 78 (See Roll Call No. 357)

Read the second time and ordered prepared for Third Reading.

House Bill 283 – Delegates Carter, Dumais, Anderson, Moon, and Rosenberg

AN ACT concerning

**Award of Attorney’s Fees and Expenses – Violation of Maryland Constitutional
Right**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

House Bill 234 – Delegates Tarlau, Barron, Carr, Ebersole, Jalisi, Lam, Moon, Platt, S. Robinson, and Smith

AN ACT concerning

Ethics – Executive Branch – Lobbying by Former Officials and Members of the General Assembly

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0234/123328/1

BY: Delegate W. Miller

AMENDMENTS TO HOUSE BILL 234

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike “and” and substitute a comma; in line 8, after “Branch” insert “, and certain former public officials of the Legislative Branch”; and in line 12, after “Branch” insert “and Legislative Branch”.

AMENDMENT NO. 2

On page 2, in line 15, strike “AND”; and in line 18, after “ASSEMBLY” insert “; AND”

3. FORMER PUBLIC OFFICIALS OF THE LEGISLATIVE BRANCH WHO SERVED AT THE PLEASURE OF THE PRESIDENT OF THE SENATE OR THE SPEAKER OF THE HOUSE OF DELEGATES.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 48 Negative – 90 (See Roll Call No. 358)

FLOOR AMENDMENT

HB0234/583623/1

BY: Delegate Krebs

AMENDMENTS TO HOUSE BILL 234, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 2, after “Officials” insert “and Members of the General Assembly”; in line 6, before “prohibiting” insert “repealing a certain provision of law that exempts former members of the General Assembly from a certain employment prohibition under certain circumstances;”; and in line 10, strike “providing an exception to a certain employment prohibition;”.

In the Environment and Transportation Committee Amendments (HB0234/880410/1), in line 3 of Amendment No. 1, strike “former members of the General Assembly and”.

AMENDMENT NO. 2

On page 2 of the bill, in line 4, strike “(i) Except as provided in subparagraph (ii) of this paragraph, until” and substitute “UNTIL”; strike in their entirety lines 10 through 12, inclusive; and strike beginning with “**EXCEPT**” in line 19 down through “**FOR**” in line 20 and substitute “FOR”;

In the Environment and Transportation Committee Amendments, in Amendment No. 2, strike beginning with “ON” in line 3 down through “BRANCH” in line 5.

On page 2 of the bill, strike in their entirety lines 23 through 25, inclusive.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 42 Negative – 96 (See Roll Call No. 359)

Read the second time and ordered prepared for Third Reading.

House Bill 345 – Delegates Lierman and Clippinger

AN ACT concerning

Labor and Employment – Flexible Leave – Use of Leave for Family Illness

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT ADOPTED.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 137 Members present.

(See Roll Call No. 360)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #25

House Bill 124 – Delegates Anderson, A. Miller, Bromwell, Conaway, Dumais, Glenn, Haynes, C. Howard, Lierman, McIntosh, Oaks, B. Robinson, Rosenberg, Valentino-Smith, ~~and Vallario~~ Vallario, Cullison, Ebersole, Fennell, Fraser-Hidalgo, Frick, Frush, Gilchrist, Healey, Hornberger, Kaiser, Kelly, Korman, Lam, McMillan, Miele, Moon, Morales, Morhaim, Pena-Melnyk, Pendergrass, Platt, Reznik, S. Robinson, Tarlau, Turner, Waldstreicher, M. Washington, and K. Young

AN ACT concerning

Criminal Procedure – Expungement – Conviction of a Crime That Is No Longer a Crime

Read the third time and passed by yeas and nays as follows:

Affirmative – 93 Negative – 46 (See Roll Call No. 361)

The Bill was then sent to the Senate.

House Bill 388 – Delegates Dumais and Vallario

EMERGENCY BILL

AN ACT concerning

Justice Reinvestment Coordinating Council

Read the third time and passed by yeas and nays as follows:

Affirmative – 118 Negative – 20 (See Roll Call No. 362)

The Bill was then sent to the Senate.

House Bill 456 – Delegates Morales, Dumais, Anderson, Atterbeary, Carter, Clippinger, Cluster, Conaway, Folden, Gutierrez, Kaiser, McComas, Moon, Rosenberg, Simonaire, Smith, Sydnor, Valentino–Smith, and B. Wilson

AN ACT concerning

Workgroup to Study Safe Harbor Policy for Youth Victims of Human Trafficking

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 363)

The Bill was then sent to the Senate.

House Bill 469 – Delegates Jameson and Branch

AN ACT concerning

Public Utilities – Electricity – Construction of Overhead Transmission Lines

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 364)

The Bill was then sent to the Senate.

House Bill 501 – Delegates Valentino–Smith, Campos, C. Howard, Proctor, Smith, Valderrama, Vallario, Waldstreicher, C. Wilson, and Zucker

AN ACT concerning

Criminal Procedure – Victims of Crime – Notification Regarding DNA Profile

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 365)

The Bill was then sent to the Senate.

House Bill 549 – Delegates Valentino–Smith, Proctor, Smith, Valderrama, and Waldstreicher

AN ACT concerning

Video Lottery Facility Payouts – Intercepts for Restitution Payments

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 2 (See Roll Call No. 366)

The Bill was then sent to the Senate.

House Bill 564 – Delegates Kelly, Barkley, Carr, Cullison, Dumais, Ebersole, Frick, Frush, Glenn, Gutierrez, Hettleman, Hill, Korman, Lam, Morales, Platt, Reznik, S. Robinson, Smith, Valderrama, K. Young, and Zucker

AN ACT concerning

State Personnel – Limits on Use of Leave for Birth, Adoption, Foster Placement, or Care of Child

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 367)

The Bill was then sent to the Senate.

House Bill 643 – Delegates Zucker, Carozza, Ghrist, Luedtke, Proctor, Sophocleus, ~~and P. Young~~ P. Young, and C. Wilson

AN ACT concerning

Department of Human Resources – State Child Welfare System – Report

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 368)

The Bill was then sent to the Senate.

House Bill 672 – Delegates Jones, Patterson, D. Barnes, Branch, Carter, Conaway, Davis, Ebersole, Fennell, Hixson, C. Howard, Jackson, Jameson, Kaiser, Rey, B. Robinson, and Turner

AN ACT concerning

Maryland College Education Export Act of 2015

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 369)

The Bill was then sent to the Senate.

House Bill 681 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Municipal Tax Setoff – Report
PG 417-15**

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 370)

The Bill was then sent to the Senate.

House Bill 750 – Delegates B. Robinson, Conaway, and Hayes

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loans of 2013 and 2014 – Baltimore City –
Skatepark of Baltimore at Roosevelt Park**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 371)

The Bill was then sent to the Senate.

**House Bill 827 – Delegates Hixson, Ebersole, Fennell, C. Howard, Luedtke, Platt,
~~Turner, and A. Washington~~, A. Washington, Kaiser, Walker, Afzali,
D. Barnes, Buckel, Hornberger, Long, Metzgar, Patterson, Reilly,
Simonaire, Shoemaker, Tarlau, M. Washington**

AN ACT concerning

Alcoholic Beverage Taxes – Wine Tax Revenue Distribution

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 1 (See Roll Call No. 372)

The Bill was then sent to the Senate.

House Bill 925 – Delegates Barve, Gilchrist, and Platt

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2011 – Montgomery County –
Water Park at Bohrer Park**

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 373)

The Bill was then sent to the Senate.

**House Bill 1233 – ~~Delegate Walker~~ Delegates Walker, Hixson, Turner, Kaiser,
Luedtke, Afzali, D. Barnes, Buckel, Fennell, Hornberger, C. Howard, Long,
Metzgar, Patterson, Platt, Reilly, Simonaire, Shoemaker, Tarlau,
A. Washington, and M. Washington**

AN ACT concerning

Tax Amnesty Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 374)

The Bill was then sent to the Senate.

THE COMMITTEE ON JUDICIARY REPORT #9

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 737 – Delegates B. Wilson, Folden, Kittleman, Shoemaker, and Turner

AN ACT concerning

**Criminal Procedure – Financial Crimes Against Vulnerable and Elder Adults –
Petition to Freeze Assets**

HB0737/662318/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 737

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “B. Wilson,” insert “Dumais,”; in the same line, strike “and Turner” and substitute “Turner, and Kramer”; in line 8, strike “lienholders and certain”; in line 10, after “circumstances;” insert “requiring that an order to freeze assets be served on certain financial institutions in accordance with the Maryland Rules and include certain information; providing that a financial institution is not obligated to restrict access to money described in a petition to freeze assets until the occurrence of certain events;”; and strike beginning with “specifying” in line 12 down through “lien;” in line 14.

AMENDMENT NO. 2

On page 2, in line 10, strike “**OR PERSONAL OR REAL PROPERTY**”; in lines 11 and 30, in each instance, strike “**PROPERTY**” and substitute “MONEY”; strike in their entirety lines 13 and 14; in line 23, strike “**OR PROPERTY**”; and strike beginning with the colon in line 27 down through “**(II)**” in line 30.

On page 3, in line 1, after “**SERVED**” insert “ON THE DEFENDANT”; in line 6, strike “**OR PROPERTY**”; strike beginning with “**IF**” in line 8 down through “**(V)**” in line 10; in line 11, strike “**PROPERTY**” and substitute “MONEY”; in line 13, strike “**(VI)**” and substitute “(V)”; strike beginning with the colon in line 16 down through “**(II)**” in line 19; in line 19, strike “**PROPERTY**” and substitute “MONEY”; and in lines 25, 26, and 30, in each instance, strike “**OR PROPERTY**”.

On page 4, in line 1, strike “**OR PROPERTY**”; strike beginning with the colon in line 19 down through “**(2)**” in line 24; and in line 25, strike “**SET-OFF**” and substitute “SET OFF”.

AMENDMENT NO. 3

On page 4, after line 3, insert:

“(E) (1) THE ORDER TO FREEZE ASSETS SHALL BE SERVED ON EACH FINANCIAL INSTITUTION IN POSSESSION OF MONEY SUBJECT TO THE ORDER.

(2) THE ORDER SHALL BE SERVED IN ACCORDANCE WITH THE MARYLAND RULES AND INCLUDE:

(1) THE NAME OF THE ACCOUNT HOLDER;

(II) THE CASE NUMBER OF THE PROCEEDING IN WHICH THE COURT ISSUED THE ORDER TO FREEZE ASSETS; AND

(III) A DESCRIPTION OF THE MONEY THAT IS SUBJECT TO THE ORDER TO FREEZE ASSETS.

(F) A FINANCIAL INSTITUTION IS NOT OBLIGATED TO RESTRICT ACCESS TO MONEY DESCRIBED IN A PETITION UNTIL:

(1) AN ORDER TO FREEZE ASSETS HAS BEEN SERVED ON THE FINANCIAL INSTITUTION; AND

(2) THE FINANCIAL INSTITUTION HAS HAD A REASONABLE OPPORTUNITY TO FREEZE THE ASSETS.”;

and in lines 4, 16, and 19, strike “(E)”, “(F)”, and “(G)”, respectively, and substitute “(G)”, “(H)”, and “(I)”, respectively.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 771 – Delegates Carter, Anderson, Conaway, Glenn, McCray, Oaks, and B. Robinson

AN ACT concerning

Baltimore Police Department – Reporting on Community Policing

HB0771/332110/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 771
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 20, after “AND” insert “, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE,”.

AMENDMENT NO. 2

On page 2, strike beginning with “ENCOUNTERS” in line 12 down through “INJURIES” in line 13 and substitute “INSTANCES OF USE OF FORCE THAT RESULTED IN THE ADMISSION OF A CIVILIAN TO A HOSPITAL, WHEN THE INJURY OCCURRED AS A DIRECT RESULT OF AN OFFICER’S ACTIONS;

(III) THE NUMBER OF CIVILIAN COMPLAINTS ABOUT THE USE OF FORCE BY AN OFFICER”;

in lines 14, 16, and 18, strike “(III)”, “(IV)”, and “(V)”, respectively, and substitute “(IV)”, “(V)”, and “(VI)”, respectively; strike in their entirety lines 20 and 21; strike beginning with “THE” in line 22 down through “(VIII)” in line 24; in line 24, strike “25” and substitute “18”; and strike in their entirety lines 26 and 27 and substitute:

“(VIII) A DESCRIPTION OF THE DEPARTMENT’S COMMUNITY POLICING EFFORTS, INCLUDING COMMUNITY POLICING PROGRAMS, PARTICIPATION IN TOWN HALL MEETINGS, AND EFFORTS TO ENGAGE WITH SCHOOLS, RECREATION CENTERS, COMMUNITY CENTERS, AND SENIOR CENTERS.”

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 807 – Delegates Glass, Dumais, Vallario, Anderton, Atterbeary, Aumann, Buckel, Fisher, Ghrist, Jacobs, Kaiser, Kipke, Kittleman, Krebs, Long, McComas, McDonough, McKay, Metzgar, A. Miller, Moon, Parrott, Reilly, Rey, Simonaire, Smith, Sophocleus, and West

AN ACT concerning

Family Law – Protective Orders – Additional Relief

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 1009 – Delegates Smith, Luedtke, Moon, Morales, Platt, and Tarlau

AN ACT concerning

**Criminal Procedure – Immunity – Alcohol- or Drug-Related Medical
Emergencies**

HB1009/692416/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1009

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “prohibiting” in line 20 down through “circumstances;” in line 23.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 30 through 35, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

**House Bill 1110 – Chair, Judiciary Committee (By Request – Departmental – State
Police)**

AN ACT concerning

Law Enforcement – Special Police Officers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 1188 – Chair, Judiciary Committee (By Request – Departmental – General Services)

AN ACT concerning

Maryland Capitol Police of the Department of General Services

HB1188/292018/1

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 1188

(First Reading File Bill)

On page 1, in line 10, after “Services;” insert “altering the circumstances under which a member of a certain police and security force may be transferred from one facility to another facility;”.

On page 4, in lines 15 and 17, in each instance, strike the brackets; in line 15, strike “involuntarily”; and in line 16, strike “from a site to another site” and substitute “FROM ONE FACILITY TO ANOTHER FACILITY UNLESS THE CHIEF HAS FIRST GIVEN DUE CONSIDERATION TO PENDING APPLICATIONS FOR TRANSFER”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 137 Members present.

(See Roll Call No. 375)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #26**House Bill 8 – Delegate Rosenberg**

AN ACT concerning

Uniform Act to Secure the Attendance of Witnesses From Without the State in Criminal Proceedings – News Media Privilege

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 376)

The Bill was then sent to the Senate.

House Bill 67 – The Speaker and Delegates Barve, Davis, Hammen, Hixson, McIntosh, ~~and Vallario~~ Vallario, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Reznik, Sample–Hughes, West, and K. Young

AN ACT concerning

General Assembly – Mandated Reports by State Agencies

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 377)

The Bill was then sent to the Senate.

House Bill 183 – Baltimore County Delegation (By Request – Baltimore County Administration)

AN ACT concerning

Baltimore County Code of Public Local Laws – 2015 Edition – Legalization

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 378)

The Bill was then sent to the Senate.

House Bill 368 – Delegate Beidle (By Request – Anne Arundel County Administration) and Delegates Carey, Chang, S. Howard, McConkey, McMillan, Pena–Melnik, Saab, Simonaire, Sophocleus, ~~and Vitale Vitale~~, Bromwell, Anderson, Angel, Atterbeary, Cullison, Dumais, Hammen, Hayes, Kipke, Krebs, Miele, Moon, Morales, Morhaim, Oaks, Pendergrass, Reznik, West, and K. Young

AN ACT concerning

Civil Actions – Immunity From Liability – Emergency Medical Care for Drug Overdose

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 379)

The Bill was then sent to the Senate.

House Bill 565 – Delegates Bromwell and Kipke

AN ACT concerning

Insurance – Surplus Lines – Disability Insurance

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 380)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #27

House Bill 340 – Delegates Haynes, Anderson, Angel, Atterbeary, Aumann, Barkley, Barron, Barve, Beidle, Branch, Brooks, Carr, Carter, Chang, Clippinger, Conaway, Cullison, Davis, Ebersole, Fennell, Folden, Fraser–Hidalgo, Frush, Gaines, Ghrist, Gilchrist, Glass, Glenn, Gutierrez, Hayes, Healey, Hettleman, Hill, Hixson, Holmes, Hornberger, C. Howard, Jackson, Jacobs, Jalisi, Jameson, Kaiser, Kipke, Knotts, Korman, Kramer, Krimm, Lafferty, Lam, Lierman, Luedtke, McConkey, McCray, McIntosh, McKay, A. Miller, Moon, Morales, Morgan, Morhaim, Oaks, Patterson, Pena–Melnik, Platt, Proctor, B. Robinson, S. Robinson, Rosenberg, Sample–Hughes, Smith, Sophocleus, Stein, Sydnor, Tarlau, Turner, Valderrama, Valentino–Smith, Vaughn, Waldstreicher, Walker, A. Washington, West, C. Wilson, P. Young, and Zucker

AN ACT concerning

General Provisions – Commemorative Days – Thurgood Marshall Day

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 381)

The Bill was then sent to the Senate.

House Bill 490 – Delegates ~~Morhaim and Glenn~~, Glenn, Angel, Bromwell, Cullison, Kelly, Hammen, Hill, Miele, Pena-Melnyk, Pendergrass, Reznik, and K. Young

EMERGENCY BILL

AN ACT concerning

Natalie M. LaPrade Medical ~~Marijuana~~ Cannabis Commission – Miscellaneous Revisions

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 10 (See Roll Call No. 382)

The Bill was then sent to the Senate.

House Bill 494 – Delegates Anderson, Conaway, Dumais, Moon, and Vallario

AN ACT concerning

Criminal Procedure – Pretrial Release – Charge by Summons

Read the third time and passed by yeas and nays as follows:

Affirmative – 87 Negative – 48 (See Roll Call No. 383)

The Bill was then sent to the Senate.

House Bill 574 – Delegates B. Robinson, Barron, Hill, McComas, ~~and M. Washington~~ M. Washington, Hammen, Angel, Bromwell, Cullison, Hayes, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena-Melnyk, Pendergrass, Reznik, Sample-Hughes, West, and K. Young

AN ACT concerning

State Board of Physicians – Physicians, Physician Assistants, and Allied Health Practitioners – Licensure Requirements

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 1 (See Roll Call No. 384)

The Bill was then sent to the Senate.

House Bill 591 – Delegates Miele, Hayes, Krebs, Pena–Melnyk, ~~and Saab Saab, Hammen, Angel, Barron, Bromwell, Cullison, Hill, Kelly, Kipke, McDonough, McMillan, Morgan, Morhaim, Oaks, Pendergrass, Reznik, Sample–Hughes, West, and K. Young~~

AN ACT concerning

**Health Occupations – Pharmacists – Refills of Prescriptions During State of
Emergency**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 385)

The Bill was then sent to the Senate.

House Bill 759 – Delegate Bromwell

AN ACT concerning

**Health Insurance – Small Employer Health Benefit Plan Premium Subsidy
Program – Repeal**

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 386)

The Bill was then sent to the Senate.

House Bill 945 – Delegates Pena–Melnyk, Cullison, Kelly, ~~and Kipke~~ Kipke, Krebs, and Hayes

AN ACT concerning

**Registered Nurses – Local Health Departments – Requirements for Personally
Preparing and Dispensing Drugs and Devices**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 387)

The Bill was then sent to the Senate.

House Bill 971 – Delegates Oaks, Bromwell, Cullison, Hayes, McMillan, Morhaim, Pena–Melnyk, Reznik, ~~and Sample–Hughes~~ Sample–Hughes, Hammen, Angel, Barron, Hill, Kelly, Kipke, Krebs, McDonough, Miele, Morgan, Pendergrass, West, and K. Young

AN ACT concerning

Public Health – Substance Abuse Treatment Outcomes Partnership Fund

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 388)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #28

House Bill 16 – Delegate Glenn

AN ACT concerning

Vehicle Laws – Baltimore City – Prohibition on Sale of ~~Unlawful Vehicles~~ Dirt Bikes

Read the third time and passed by yeas and nays as follows:

Affirmative – 86 Negative – 52 (See Roll Call No. 389)

The Bill was then sent to the Senate.

House Bill 236 – Delegates Jalisi, Waldstreicher, Anderson, Atterbeary, Carter, Cluster, Conaway, S. Howard, Mautz, McComas, Metzgar, Moon, Rey, Sydnor, ~~and B. Wilson~~ B. Wilson, Barkley, B. Barnes, D. Barnes, Barron, Bromwell, Campos, Clippinger, Cullison, Davis, Fennell, Fraser–Hidalgo, Frush, Hill, Impallaria, Jackson, Kaiser, Kelly, Kipke, Korman, Kramer, Luedtke, McMillan, A. Miller, W. Miller, Morales, Oaks, Platt, S. Robinson, Smith, Tarlau, Valentino–Smith, Vaughn, Walker, A. Washington, P. Young, and Zucker

AN ACT concerning

Criminal Law – Assault – First Responders

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 390)

The Bill was then sent to the Senate.

House Bill 362 – Delegates Waldstreicher, Adams, Anderson, Campos, Dumais, Fraser–Hidalgo, Frush, Gilchrist, Gutierrez, Haynes, Healey, S. Howard, Jalisi, Kelly, Kipke, Kramer, Lam, McComas, McConkey, McMillan, A. Miller, Moon, Morales, Platt, S. Robinson, Smith, Stein, Valderrama, Valentino–Smith, Vallario, and M. Washington

AN ACT concerning

Criminal Law – ~~Costs of Care for Seized Animals~~ Animal Cruelty – Payment of Costs

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 391)

The Bill was then sent to the Senate.

House Bill 471 – Delegates Kramer, Atterbeary, Barkley, Dumais, Fraser–Hidalgo, Luedtke, and Morales

AN ACT concerning

School Bus Monitoring Cameras – ~~Local Jurisdictions~~ – Civil Penalty

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 10 (See Roll Call No. 392)

The Bill was then sent to the Senate.

House Bill 587 – Delegate Davis

AN ACT concerning

State Board of Barbers – Limited License – Barber–Stylist

Read the third time and passed by yeas and nays as follows:

Affirmative – 113 Negative – 26 (See Roll Call No. 393)

The Bill was then sent to the Senate.

House Bill 599 – St. Mary’s County Delegation

AN ACT concerning

St. Mary’s County – Violations of Ordinances, Rules, and Regulations – Penalties

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 394)

The Bill was then sent to the Senate.

House Bill 616 – St. Mary’s County Delegation

AN ACT concerning

St. Mary’s County – Animal Regulations

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 395)

The Bill was then sent to the Senate.

House Bill 909 – Delegates Pena–Melnyk, Angel, Frick, Frush, Glenn, Jackson, McConkey, Tarlau, Vaughn, Walker, A. Washington, and C. Wilson

AN ACT concerning

Pilot Program for Small Business Development by Ex–Offenders

Read the third time and passed by yeas and nays as follows:

Affirmative – 97 Negative – 41 (See Roll Call No. 396)

The Bill was then sent to the Senate.

House Bill 1226 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Apprenticeship and Training – Replacement of Obsolete References

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 397)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #2

Senate Bill 80 – ~~Senator Astle~~ Senators Astle, Conway, Pinsky, Bates, Kagan, Montgomery, Nathan-Pulliam, Rosapepe, Salling, Simonaire, Waugh, and Young Young, Benson, Brochin, Cassilly, Currie, DeGrange, Eckardt, Edwards, Feldman, Ferguson, Gladden, Guzzone, Hershey, Hough, Jennings, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Muse, Norman, Peters, Pugh, Ramirez, Raskin, Ready, Reilly, Serafini, and Zirkin

EMERGENCY BILL

AN ACT concerning

General Provisions – Commemorative Days – Welcome Home Vietnam Veterans Day

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 398)

The Bill was then returned to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 137 Members present.

(See Roll Call No. 399)

ADJOURNMENT

At 12:32 P.M. on motion of Delegate Kaiser the House adjourned until 5:00 P.M. on Legislative Day March 17, 2015, Calendar Day Thursday, March 19, 2015.

Annapolis, Maryland
Legislative Day: March 17, 2015
Calendar Day: Thursday, March 19, 2015

The House met at 6:11 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate Eric M. Bromwell of Baltimore County.

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 400)

The Journal of March 16, 2015 was read and approved.

EXCUSES:

Del. Angel – late – illness

Del. Cullison – left early – business

Del. Gutierrez – business

Del. Proctor – illness

THE COMMITTEE ON ECONOMIC MATTERS REPORT #13

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 12 – Delegate Cluster

AN ACT concerning

Workers' Compensation – Baltimore County Deputy Sheriff

HB0012/963499/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 12

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Cluster” and substitute “Baltimore County Delegation”; and in line 4, strike “when performing certain duties”.

AMENDMENT NO. 2

On page 3, strike beginning with “, BUT” in line 6 down through “AGENCIES” in line 10.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 744 – Delegates Carter, Conaway, Hayes, and McCray

AN ACT concerning

Commercial Law – Consumer Protection – “Mug Shot” Web Sites

HB0744/883998/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 744

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, after “provisions;” insert “providing for the application of this Act;”; in line 9, after “time” insert “, under certain circumstances”; and in line 10, after “image” insert “under this Act”.

AMENDMENT NO. 2

On page 2, in line 1, after “(A)” insert “**THIS SECTION APPLIES TO THE OPERATOR OF A WEB SITE THAT CHARGES A FEE TO REMOVE AN ARREST OR DETENTION PHOTOGRAPH OR DIGITAL IMAGE.**”

(B)”;

in line 7, after “(2)” insert “(I)”; in line 7, strike “INDIVIDUAL IS ENTITLED TO EXPUNGEMENT OF THE”; in line 9, after “IMAGE” insert “WAS EXPUNGED”; in the same line, after “ARTICLE” insert “;

(II) THE INDIVIDUAL HAS SUCCESSFULLY PETITIONED A COURT TO HAVE THE COURT RECORD OR POLICE RECORD THAT CONTAINED THE PHOTOGRAPH OR DIGITAL IMAGE SHIELDED OR OTHERWISE REMOVED FROM PUBLIC INSPECTION; OR

(III) THE INDIVIDUAL HAS SUCCESSFULLY PETITIONED A COURT TO VACATE THE JUDGMENT THAT RESULTED FROM THE ARREST OR DETENTION”;

and in lines 10, 11, 16, 18, 19, 22, and 25, strike “(B)”, “(A)”, “(C)”, “(B)”, “(D)”, “(E)”, and “(F)”, respectively, and substitute “(C)”, “(B)”, “(D)”, “(C)”, “(E)”, “(F)”, and “(G)”, respectively.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 786 – Delegates Davis, Adams, Arentz, Aumann, Barkley, Branch, Brooks, Carey, Fisher, Frick, Glenn, S. Howard, Impallaria, Jameson, Kramer, Lisanti, Mautz, W. Miller, Valderrama, Vaughn, and C. Wilson

SECOND PRINTING

AN ACT concerning

Self-Service Storage Facilities – Enforcement of Lien – Advertisement of Sale

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 1244 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Education and Workforce Training Coordinating Council for Correctional Institutions – Name Change

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 724 – Delegates Valderrama, Barkley, Clippinger, Jameson, W. Miller, and Vaughn

AN ACT concerning

Health Care Provider Malpractice Insurance – Scope of Coverage

HB0724/793391/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 724

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “repealing a prohibition on” and substitute “authorizing”; in line 6, after “hearing” insert “only in accordance with certain requirements”; and strike beginning with “repealing” in line 6 down through “injury;” in line 9.

AMENDMENT NO. 2

On page 2, in lines 13 and 19, in each instance, strike the bracket; in line 13, strike “not”; and in line 15, after “profession” insert “ONLY IF THE COVERAGE IS:

(I) SEPARATELY STATED IN THE BILL OR INVOICE; AND

(II) REPORTED TO THE ADMINISTRATION”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 401)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #29

House Bill 70 – The Speaker (By Request – Administration)

Budget Bill

(Fiscal Year 2016)

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 10 (See Roll Call No. 402)

The Bill was then sent to the Senate.

House Bill 72 – The Speaker (By Request – Administration)

AN ACT concerning

Budget Reconciliation and Financing Act of 2015

Read the third time and passed by yeas and nays as follows:

Affirmative – 122 Negative – 17 (See Roll Call No. 403)

The Bill was then sent to the Senate.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 649 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Clean Water Program – Report
PG 404–15**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT ADOPTED.

Read the second time and ordered prepared for Third Reading.

**House Bill 803 – Delegates Fraser–Hidalgo, Morhaim, Carr, Cluster, Gilchrist,
Gutierrez, Holmes, Korman, Lafferty, Lam, Otto, and S. Robinson**

AN ACT concerning

Agriculture – Industrial Hemp – Legalization

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT ADOPTED.

FLOOR AMENDMENT

HB0803/120415/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 803
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “hemp;” insert “making this Act subject to a certain contingency.”

AMENDMENT NO. 2

On page 3, after line 7, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act is contingent on the taking effect of the federal Industrial Hemp Farming Act of 2015 or another federal law that delegates authority over industrial hemp to the states or authorizes a person to plant, grow, harvest, possess, process, sell, and buy industrial hemp. The Maryland Department of Agriculture shall notify the Department of Legislative Services within 5 days after the effective date of a federal law delegating authority to the states or authorizing the farming, possession, processing, and sale of industrial hemp. If a federal law does not take effect on

or before October 1, 2030, this Act shall be null and void without the necessity of further action by the General Assembly.”;

in line 8, strike “2.” and substitute “3.”; strike beginning with “§ 14–101(c)” in line 8 down through “and,” in line 9; in line 13, strike “3.” and substitute “4.”; and in the same line, after “That” insert “, subject to Section 2 of this Act.”.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

House Bill 934 – Delegate K. Young

AN ACT concerning

Educational Institutions – Personal Electronic Account – Privacy Protection

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Read the second time and ordered prepared for Third Reading.

House Bill 943 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Davis, and Jones

AN ACT concerning

Economic Competitiveness and Commerce – Restructuring

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0943/453025/1

BY: Delegate Kramer

AMENDMENTS TO HOUSE BILL 943, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 2 of the bill, in line 38, after “10–401,” insert “10–404.”.

AMENDMENT NO. 2

In the Economic Matters Committee Amendments (HB0943/533892/1), strike Amendment No. 11 in its entirety.

On page 41 of the bill, in line 18, after “(b)” insert “**(1) THE ATTORNEY GENERAL SHALL ASSIGN TO THE CORPORATION ASSISTANT ATTORNEYS GENERAL.**”

(2) THE ATTORNEY GENERAL SHALL DESIGNATE ONE ASSISTANT ATTORNEY GENERAL AS GENERAL COUNSEL TO THE CORPORATION.

(3) (I) THE GENERAL COUNSEL TO THE CORPORATION SHALL:

1. ADVISE THE EXECUTIVE DIRECTOR, BOARD OF DIRECTORS, AND ANY OTHER OFFICIAL OF THE CORPORATION AS REQUESTED BY THE CORPORATION;

2. SUPERVISE THE OTHER ASSISTANT ATTORNEYS GENERAL ASSIGNED TO THE CORPORATION; AND

3. PERFORM FOR THE CORPORATION OTHER DUTIES THE ATTORNEY GENERAL ASSIGNS.

(II) THE GENERAL COUNSEL MAY NOT PROVIDE ANY OTHER ASSISTANCE NOT SPECIFIED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH.

(C)”;

and in line 18, after “any” insert “**ADDITIONAL**”.

On page 49 of the bill, before line 12, insert:

“Article – State Finance and Procurement

6–226.

(a) (2) (i) Notwithstanding any other provision of law, and unless inconsistent with a federal law, grant agreement, or other federal requirement or with the

terms of a gift or settlement agreement, net interest on all State money allocated by the State Treasurer under this section to special funds or accounts, and otherwise entitled to receive interest earnings, as accounted for by the Comptroller, shall accrue to the General Fund of the State.

(ii) The provisions of subparagraph (i) of this paragraph do not apply to the following funds:

81. the Cybersecurity Investment Fund; [and]

82. the Northeastern Maryland Additive Manufacturing Innovation Authority Fund; AND

83. THE ECONOMIC DEVELOPMENT MARKETING FUND.”.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 404)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #30

House Bill 644 – Delegates Metzgar, Afzali, Glass, McDonough, Reilly, Simonaire, Szeliga, ~~and West~~ West, Hixson, Turner, Kaiser, Luedtke, Walker, D. Barnes, Buckel, Fennell, Hornberger, C. Howard, Long, Patterson, Shoemaker, and Tarlau

AN ACT concerning

**Property Tax Credit – Elderly, Veterans, and Returning Residents
(Welcome Home, Stay at Home Act)**

Delegate Lierman moved to make the Bill a Special Order for Friday.

The motion was adopted.

House Bill 680 – Delegates Moon, Vallario, Carter, Jalisi, Morales, and Smith

AN ACT concerning

Evidence – Conviction for Traffic Offense – Admissibility in Civil Proceeding

Read the third time and passed by yeas and nays as follows:

Affirmative – 96 Negative – 41 (See Roll Call No. 405)

The Bill was then sent to the Senate.

House Bill 775 – Delegate Frick

AN ACT concerning

**Inaugural Committees – ~~Required Disclosure of Donors and Donor Amounts~~
Donations and Disbursements – Disclosure**

Read the third time and passed by yeas and nays as follows:

Affirmative – 105 Negative – 33 (See Roll Call No. 406)

The Bill was then sent to the Senate.

House Bill 781 – Delegates Waldstreicher and Beidle

AN ACT concerning

Health Insurance – Coverage for Ostomy Equipment and Supplies – Required

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 1 (See Roll Call No. 407)

The Bill was then sent to the Senate.

**House Bill 782 – Delegates McMillan, Beidle, Cassilly, Frush, Healey, O’Donnell,
S. Robinson, Stein, and Vitale**

AN ACT concerning

Real Property – Residential Leases – Interest on Security Deposits

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 1 (See Roll Call No. 408)

The Bill was then sent to the Senate.

House Bill 812 – Delegates Hornberger, Arentz, Beitzel, Buckel, Carozza, Cassilly, Ghrist, Jacobs, Luedtke, W. Miller, Otto, Parrott, Reilly, Shoemaker, West, and B. Wilson

AN ACT concerning

Vehicle Laws – All-Terrain Vehicles – Access to Farms

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 409)

The Bill was then sent to the Senate.

House Bill 859 – ~~Delegate Bromwell~~ Delegates Bromwell, Hammen, Angel, Barron, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena-Melnyk, Pendergrass, Reznik, Sample-Hughes, West, and K. Young

EMERGENCY BILL

AN ACT concerning

Nonprofit Health Service Plans – Hearing and Order – Impact of Law or Regulatory Action by Another State

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 410)

The Bill was then sent to the Senate.

House Bill 970 – Delegates D. Barnes, Angel, B. Barnes, Barron, Buckel, Davis, Fennell, C. Howard, Jackson, Knotts, Metzgar, Patterson, Proctor, Shoemaker, Valentino-Smith, Vaughn, A. Washington, and M. Washington

AN ACT concerning

Prince George’s County – Transfer Tax – Deputy Sheriffs

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 411)

The Bill was then sent to the Senate.

House Bill 1057 – Delegate Carter

AN ACT concerning

Criminal Law – Synthetic Cannabinoids – Prohibition

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 1 (See Roll Call No. 412)

The Bill was then sent to the Senate.

House Bill 1094 – Delegates Smith, Barkley, Barron, Brooks, Carey, Carr, Carter, Dumais, Gaines, Glenn, Hixson, Jackson, Jalisi, Korman, Luedtke, Moon, Morales, Patterson, Platt, Tarlau, Turner, Valderrama, Valentino-Smith, Walker, C. Wilson, and K. Young

AN ACT concerning

Consumer Protection – Monitoring Consumer Behavior and Shopping Habits – Required Notice

Read the third time and passed by yeas and nays as follows:

Affirmative – 92 Negative – 47 (See Roll Call No. 413)

The Bill was then sent to the Senate.

House Bill 1118 – Delegates C. Wilson, Barron, Morgan, Valderrama, Walker, ~~and A. Washington~~ A. Washington, Hammen, Angel, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morhaim, Oaks, Pena-Melnyk, Pendergrass, Reznik, Sample-Hughes, West, and K. Young ~~K. Young, and Valentino-Smith~~

EMERGENCY BILL

AN ACT concerning

General Provisions – Commemorative Days – Welcome Home Vietnam Veterans Day

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 414)

The Bill was then sent to the Senate.

**House Bill 1227 – Chair, Economic Matters Committee (By Request –
Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

**Real Estate Appraisers – Licensing and Certification – Examination Waiver
Requirements**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 415)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #31

**House Bill 73 – Delegates Rosenberg, Hixson, C. Howard, Kaiser, Luedtke,
A. Miller, Platt, S. Robinson, and Walker**

AN ACT concerning

Voters’ Rights Protection Act of 2015

Read the third time and passed by yeas and nays as follows:

Affirmative – 89 Negative – 49 (See Roll Call No. 416)

The Bill was then sent to the Senate.

House Bill 114 – Delegate Conaway

AN ACT concerning

Maryland Tort Claims Act – Limit on Liability

Read the third time and passed by yeas and nays as follows:

Affirmative – 92 Negative – 46 (See Roll Call No. 417)

The Bill was then sent to the Senate.

House Bill 353 – Delegate Cullison

AN ACT concerning

**State Government – Automated Mapping–Geographic Information Systems –
System Services Costs**

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 418)

The Bill was then sent to the Senate.

**House Bill 476 – Delegates Kramer, Barkley, Fraser–Hidalgo, Glass, A. Miller, and
S. Robinson**

AN ACT concerning

Motor Vehicles – Wearable Computer With Head–Mounted Display – Prohibited

Read the third time and passed by yeas and nays as follows:

Affirmative – 110 Negative – 29 (See Roll Call No. 419)

The Bill was then sent to the Senate.

**House Bill 493 – Delegates McMillan, Valderrama, Beidle, Frush, Holmes, Stein,
and Szeliga**

AN ACT concerning

**Motor Vehicles – Prohibition Against Unattended Motor Vehicle – ~~Exception~~
Exceptions**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 1 (See Roll Call No. 420)

The Bill was then sent to the Senate.

House Bill 495 – Delegate Dumais

AN ACT concerning

**Criminal Law – Drug Paraphernalia Possession of Less Than 10 Grams of
Marijuana – Code Violation**

Read the third time and passed by yeas and nays as follows:

Affirmative – 90 Negative – 45 (See Roll Call No. 421)

The Bill was then sent to the Senate.

**House Bill 507 – Delegate Anderson (By Request – Baltimore City Administration)
and Delegates Carter, Conaway, Glenn, Haynes, and B. Robinson**

AN ACT concerning

Baltimore City – Property Tax Credit – Supermarkets

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 422)

The Bill was then sent to the Senate.

House Bill 511 – Delegate Holmes

AN ACT concerning

Real Property – Residential Property – Ground Leases

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 423)

The Bill was then sent to the Senate.

**House Bill 514 – Delegates Stein, B. Barnes, Frush, Healey, Hettleman, Morhaim,
and S. Robinson**

AN ACT concerning

Maryland Commission on Climate Change

Read the third time and passed by yeas and nays as follows:

Affirmative – 94 Negative – 45 (See Roll Call No. 424)

The Bill was then sent to the Senate.

House Bill 600 – St. Mary’s County Delegation

AN ACT concerning

St. Mary's County – Property Maintenance – Voluntary Agreements

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 425)

The Bill was then sent to the Senate.

House Bill 614 – Delegate Dumais

AN ACT concerning

Department of State Police – Handgun Roster Board – Definition of Handgun

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 426)

The Bill was then sent to the Senate.

House Bill 624 – Delegates Miele, McConkey, Bromwell, Krebs, Pena–Melnik, ~~and Saab~~ Saab, and Sample–Hughes

AN ACT concerning

Estates and Trusts – Funeral Expenses Allowance – Modified Administration

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 427)

The Bill was then sent to the Senate.

House Bill 634 – Prince George's County Delegation

AN ACT concerning

**Prince George's County Board of Education – Authority to Establish a Certified County–Based Business Participation Program
PG 408–15**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 3 (See Roll Call No. 428)

The Bill was then sent to the Senate.

THE COMMITTEE ON JUDICIARY REPORT #10

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 54 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Circuit Court Real Property Records Improvement Fund – Funding

HB0054/692214/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 54

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after the semicolon insert “providing for the construction of this Act:”.

AMENDMENT NO. 2

On page 4, after line 26, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act may not be construed to authorize the imposition of a surcharge in a filing fee in any criminal case filed in a circuit court or the District Court of Maryland.”;

and in line 27, strike “2.” and substitute “3.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 263 – Delegates Valentino–Smith, Angel, Atterbeary, Dumais, Kelly, McComas, and Rey

AN ACT concerning

Domestic Violence – Permanent Protective Orders – Conspiracy or Solicitation to Commit Murder

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 533 – Delegates Sydnor, Anderson, Bromwell, Brooks, Cluster, Haynes, Jalisi, Lam, McCray, Moon, Morales, Smith, Stein, Vallario, A. Washington, C. Wilson, and P. Young

AN ACT concerning

Wiretapping and Electronic Surveillance – Body–Worn Digital Recording Device and Electronic Control Device – Exception

HB0533/252314/1

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 533

(First Reading File Bill)

On page 1, in the sponsor line, strike “and P. Young” and substitute “P. Young, Conaway, Carr, Korman, Waldstreicher, Kittleman, and B. Wilson”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Delegate O’Donnell moved to make the Bill a Special Order for Friday.

The motion was adopted.

INTRODUCTION OF BILLS

Delegate Morhaim moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 429)

In compliance with the rules, the Bill was introduced.

House Bill 1288 – Delegates Morhaim and Lam

AN ACT concerning

Alcoholic Beverages – Sale of Powdered Alcohol – Prohibition

FOR the purpose of prohibiting a person from selling or offering to sell alcoholic beverages that are sold in a powder or crystalline form for direct use or use in combination with water or any other substance; providing a certain penalty; providing for the termination of this Act; and generally relating to a prohibition on the sale of powdered alcohol.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 1–102(a)(1) and (2)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY adding to
Article 2B – Alcoholic Beverages
Section 16–505.3
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

QUORUM CALL

The presiding officer announced a quorum call, showing 135 Members present.

(See Roll Call No. 430)

ADJOURNMENT

At 7:16 P.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day March 18, 2015, Calendar Day Friday, March 20, 2015.