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House of Delegates

of

Maryland

2015 Regular Session

Volume III

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Annapolis, Maryland
Legislative Day: March 18, 2015
Calendar Day: Friday, March 20, 2015

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

Prayer by Delegate Carl Anderton, Jr. of Wicomico County.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 431)

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

EXCUSES:

Del. Krebs – personal

Del. Proctor – illness

THE COMMITTEE ON APPROPRIATIONS REPORT #7

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

House Bill 902 – Calvert County Delegation

AN ACT concerning

Calvert 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 with amendments:

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

HB1105/964961/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1105

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and A. Miller” and substitute “A. Miller, Beitzel, Carozza, Chang, Ciliberti, Ghrist, Grammer, Gutierrez, Hettleman, Jackson, Korman, Krimm, Lierman, McKay, B. Robinson, Sophocleus, Vogt, Wivell, P. Young, Kipke, and Szeliga”; in line 2, after “Individuals –” insert “Task Force on the”; in the same line, strike “– Established”; and strike in their entirety lines 3 through 29, inclusive, and substitute:

“FOR the purpose of establishing a Task Force on the Maryland Achieving a Better Life Experience (ABLE) Program; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force on the Maryland ABLE Program.”.

On page 2, strike in their entirety lines 1 through 27, inclusive.

AMENDMENT NO. 2

On pages 2 through 36, strike in their entirety the lines beginning with line 28 on page 2 through line 2 on page 36, inclusive, and substitute:

“Preamble

WHEREAS, In December 2014, the United States Congress passed and the President signed into law the Achieving a Better Life Experience (ABLE) Act; and

WHEREAS, The ABLE Act amended the Internal Revenue Code by creating tax-exempt savings accounts to assist individuals with disabilities and their families in building savings to pay for qualified disability expenses; and

WHEREAS, ABLE accounts are intended to supplement, not supplant, essential benefits provided through private insurance, Medicaid, Supplemental Security Income, employment earnings, and other sources of financial support; and

WHEREAS, ABLE accounts can help fund qualified expenses for individuals with disabilities, including medical and dental care, education, housing, transportation, obtaining and maintaining employment, assistive technology, and community-based services and supports; and

WHEREAS, The ABLE Act is designed to assist individuals with disabilities and their families to save private funds, through the creation of ABLE accounts, for the purpose of maintaining the health, independence, and quality of life of individuals with disabilities; and

WHEREAS, The ABLE Act provides the State the opportunity to establish and operate an ABLE savings program to benefit qualified Marylanders with disabilities; and

WHEREAS, It is the intent of the General Assembly that the State establish an ABLE program; now, therefore,

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

That:

(a) There is a Task Force on the Maryland Achieving a Better Life Experience (ABLE) Program.

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

(1) two members of the Senate of Maryland, appointed by the President of the Senate;

(2) two members of the House of Delegates, appointed by the Speaker of the House;

(3) the State Treasurer, or the Treasurer's designee;

(4) the Attorney General, or the Attorney General's designee;

(5) the Secretary of Disabilities, or the Secretary's designee;

(6) the Secretary of Health and Mental Hygiene, or the Secretary's designee;

(7) the Executive Director of the College Savings Plans of Maryland Board, or the Executive Director's designee; and

(8) the following six members, appointed by the Governor:

(i) two members who have significant experience in actuarial analysis, finance, accounting, investment management, or other areas that are relevant to the Task Force;

(ii) one member who is an individual with a disability;

(iii) one member who is a family member of an individual with a disability; and

(iv) two representatives of community-based organizations that support or advocate for individuals with disabilities.

(c) The Governor shall designate the chair of the Task Force.

(d) The Department of Legislative Services, with support from the Department of Disabilities, shall provide staff for the Task Force.

(e) A member of the Task Force:

(1) may not receive compensation as a member of the Task Force; but

(2) is entitled to reimbursement for expenses under the Standard State Travel Regulations, as provided in the State budget.

(f) The Task Force shall:

(1) develop a plan for implementing the Maryland ABLE program;

(2) study issues related to the Maryland ABLE program, including:

- (i) what the structure of the program should be;
 - (ii) whether the program should be State-sponsored or privately-run; and
 - (iii) if State-sponsored, whether the program should be operated by the College Savings Plans of Maryland or another State agency;
 - (3) determine the staffing and funding needs of the program;
 - (4) identify potential sources of start-up funding prior to the program becoming self-supporting;
 - (5) determine the membership of the Board that will oversee the program, the duties of the Board, and the Board's governance structure;
 - (6) determine the State tax benefits or treatment of contributions to and withdrawals from ABLE accounts;
 - (7) hold public hearings for public input to inform the deliberations of the Task Force; and
 - (8) recommend legislation to be introduced in the 2016 Session of the General Assembly that implements the recommendations of the Task Force.
- (g) On or before December 1, 2015, the Task Force shall report its findings and recommendations to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2015. It shall remain effective for a period of 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.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #14

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

House Bill 1087 – Delegates Clippinger, B. Barnes, Conaway, Fennell, Frick, Kelly, Kramer, Luedtke, Platt, S. Robinson, Rosenberg, Vaughn, Waldstreicher, A. Washington, M. Washington, and C. Wilson

AN ACT concerning

Electricity – Community Solar Energy Generating System Program

HB1087/213096/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1087

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “a” insert “pilot”; strike beginning with “authorizing” in line 6 down through “ratepayers;” in line 17 and substitute “providing for the beginning and termination of the pilot program;”; in line 18, after “date;” insert “providing for the continuation of certain contracts under certain circumstances; providing for the inclusion of certain generation in a certain limitation;”; in line 19, after “Assembly;” insert “requiring the Public Service Commission to study certain matters and report its findings to certain committees on or before a certain date;”.

AMENDMENT NO. 2

On page 2, in line 22, after “ELECTRICITY” insert “, OR THE VALUE OF ITS GENERATED ELECTRICITY,”; and in line 26, strike “KILOWATT-HOURS” and substitute “KILOWATTS”.

On page 3, strike beginning with the comma in line 1 down through “SUPPLIER” in line 2; in line 4, after “SYSTEMS” insert “PILOT”; in line 23, after the second “THE” insert “KILOWATT-HOURS OR VALUE OF”; in line 24, after “THE” insert “KILOWATT-HOURS OR VALUE OF”; and in line 26, after “PERIOD” insert “, AS CALCULATED UNDER THE TARIFFS ESTABLISHED UNDER SUBSECTION (E)(2) OF THIS SECTION”.

On page 4, strike beginning with “STIMULATE” in line 4 down through “(III)” in line 6; and in line 9, strike “(IV)” and substitute “(III)”.

AMENDMENT NO. 3

On page 4, in line 30, after “ESTABLISH” insert “A PILOT PROGRAM FOR”.

On page 5, in lines 1 and 3, in each instance, strike “THE PROGRAM” and substitute “THE PILOT PROGRAM”; in line 9, after the semicolon, insert “AND”; strike beginning with “CALCULATE” in line 10 down through “(III)” in line 12; in line 14, strike “(F)” and substitute “(E)”; in line 16, strike “(F)(2)” and substitute “(E)(2)”; and in line 19, strike “120%” and substitute “200%”.

On page 6, in line 1, strike “(F)” and substitute “(E)”; in line 7, strike “THE PROGRAM” and substitute “THE PILOT PROGRAM”; and after line 7, insert:

“(12) EQUIPMENT FOR A COMMUNITY SOLAR ENERGY GENERATING SYSTEM MAY NOT BE BUILT ON CONTIGUOUS PARCELS OF LAND UNLESS THE EQUIPMENT IS INSTALLED ONLY ON BUILDING ROOFTOPS.

(13) THE PILOT PROGRAM SHALL:

(I) BEGIN ON THE EARLIER OF:

1. THE DATE OF SUBMISSION OF THE FIRST PETITION OF A SUBSCRIBER ORGANIZATION UNDER SUBSECTION (D)(9) OF THIS SECTION AFTER THE COMMISSION ADOPTS THE REGULATIONS REQUIRED UNDER SUBSECTION (E) OF THIS SECTION; OR

2. 6 MONTHS AFTER THE COMMISSION ADOPTS THOSE REGULATIONS; AND

(II) END 3 YEARS AFTER THE BEGINNING DATE.”.

On pages 6 and 7, strike in their entirety the lines beginning with line 8 on page 6 through line 24 on page 7.

On page 7, in line 25, strike “(F)” and substitute “(E)”; in the same line, strike “JANUARY” and substitute “APRIL”; and strike beginning with “CREDITS” in line 29 down through “SUBTITLE” in line 31 and substitute “KILOWATT-HOURS OR VALUE OF THE SUBSCRIBER’S SUBSCRIPTION, AS THE COMMISSION DETERMINES”.

On page 8, strike beginning with “THAT” in line 1 down through “SUBTITLE” in line 3 and substitute “AS THE COMMISSION DETERMINES”.

AMENDMENT NO. 4

On page 8, after line 11, insert:

“(F) (1) SUBJECT TO REGULATIONS OR ORDERS OF THE COMMISSION, A CONTRACT RELATING TO A COMMUNITY SOLAR ENERGY GENERATING SYSTEM OR SUBSCRIBER ORGANIZATION THAT IS ENTERED INTO DURING THE PILOT PROGRAM SHALL REMAIN IN EFFECT ACCORDING TO THE TERMS OF THE CONTRACT, INCLUDING AFTER THE TERMINATION OF THE PILOT PROGRAM.

(2) AFTER TERMINATION OF THE PILOT PROGRAM, IN ACCORDANCE WITH THE OPERATIONAL AND BILLING REQUIREMENTS IN SUBSECTION (D) OF THIS SECTION:

(I) A SUBSCRIBER ORGANIZATION MAY CONTINUE THE OPERATION OF A COMMUNITY SOLAR ENERGY GENERATING SYSTEM THAT BEGAN OPERATION DURING THE PILOT PROGRAM, INCLUDING THE CREATION AND TRADING OF SUBSCRIPTIONS; AND

(II) IN ACCORDANCE WITH THE TARIFFS ESTABLISHED UNDER SUBSECTION (E)(2) OF THIS SECTION, AN ELECTRIC COMPANY SHALL CONTINUE TO FACILITATE THE OPERATION OF A COMMUNITY SOLAR ENERGY GENERATING SYSTEM THAT BEGAN OPERATION DURING THE PILOT PROGRAM.

(G) THE CUMULATIVE INSTALLED NAMEPLATE CAPACITY UNDER THE PILOT PROGRAM SHALL COUNT TOWARD THE OVERALL LIMITATION OF 1,500 MEGAWATTS FOR ALL NET METERING PROJECTS IN § 7-306(D) OF THIS SUBTITLE.

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) The Public Service Commission, in consultation with the Maryland Energy Administration, shall convene a stakeholder workgroup to study the value and costs of the pilot program established under § 7–306.1 of the Public Utilities Article, as enacted by Section 1 of this Act and make recommendations to the Commission on the advisability of establishing a permanent program.

(b) In conducting the study, the workgroup shall identify and examine:

(1) a framework for valuation of the costs and benefits related to community solar and virtual net energy metering;

(2) the costs and benefits of community solar energy generating systems to participating subscribers and to nonsubscriber ratepayers;

(3) an appropriate credit mechanism and operational structure that allows a community renewable solar energy generating system to minimize administrative costs to an electric company, electric supplier, or subscriber organization;

(4) the benefits to and the technical and cost impacts of community solar programs and virtual net energy metering on an electric company's distribution grid;

(5) issues, benefits, and concerns related to the participation of electric companies, including investor-owned utilities, in community solar programs and projects, including owners and operators of the projects;

(6) whether and how community solar projects or virtual net energy metering have a substantially different technical impact on the distribution system than traditional net energy metering;

(7) identification of any impacts on the standard offer service procurement process;

(8) a review of community solar programs and cost-benefit studies in other states;

(9) whether and how community solar programs can help reduce the cost of compliance with the renewable energy portfolio standard;

(10) how community solar energy generating systems can impact locational marginal prices in Maryland;

(11) the impacts of the pilot program on energy costs, reliability, and equitable cost allocation for ratepayers;

(12) how community solar project developers can increase participation by low- and moderate-income retail electric customers in community solar projects;

(13) the progress of the community solar energy generating pilot program under § 7-306.1 of the Public Utilities Article, as enacted by Section 1 of this Act, in attracting low- and moderate-income retail electric customers;

(14) whether community solar energy generating systems are an overall net benefit in helping Maryland achieve its distributed generation and renewable goals;

(15) any other matters the workgroup considers relevant; and

(16) any additional factors the Public Service Commission considers appropriate.

(c) On or before July 1, 2019, the Public Service Commission shall report its findings and recommendations, based on the study conducted under this section, to the Senate Finance Committee and the House Economic Matters Committee in accordance with § 2-1246 of the State Government Article.

SECTION 3. AND BE IT FURTHER ENACTED, That the Public Service Commission shall notify the General Assembly and Department of Legislative Services when the pilot program begins in accordance § 7-306.1(f) of the Public Utilities Article, as enacted by this Act.”;

in line 12, strike “2.” and substitute “4.”; and in line 13, strike “October” and substitute “July”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Beitzel moved to make the Bill a Special Order for next session.

The motion was adopted.

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #10

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 216 – Delegates Morhaim, Carr, Chang, Ebersole, Fraser–Hidalgo, Frush, Krimm, Lafferty, Lam, McComas, and K. Young

AN ACT concerning

**Environment – Personal Care Products Containing Synthetic Plastic
Microbeads – Prohibition on Manufacturing or Sale**

HB0216/940316/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 216

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and K. Young” and substitute “K. Young, Angel, Hettleman, Hill, C. Howard, Luedtke, Platt, and Smith”.

AMENDMENT NO. 2

On page 2, after line 14, insert:

“(B) “BIODEGRADABLE” MEANS CAPABLE OF DECOMPOSING IN ACCORDANCE WITH RELEVANT ESTABLISHED GUIDELINES OF ASTM INTERNATIONAL, ORGANISATION FOR ECONOMIC CO-OPERATION AND DEVELOPMENT, OR COMPARABLE ORGANIZATIONS OR AUTHORITIES RECOGNIZED BY THE DEPARTMENT.”;

in lines 15, 20, 27, and 32, strike “(B)”, “(C)”, “(D)”, and “(E)”, respectively, and substitute “(C)”, “(D)”, “(E)”, and “(F)”, respectively; in lines 30 and 31, strike “AND AFTER DISPOSAL”; in line 33, strike “NONBIODEGRADEABLE”; and in the same line, after “PARTICLE” insert “THAT IS NOT BIODEGRADABLE”.

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 603 – Delegates S. Robinson, Carr, Clippinger, Gilchrist, Kelly, Korman, A. Miller, Moon, Pendergrass, and Platt

AN ACT concerning

Composting and Anaerobic Digestion Facilities – Yard Waste and Food Residuals

HB0603/730310/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 603

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Platt” and substitute “, Platt, and Jalisi”; in line 2, strike “Composting and Anaerobic Digestion Facilities –”; in line 3, after “Residuals” insert “Diversions and Infrastructure Task Force”; and strike beginning with “altering” in line 4 down through “facilities” in line 11 and substitute “establishing the Yard Waste and Food Residuals Diversions and Infrastructure 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 identify, evaluate, study, and make recommendations regarding certain matters; requiring the Task Force to report its interim and final findings and recommendations to the Governor and the General Assembly on or before certain dates; providing for the termination of this Act; and generally relating to the Yard Waste and Food Residuals Diversions and Infrastructure Task Force”.

On pages 1 and 2, strike in their entirety the lines beginning with line 12 on page 1 through line 5 on page 2, inclusive.

AMENDMENT NO. 2

On page 2, in line 7, strike “the Laws of Maryland read as follows”; and after line 7, insert:

“(a) There is a Yard Waste and Food Residuals Diversion and Infrastructure Task Force.

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

(1) one member of the Senate of Maryland, appointed by the President of the Senate;

(2) one member of the House of Delegates, appointed by the Speaker of the House;

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

(4) the Secretary of Business and Economic Development, or the Secretary’s designee;

(5) the Secretary of Agriculture, or the Secretary’s designee;

(6) the Director of the Maryland Environmental Service, or the Director’s designee;

(7) one representative of the MD–DC Compost Council;

(8) one representative of the American Biogas Council;

(9) one representative of the Restaurant Association of Maryland;

(10) one representative of the Maryland Retailers Association;

(11) one representative of the Maryland Food Bank;

(12) one representative of the Institute for Local Self–Reliance;

(13) one representative of the Maryland Recycling Network; and

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

- (i) one representative of a local public works department;
- (ii) one representative of a privately owned commercial composting facility;
- (iii) one representative of an agricultural industry that accepts food waste for composting, anaerobic digestion, or animal feed purposes;
- (iv) one representative of a developer of an anaerobic digestion project;
- (v) one representative of a hauler that offers collection of source-separated food waste;
- (vi) one representative of a large food waste processor in the State;
and
- (vii) one representative of a supermarket chain store.

(c) The Secretary of the Environment, or the Secretary's designee, and the Secretary of Business and Economic Development, or the Secretary's designee, shall be the cochairs of the Task Force.

(d) The Department of the Environment and the Department of Business and Economic Development jointly shall provide staff for the Task Force.

(e) A member of the Task Force:

- (1) may not receive compensation as a member of the Task Force; but
- (2) is entitled to reimbursement for expenses under the Standard State Travel Regulations, as provided in the State budget.

(f) The Task Force shall:

- (1) identify means to promote investment in infrastructure to expand capacity in the State to divert food waste from refuse disposal facilities;

- (2) evaluate the current recovery of food waste in the State, opportunities for expansion, and how to overcome obstacles to expansion;
- (3) identify organic waste recycling facilities and the capacity available in the State;
- (4) identify properties or development zones where infrastructure may be developed;
- (5) identify any tax or other incentives that already exist to encourage infrastructure development;
- (6) identify persons that generate approximately 1 ton or more of food waste per week by name and location, the locations where those persons are concentrated, and the estimated total tonnage of food waste from those persons that is expected to be diverted from disposal if adequate capacity exists;
- (7) study yard waste disposal bans in place in other states;
- (8) study food waste recovery requirements in place in other states;
- (9) identify other states that have permitting regulations for anaerobic digestion facilities and evaluate those regulations for adoption in Maryland;
- (10) evaluate whether county solid waste management plans should:
 - (i) require an organic materials recycling program; and
 - (ii) address facility infrastructure needs for organic materials recycling;
- (11) study ways to encourage a decentralized and distributed composting infrastructure;
- (12) review the recommendations in the final report of the Composting Workgroup convened by the Maryland Department of the Environment;
- (13) review the Maryland Department of the Environment's Zero Waste Plan's goals to increase the diversion of organic materials;

(14) identify ways that the diversion of food waste can help the State reach the recycling and waste diversion goals in the Zero Waste Plan;

(15) study how food waste diversion can help the State meet phosphorus management goals; and

(16) recommend specific legislative and other policy initiatives to implement the recommendations in the Composting Workgroup’s final report and the goals and objectives of the Zero Waste Plan, including measures to:

(i) strengthen the existing yard waste disposal ban; and

(ii) institute new requirements for food waste reduction and recycling.

(g) (1) On or before January 1, 2016, the Task Force shall report its interim findings and recommendations to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.

(2) On or before January 1, 2017, the Task Force shall report its final findings and recommendations to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.”.

AMENDMENT NO. 3

On pages 2 through 6, strike in their entirety the lines beginning with line 8 on page 2 through line 13 on page 6, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2015. It shall remain effective for a period of 2 years and, at the end of June 30, 2017, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 821 – Delegates Simonaire and Kipke

AN ACT concerning

**Environment – Cox Creek Citizens Oversight Committee – Composition –
Second Duties**

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 1178 – Delegate Lafferty

EMERGENCY BILL

AN ACT concerning

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

HB1178/330016/1

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 1178

(First Reading File Bill)

On page 2, in line 13, after “writing” insert “, purchase money mortgage, or purchase money deed of trust”.

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 #11

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

House Bill 542 – Delegates O’Donnell and Jackson

AN ACT concerning

Circuit Court for Calvert County – Fees for Appearance of Counsel

Favorable report adopted.

Delegate Zucker moved to make the Bill a Special Order for next session.

The motion was withdrawn.

Read the second time and ordered prepared for Third Reading.

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

House Bill 615 – Delegates Moon, Morales, Anderson, Carter, Jalisi, Korman, Platt, and Smith

AN ACT concerning

Division of Parole and Probation – Revocation Prohibited – Marijuana

HB0615/162818/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 615

(First Reading File Bill)

AMENDMENT NO. 1

In line 2, strike “Division of”; in the same line, strike “Revocation” and substitute “Sanctioning”; in the same line, strike “Marijuana” and substitute “Citation”; and strike beginning with “prohibiting” in line 3 down through “Probation” in line 6 and substitute “providing that a person may not be sanctioned for a violation of a condition of probation or parole for the sole reason that the person received a certain citation, subject to a certain exception; and generally relating to parole and probation”.

AMENDMENT NO. 2

Strike in their entirety lines 16 through 22, inclusive, and substitute:

“(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION AND NOTWITHSTANDING ANY OTHER LAW, A PERSON MAY NOT BE SANCTIONED FOR A

VIOLATION OF A CONDITION OF PROBATION OR PAROLE FOR THE SOLE REASON THAT THE PERSON RECEIVED A CITATION FOR THE COMMISSION OF A NONJAILABLE CIVIL OFFENSE.

(B) THIS SECTION DOES NOT APPLY TO AN OFFENDER WHO IS ON PROBATION OR PAROLE FOR A VIOLATION OF § 21-902 OR § 21-903 OF THE TRANSPORTATION 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 Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 618 – Delegates Carter, Anderson, Dumais, Morales, and Smith

AN ACT concerning

Juveniles – Transfer Determinations – Confinement in Juvenile Facilities

HB0618/532710/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 618

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “circumstances;” insert “requiring the District Court to state the reasons for a certain finding on the record under certain circumstances;”.

AMENDMENT NO. 2

On page 2, in line 28, strike the brackets.

On page 3, in lines 4, 6, and 8, strike “**(1)**”, “**(2)**”, and “**(3)**”, respectively, and substitute “**(I)**”, “**(II)**”, and “**(III)**”, respectively; strike beginning with “**THE**” in line 8 down through “**FACILITY**” in line 10 and substitute “**THE COURT FINDS BY CLEAR AND**”

CONVINCING EVIDENCE THAT DETENTION IN A SECURE JUVENILE FACILITY WOULD POSE A SUBSTANTIAL RISK OF HARM TO THE CHILD OR OTHERS”; after line 10, insert:

“(3) IF THE COURT MAKES A FINDING UNDER PARAGRAPH (1)(III) OF THIS SUBSECTION THAT DETENTION IN A SECURE JUVENILE FACILITY WOULD POSE A SUBSTANTIAL RISK OF HARM TO THE CHILD OR OTHERS, THE COURT SHALL STATE THE REASONS FOR THE FINDING ON THE RECORD.”;

in line 20, after “(j)” insert “(1)”; in lines 24 and 26, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; and in lines 30 and 32, strike “(I)” and “(II)”, respectively, and substitute “1.” and “2.”, respectively.

On page 4, in line 1, strike “(III)” and substitute “3.”; strike beginning with “THE” in line 1 down through “FACILITY” in line 3 and substitute “THE DISTRICT COURT FINDS BY CLEAR AND CONVINCING EVIDENCE THAT DETENTION IN A SECURE JUVENILE FACILITY WOULD POSE A SUBSTANTIAL RISK OF HARM TO THE CHILD OR OTHERS”; and after line 3, insert:

“(2) IF THE DISTRICT COURT MAKES A FINDING UNDER PARAGRAPH (1)(II)3 OF THIS SUBSECTION THAT DETENTION IN A SECURE JUVENILE FACILITY WOULD POSE A SUBSTANTIAL RISK OF HARM TO THE CHILD OR OTHERS, THE DISTRICT COURT SHALL STATE THE REASONS FOR THE FINDING ON THE RECORD.”.

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 954 – Delegates A. Washington, Morales, Anderson, D. Barnes, Carter, Conaway, Patterson, Smith, and Sydnor

AN ACT concerning

Public Safety – Deaths Involving a Law Enforcement Officer – Reports

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 954

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 3 and 4, strike “Department of State Police” and substitute “Governor’s Office of Crime Control and Prevention”; in lines 5, 7, and 8, in each instance, strike “Department” and substitute “Governor’s Office of Crime Control and Prevention”; in line 14, strike “2-315” and substitute “3-507”; and in line 20, strike “2-315.” and substitute “3-507.”.

AMENDMENT NO. 2

On page 2 in line 19, and on page 3 in lines 1, 4, and 6, in each instance, strike “DEPARTMENT” and substitute “GOVERNOR’S OFFICE OF CRIME CONTROL AND PREVENTION”.

On page 3, in lines 11 and 17 and 18, in each instance, strike “Department of State Police” and substitute “Governor’s Office of Crime Control and Prevention”; and in lines 15 and 18, in each instance, strike “2-315(b)” and substitute “3-507(b)”.

AMENDMENT NO. 3

On page 2, in line 18, strike “BEGINNING JANUARY 1, 2016” and substitute “ON OR BEFORE MARCH 1, 2016, AND MARCH 1 OF EACH SUBSEQUENT YEAR”; in line 19, after “INFORMATION” insert “, FOR THE PREVIOUS CALENDAR YEAR,”; in line 21, strike “INVOLVES” and substitute “INVOLVED”; in lines 22 and 25, in each instance, strike “GENDER IDENTITY, SEXUAL ORIENTATION,”; and in line 28, strike “AND”.

On page 3, in line 17, strike “Each” and substitute “On or before August 15, 2016, each”; in line 19, after “Act” insert “for the previous 10 calendar year period”; and in line 21, strike “October” and substitute “July”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 1032 – Delegates Jackson, Cluster, and Folden

AN ACT concerning

Public Safety – Transport of Weapons on School Property – Retired Law Enforcement Officers**HB1032/672419/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1032

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “property” insert “under certain circumstances”.

AMENDMENT NO. 2

On page 2, in line 4, strike “and”; and in line 6, after “concealed;” insert “AND”

(III) THE OFFICER OR RETIRED OFFICER IS AUTHORIZED TO CARRY A CONCEALED HANDGUN IN THE STATE;”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

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**HB1130/872318/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1130

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, after line 22, insert:

“BY adding toArticle – TransportationSection 27–101(ff)Annotated Code of Maryland(2012 Replacement Volume and 2014 Supplement)”.AMENDMENT NO. 2

On page 3, after line 26, insert:

“(FF) ANY PERSON WHO IS CONVICTED OF A VIOLATION OF § 16–303(H) OF THIS ARTICLE (“LICENSES SUSPENDED UNDER CERTAIN PROVISIONS OF THE CODE”) OR § 16–303(I) OF THIS ARTICLE (“LICENSES SUSPENDED UNDER CERTAIN PROVISIONS OF THE TRAFFIC LAWS OR REGULATIONS OF ANOTHER STATE”) IS SUBJECT TO:

(1) FOR A FIRST OFFENSE, A FINE OF NOT MORE THAN \$500; AND

(2) FOR A SECOND OR SUBSEQUENT OFFENSE, A FINE OF NOT MORE THAN \$500 OR IMPRISONMENT FOR NOT MORE THAN 60 DAYS OR BOTH.”.

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 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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #10

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 44 – Delegate Luedtke

AN ACT concerning

Special Education – Translations of Individualized Education Programs or Individualized Family Service Plans – Native Language

HB0044/995862/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 44

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in their entirety lines 2 and 3, and substitute “Special Education – IEP Translation Pilot Program – Establishment”; in line 4, after the first “of” insert “establishing the IEP Translation Pilot Program in Montgomery County;”; in line 9, after “terms;” insert “requiring a certain local school system to provide a certain parent with a certain verbal and written notice of the parent’s right to request certain documents to be translated into the parent’s native language at certain times throughout a certain process; providing for the application of this Act; providing for the termination of this Act;”; and in line 10, strike “individualized family service plans” and substitute “the IEP Translation Pilot Program”.

AMENDMENT NO. 2

On page 3, in line 26, before “**THE**” insert “**THIS PARAGRAPH APPLIES ONLY IN MONTGOMERY COUNTY.**”

(II) 1. THERE IS AN IEP TRANSLATION PILOT PROGRAM.

2. THE PILOT PROGRAM SHALL BEGIN IN THE 2016–2017 SCHOOL YEAR AND LAST FOR 2 YEARS.

(III)”;

in line 30, strike “**(II)**” and substitute “**(IV)**”; and after line 33, insert:

“(V) A LOCAL SCHOOL SYSTEM SHALL PROVIDE TO THE PARENTS, IN PLAIN LANGUAGE, A VERBAL AND WRITTEN EXPLANATION OF A PARENTS’ RIGHT TO HAVE A COMPLETED INDIVIDUALIZED EDUCATION PROGRAM OR A COMPLETED INDIVIDUALIZED FAMILY SERVICE PLAN TRANSLATED INTO THE PARENTS’ NATIVE LANGUAGE AT THE FOLLOWING TIMES:

1. THE TRANSITION MEETING FOR A CHILD MOVING FROM THE MARYLAND INFANTS AND TODDLERS PROGRAM TO A LOCAL SCHOOL SYSTEM;

2. A CHILD’S INITIAL INDIVIDUALIZED EDUCATION PROGRAM MEETING; AND

3. AT LEAST ONE TIME EACH YEAR AT A CHILD’S INDIVIDUALIZED EDUCATION PROGRAM MEETING.”.

AMENDMENT NO. 3

On page 4, after line 11, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 31, 2017, the Montgomery County Board of Education shall report to the Governor, and in accordance with § 2–1246 of the State Government Article, the Senate Education, Health, and Environmental Affairs Committee and the House Committee on Ways and Means on the following statistics on the IEP Translation Pilot Program:

(a) the number of IEP translation requests the local school system received by school and grade level;

(b) each language a completed IEP was requested to be translated into;

(c) the aggregate cost to the local school system to translate completed IEPs into each requested language and the breakdown of the cost to translate a completed IEP into each language requested; and

(d) any other logistical challenges, issues, or successes the county board identifies.”;

in line 12, strike “2.” and substitute “3.”; and in line 13, 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 Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 209 – Delegate Turner

AN ACT concerning

Howard County – Room Rental Tax – Room Rental Fee

HB0209/325069/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 209

(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegate Turner” and substitute “Howard County Delegation”; and after line 2, insert:

“Ho. Co. 12–15”.

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 598 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Raffles – Charitable Foundations and Repeal of
Monetary Cap
PG 301–15**

HB0598/485261/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 598

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “and” in line 2 down through “Cap” in line 3; and strike beginning with “repealing” in line 23 down through “County;” in line 24.

AMENDMENT NO. 2

On page 4, in lines 4 and 5, in each instance, strike the bracket; and in line 5, strike “IN ANY AMOUNT”.

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 642 – Delegates Luedtke, Morales, Afzali, Barkley, Buckel, Dumais, Fraser-Hidalgo, Gutierrez, Hixson, C. Howard, Jackson, Jalisi, Kaiser, Kelly, Krimm, Moon, Platt, Reilly, Smith, Turner, A. Washington, M. Washington, and B. Wilson

AN ACT concerning

**Children – Child Care Facilities, Public Schools, and Nonpublic Schools –
Contractors and Subcontractors**

HB0642/445667/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 642

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “allowing certain individuals to hire or retain” and substitute “hiring or retaining”; strike beginning with “and” in line 6 down through “circumstances” in line 7, inclusive, and substitute “; 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”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 11 through 20, inclusive; in line 21, strike the brackets; in the same line, strike “(B)”; in line 22, strike the brackets; strike beginning with the colon in line 22 down through “HIRE” in line 23; in line 23, strike the brackets; in the same line, strike “AN INDIVIDUAL”; in line 24, strike the bracket; in line 25, after “§ 3–307” insert “OR § 3–308”; in the same line, after “Article” insert “OR AN OFFENSE UNDER THE LAWS OF ANOTHER STATE THAT WOULD CONSTITUTE A VIOLATION OF § 3–307 OR § 3–308 OF THE CRIMINAL LAW ARTICLE IF COMMITTED IN THE STATE”; in line 31, strike the bracket; in the same line, strike “AN APPLICABLE OFFENSE; OR” and substitute a period; and after line 31, insert:

“(B) A NONPUBLIC SCHOOL CONTRACT SHALL PROVIDE THAT A CONTRACTOR OR SUBCONTRACTOR FOR THE SCHOOL MAY NOT KNOWINGLY ASSIGN AN EMPLOYEE TO WORK ON SCHOOL PREMISES WITH DIRECT, UNSUPERVISED, AND UNCONTROLLED ACCESS TO CHILDREN, IF THE EMPLOYEE HAS BEEN CONVICTED OF A CRIME IDENTIFIED UNDER SUBSECTION (A) OF THIS SECTION.”

AMENDMENT NO. 3

On page 3, strike in their entirety lines 1 through 4, inclusive; strike in their entirety lines 8 through 17, inclusive; in line 18, strike “(B)” and substitute “(A)”; in the same line, strike the brackets; strike beginning with the colon in line 18 down through “KNOWINGLY” in line 19; in line 19, strike the brackets; in the same line, strike “AN”; in line 20, strike the bracket; in line 21, after “§ 3–307” insert “OR § 3–308”; in the same line, after “Article” insert “OR AN OFFENSE UNDER THE LAWS OF ANOTHER STATE THAT WOULD CONSTITUTE A VIOLATION OF § 3–307 OR § 3–308 OF THE CRIMINAL LAW ARTICLE IF COMMITTED IN THE STATE”; strike beginning with the bracket in line 27 down through “OFFENSE” in line 31; and after line 31, insert:

“(B) A LOCAL SCHOOL SYSTEM CONTRACT SHALL PROVIDE THAT A CONTRACTOR OR SUBCONTRACTOR FOR THE SCHOOL MAY NOT KNOWINGLY ASSIGN AN EMPLOYEE TO WORK ON SCHOOL PREMISES WITH DIRECT, UNSUPERVISED, AND UNCONTROLLED ACCESS TO CHILDREN, IF THE EMPLOYEE HAS BEEN CONVICTED OF A CRIME IDENTIFIED UNDER SUBSECTION (A) 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:

House Bill 707 – Prince George’s County Delegation

AN ACT concerning

Prince George’s County – Board of Education – Issuance of Credit Cards – Prohibition PG 411–15

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 779 – Delegates A. Washington, Campos, Ebersole, Fennell,
Hornberger, Metzgar, Patterson, Platt, Tarlau, and Valderrama**

AN ACT concerning

**Higher Education – Low–Income Student Outreach and College Access Act of
2015**

HB0779/455767/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 779

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in their entirety lines 2 and 3 and substitute “Maryland Higher Education Outreach and College Access Pilot Program”; in lines 4 and 13, in each instance, strike “Low–Income Student” and substitute “Maryland Higher Education”; strike beginning with “requiring” in line 11 down through “purpose;” in line 12; in line 17, strike “11–1107” and substitute “11–1106”; and in line 18, strike “Low–Income Student” and substitute “Maryland Higher Education”.

AMENDMENT NO. 2

On page 1, in line 24, strike “**LOW–INCOME STUDENT**” and substitute “**MARYLAND HIGHER EDUCATION**”.

On page 2, in lines 7 and 10, in each instance, strike “**LOW–INCOME STUDENT**” and substitute “**MARYLAND HIGHER EDUCATION**”.

On page 4, strike in their entirety lines 13 through 16, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

**House Bill 799 – Delegates P. Young, Clippinger, Jones, McIntosh, Smith, Sydnor,
C. Wilson, and Zucker**

AN ACT concerning

Higher Education – Exemption From Nonresident Tuition – Veterans and Dependents

HB0799/655265/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 799

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, Afzali, D. Barnes, Buckel, Ebersole, Fennell, Hixson, Hornberger, C. Howard, Kaiser, Long, Luedtke, Metzgar, Patterson, Platt, Reilly, Shoemaker, Simonaire, Tarlau, Turner, Walker, A. Washington, and M. Washington”; in line 2, strike “– Exemption From Nonresident Tuition”; in line 3, after “Dependents” insert “Nonresident Tuition – Compliance With Federal Law”; and strike beginning with “exempting” in line 4 down through “education;” in line 8 and substitute “requiring each public institution of higher education in the State to comply with certain federal laws relating to veterans’ tuition benefits”.

AMENDMENT NO. 2

On page 1, strike in its entirety line 21.

On page 2, in lines 1, 3, 7, 8, 18, 20, 21, and 23, in each instance, strike the bracket; in lines 1, 3, and 8, strike “**(3)**”, “**(4)**”, and “**(6)**”, respectively; in line 1, strike “**OR VETERAN**”; strike in their entirety lines 5 and 6; in line 20, strike “**OR RELEASED**”; in line 23, strike “**AND**”; and strike in their entirety lines 24 through 30, inclusive.

AMENDMENT NO. 3

On page 3, in line 1, strike the brackets; in the same line, strike “**(4)**”; in line 2, strike “**(A)(6)**”; after line 15, insert:

“(D) EACH PUBLIC INSTITUTION OF HIGHER EDUCATION SHALL COMPLY WITH FEDERAL LAW RELATING TO NONRESIDENT TUITION FOR VETERANS AND VETERANS’ DEPENDENTS.”;

and in line 16, strike “(d)” and substitute “**(E)**”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 847 – Delegate Simonaire

AN ACT concerning

Community Colleges – Victims of Human Trafficking – Exemption From Out-of-County Fees

HB0847/145564/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 847

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Simonaire” and substitute “Delegates Simonaire, Afzali, D. Barnes, Buckel, Ebersole, Fennell, Hixson, Hornberger, C. Howard, Kaiser, Long, Luedtke, Metzgar, Patterson, Platt, Reilly, Shoemaker, Tarlau, Turner, Walker, A. Washington, and M. Washington”; in line 3, after “Out-of-County” insert “and Out-of-Region”; in lines 5 and 6, in each instance, after “fee” insert “or a certain out-of-region fee”; in line 6, after “students;” insert “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 Maryland Higher Education Commission each year; requiring the Commission to submit a certain report to the General Assembly each year;”; and in line 9, after “fees” insert “and out-of-region fees”.

AMENDMENT NO. 2

On page 2, in line 24, after “FEE” insert “OR OUT-OF-REGION FEE”; after line 27, insert:

“(III) INFORMATION COLLECTED UNDER THIS PARAGRAPH AS PART OF A STUDENT’S REGISTRATION SHALL REMAIN CONFIDENTIAL.

(IV) 1. A COMMUNITY COLLEGE THAT ADMITS AN INDIVIDUAL WHO QUALIFIES FOR A WAIVER OF THE OUT-OF-COUNTY FEE OR OUT-OF-REGION FEE UNDER THIS PARAGRAPH SHALL:

A. KEEP A RECORD OF THE NUMBER OF INDIVIDUALS FOR WHOM A WAIVER WAS GRANTED IN ACCORDANCE WITH SUBPARAGRAPH (II) OF THIS PARAGRAPH; AND

B. REPORT THE INFORMATION REQUIRED IN ITEM A OF THIS SUBSUBPARAGRAPH TO THE COMMISSION EACH YEAR.

2. THE COMMISSION SHALL SUBMIT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, AN ANNUAL REPORT CONSISTING OF THE INFORMATION SUBMITTED TO THE COMMISSION UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH.”;

in line 28, strike “(III)” and substitute “(V)”; and in line 31, after “FEE” insert “OR OUT-OF-REGION FEE”.

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 848 – Delegate Simonaire

AN ACT concerning

Anne Arundel County Public Schools Funding Accountability and Transparency Act

HB0848/455360/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 848

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Simonaire” and substitute “Anne Arundel County Delegation”.

AMENDMENT NO. 2

On page 2, in line 16, strike “EACH PAYMENT MADE IN A FISCAL YEAR” and substitute “A PAYMENT”.

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 1035 – Delegate Oaks (By Request – Baltimore City Administration)
and Delegates Anderson, Carter, Clippinger, Hammen, Haynes, Lierman,
McIntosh, and Rosenberg**

AN ACT concerning

Baltimore City – Tax Sales

HB1035/665469/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1035

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 3, 7, 8, 13, 15, 17, 22, and 24, in each instance, before “property” insert “certain owner–occupied residential”; in line 4, after “amount;” insert “exempting a person redeeming certain owner–occupied residential property in Baltimore City from the requirement that the person pay the tax collector any taxes, interest, and penalties accruing after the date of the tax sale;”; in line 6, after “redemption” insert “on certain owner–occupied residential property”; in line 11, after “provide” insert “in a certain manner”; in line 14, after “passed;” insert “providing that a certain payoff amount provided by the holder of a certificate of sale for owner–occupied residential property in Baltimore”

City shall be deemed valid for a certain period of time; prohibiting the application of certain restrictions on the filing of a complaint to foreclose the right of redemption for certain owner-occupied residential property in Baltimore City under certain circumstances;; in line 20, after “payments” insert “for certain owner-occupied residential properties”; strike beginning with “altering” in line 22 down through “sale;” in line 23 and substitute “authorizing Baltimore City to sell certain owner-occupied residential property at a tax sale for a certain lien for unpaid water and sewer service under certain circumstances; defining a certain term; providing for the application of this Act;”; in line 28, after “Section” insert “14-801,”; and in the same line, after “14-811,” insert “14-828(a),”.

AMENDMENT NO. 2

On page 2, after line 5, insert:

“14-801.

(a) In §§ 14-801 through 14-854 of this subtitle, the following words have the meanings indicated.

(b) “Other taxing agency” means any municipal corporation or other public or quasi-public corporation that may impose a tax of any kind which is or may become a lien on real property.

(c) **“OWNER-OCCUPIED RESIDENTIAL PROPERTY” MEANS, WITH RESPECT TO A PROPERTY LOCATED IN BALTIMORE CITY, THE PRINCIPAL RESIDENCE OF A HOMEOWNER AS DEFINED IN § 9-105(A)(7) OF THIS ARTICLE.**

(D) (1) “Tax” means any tax, or charge of any kind due to the State or any of its political subdivisions, or to any other taxing agency, that by law is a lien against the real property on which it is imposed or assessed.

(2) “Tax” includes interest, penalties, and service charges.”;

and in line 19, after the second “OF” insert “**OWNER-OCCUPIED RESIDENTIAL**”.

On page 4 in line 22, on page 5 in line 8, on page 8 in line 24, and on page 10 in line 26, in each instance, after “CITY,” insert “**FOR OWNER-OCCUPIED RESIDENTIAL PROPERTY,**”.

On page 10, in line 20, strike the brackets.

On page 11, in line 6, after “OF” insert “OWNER–OCCUPIED RESIDENTIAL”; and in line 37, after “CITY,” insert “FOR A PROCEEDING CONCERNING AN OWNER–OCCUPIED RESIDENTIAL PROPERTY,”.

AMENDMENT NO. 3

On page 2, in line 11, strike “ANY” and substitute “OWNER–OCCUPIED RESIDENTIAL”; and in line 12, strike “\$500” and substitute “\$750”.

On page 12, in line 7, after “(1)” insert “(I) FOR A PROPERTY OTHER THAN OWNER–OCCUPIED RESIDENTIAL PROPERTY,”; in the same line, after the semicolon, insert “OR

(II) FOR AN OWNER–OCCUPIED RESIDENTIAL PROPERTY, THE LIEN IS FOR AT LEAST \$750;”;

in lines 7 and 11, in each instance, strike the brackets; in lines 7 and 12, in each instance, strike “\$500”; in line 10, after “(b)” insert “(1)”; in the same line, strike “(a)” and substitute “(A)(1)(I)”; in line 11, after “property” insert “OTHER THAN OWNER–OCCUPIED RESIDENTIAL PROPERTY”; and after line 12, insert:

“(2) NOTWITHSTANDING SUBSECTION (A)(1)(II) OF THIS SECTION, THE MAYOR AND CITY COUNCIL MAY ENFORCE A LIEN ON OWNER–OCCUPIED RESIDENTIAL PROPERTY FOR UNPAID WATER AND SEWER SERVICE THAT IS LESS THAN \$750 IF THE PROPERTY IS BEING SOLD TO ENFORCE ANOTHER LIEN.”

AMENDMENT NO. 4

On page 2, after line 12, insert:

“14–828.

(a) If the property is redeemed, the person redeeming shall pay the collector:

(1) the total lien amount paid at the tax sale for the property together with interest;

(2) any taxes, interest, and penalties paid by any holder of the certificate of sale;

(3) EXCEPT FOR OWNER-OCCUPIED RESIDENTIAL PROPERTY IN BALTIMORE CITY, any taxes, interest, and penalties accruing after the date of the tax sale;

(4) in the manner and by the terms required by the collector, any expenses or fees for which the plaintiff or the holder of a certificate of sale is entitled to reimbursement under § 14-843 of this subtitle; and

(5) for vacant and abandoned property sold under § 14-817 of this subtitle for a sum less than the amount due, the difference between the price paid and the unpaid taxes, interest, penalties, and expenses.”.

AMENDMENT NO. 5

On page 2, in line 19, strike “12” and substitute “9”.

On page 4 in line 23, on page 8 in line 26, and on page 10 in line 28, in each instance, strike “10” and substitute “7”.

AMENDMENT NO. 6

On page 5, in line 21, strike “A” and substitute “EXCEPT AS PROVIDED IN SUBSUBPARAGRAPH 6 OF THIS SUBPARAGRAPH, A”; in line 18, after “PROPERTY” insert “, BY FIRST-CLASS CERTIFIED MAIL, POSTAGE PREPAID, RETURN RECEIPT REQUESTED, BEARING A POSTMARK FROM THE UNITED STATES POSTAL SERVICE,”; in line 26, strike “SENT” and substitute “RECEIVED BY THE HOLDER OF THE CERTIFICATE OF SALE”; and after line 32, insert:

“5. THE PAYOFF AMOUNT TO REDEEM THE PROPERTY PROVIDED BY THE HOLDER OF THE CERTIFICATE OF SALE IN ACCORDANCE WITH SUBSUBPARAGRAPH 3 OF THIS SUBPARAGRAPH SHALL BE DEEMED VALID FOR A PERIOD OF 30 DAYS FROM THE DATE THE HOLDER OF THE CERTIFICATE OF SALE SENDS THE OWNER OF THE PROPERTY THE PAYOFF AMOUNT.

6. IF THE OWNER OF PROPERTY SENDS MORE THAN 2 REQUESTS UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH, THE RESTRICTIONS ON FILING A COMPLAINT TO FORECLOSE THE RIGHT OF REDEMPTION MAY NOT APPLY TO A THIRD OR SUBSEQUENT REQUEST.”.

AMENDMENT NO. 7

On page 12, before line 13, insert:

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

and in line 13, strike “2.” and substitute “3.”.

The preceding 7 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 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**

HB1113/785962/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1113

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 7 and 9, in each instance, strike “an applicant” and substitute “certain applicants”; and in line 10, after “prosecuted;” insert “altering the requirement that an applicant be disqualified for the commission of a certain act that is not prosecuted;”.

AMENDMENT NO. 2

On page 3, in lines 11 and 14, in each instance, strike the brackets; in line 12, strike “**ANY JURISDICTION**”; and in lines 14 and 15, strike “**ANY JURISDICTION**”.

AMENDMENT NO. 3

On page 3, strike beginning with the comma in line 26 down through “JURISDICTION” in line 28 and substitute “FOR WHICH THE APPLICANT RECEIVED PROBATION BEFORE JUDGMENT”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 193 – Senators Bates, Guzzone, and Kasemeyer

AN ACT concerning

**Election Law – Local Petitions – Advance Determination of Sufficiency of Local
~~Legislation~~ Law or Charter Amendment Summary**

FOR the purpose of ~~requiring a chief election official of an election authority who is determining the sufficiency of the format of a certain petition to determine the sufficiency of any summary of local legislation that is contained in the petition; requiring the chief election official to make a certain determination within a certain time period; requiring, under certain circumstances, the chief election official to provide the sponsor of a petition with an explanation of the reasons for a certain determination; and generally relating to notices of deficiencies in the information pages of local petitions~~ 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.

BY repealing and reenacting, with amendments,

Article – Election Law

Section 6–202 and 6–210(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 460 – Senators Feldman ~~and Klausmeier~~, Klausmeier, and Middleton

AN ACT concerning

Public Utilities – Electricity – Construction of Overhead Transmission Lines

FOR the purpose of altering the scope of persons who may apply for a certificate of public convenience and necessity to begin construction of a certain new overhead transmission line for electricity under certain circumstances to include ~~a person rather than only an electric company~~; 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; prohibiting the Public Service Commission 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 from authorizing, and prohibiting a certain person from undertaking, the construction of a certain new overhead transmission line that is within a certain distance of a public airport runway; 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; and generally relating to the construction of overhead transmission lines.

BY repealing and reenacting, without amendments,

Article – Public Utilities

Section 1–101(a), (h), and (u)

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Utilities

Section 7–207

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

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

Senate Bill 517 – Senator Zirkin

AN ACT concerning

Criminal Law – Use and Possession of Marijuana and Drug Paraphernalia

FOR the purpose of ~~repealing a certain criminal prohibition on the use or possession of marijuana; establishing that certain civil penalties apply to the use or possession of any quantity of marijuana; establishing a civil penalty for the smoking of marijuana in a public place; requiring a court to dismiss a certain use or possession of marijuana charge if the court finds that the person used or possessed marijuana because of a certain medical necessity; providing that the provisions of this Act may not be construed to authorize certain activities; establishing that certain procedures regarding the issuance of a citation for the use or possession of marijuana apply to all amounts and not just certain amounts of marijuana; establishing that a certain criminal prohibition on the use or possession of drug paraphernalia does not apply to the use or possession of drug paraphernalia involving the use or possession of marijuana; repealing a certain affirmative defense regarding a certain medical necessity as it relates to a certain offense prohibiting the use and possession of drug paraphernalia; prohibiting the use of marijuana in a vehicle while on a highway; providing for certain penalties for a violation of this Act; providing for the application of certain provisions of this Act; and generally relating to the use and possession of marijuana and drug paraphernalia.~~

BY repealing and reenacting, with amendments,
 Article – Criminal Law
 Section ~~5–601, 5–601.1, 5–601(c)(1)~~ and 5–619
 Annotated Code of Maryland
 (2012 Replacement Volume and 2014 Supplement)

~~BY adding to~~
~~Article – Transportation~~
~~Section 21–903.1 and 27–116~~
~~Annotated Code of Maryland~~
~~(2012 Replacement Volume and 2014 Supplement)~~

BY adding to
Article – Criminal Law
Section 5–601(c)(4)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 528 – Senators Raskin, Brochin, Currie, Feldman, Lee, Madaleno, Manno, Muse, Pinsky, and Zirkin

AN ACT concerning

Criminal Procedure – Seizure and Forfeiture

FOR the purpose of establishing a certain minimum amount of money that is subject to forfeiture in connection with a controlled dangerous substance violation; repealing a certain presumption that certain money or weapons are forfeitable; altering a certain provision of law so as to provide that certain property may not be forfeited unless the State establishes by a preponderance of the evidence that a violation of a certain law was committed with the property owner's actual knowledge, rather than that the property may not be forfeited if the owner establishes by a preponderance of the evidence that the violation of law was committed without the owner's actual knowledge; prohibiting a certain seizing authority or prosecuting authority from directly or indirectly transferring seized property to a federal law enforcement authority or agency, with a certain exception; providing that if the owner of seized property is not charged with a violation of a certain law in connection with the seizure of the property within a certain amount of time, the property shall be immediately returned to the owner; repealing a certain rebuttable presumption that certain property is subject to forfeiture as proceeds; ~~requiring a certain law enforcement agency to report, on an annual basis, certain information about each individual seizure and forfeiture completed by the agency under State or federal forfeiture law; authorizing the Maryland Statistical Analysis Center (MSAC) to require a law enforcement agency to provide relevant information not specified in this Act; requiring a certain law enforcement agency to file a certain report for the agency and the corresponding prosecutor's office with MSAC; requiring MSAC to develop a certain form, a process, and deadlines for certain data entry; requiring MSAC to compile certain submissions and issue a certain report; requiring MSAC to make certain reports available in a certain manner; requiring the Governor's Office of Crime Control and Prevention (GOCCP) to submit a certain report to the Governor, the General Assembly, and each law enforcement agency before a certain date each year; authorizing GOCCP to include in a certain report certain recommendations; requiring GOCCP to report information on law enforcement agencies not in compliance with this Act to the Police Training Commission; requiring the Police Training Commission to contact a certain law enforcement agency and request certain compliance; requiring GOCCP and the Police Training Commission to report certain noncompliance to the Governor and the Legislative Policy Committee of the General Assembly under certain circumstances; authorizing MSAC to recoup certain costs in a certain manner; authorizing a certain law enforcement agency to use forfeiture proceeds to pay the cost of compiling and reporting information required under this Act; defining certain terms; and generally relating to seizure and forfeiture.~~

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 12–102, 12–103(a), 12–301, and 12–312
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

BY adding to
Article – Criminal Procedure

~~Section 12-211; and 13-601 to be under the new subtitle “Subtitle 6. Reporting”~~
Section 12-212
 Annotated Code of Maryland
 (2008 Replacement Volume and 2014 Supplement)

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

Senate Bill 551 – Senators Rosapepe, Astle, Bates, Cassilly, Eckardt, Edwards, Feldman, Guzzone, Hershey, Hough, Kagan, King, Manno, Mathias, Montgomery, Norman, Peters, Pinsky, Raskin, ~~Ready~~, and Young

AN ACT concerning

Land Use – Plans – Development and Adoption

FOR the purpose of authorizing the legislative body of a local jurisdiction to adopt, modify, remand, or disapprove a certain plan or part of a plan, a plan for one or more geographic sections or divisions of the local jurisdiction, or an amendment ~~or extension of or addition~~ to the plan; authorizing and requiring the legislative body to hold a public hearing before taking certain actions; requiring a certain planning commission to hold a public hearing before submitting a new recommended plan under certain circumstances; providing that a certain recommendation of a planning commission shall be considered approved if the legislative body of a certain local jurisdiction fails to ~~take action on the recommendation~~ approve, modify, remand, or disapprove the recommended plan within a certain time period; authorizing the legislative body of a local jurisdiction, by resolution, to extend a certain deadline for a certain period of time if the legislative body makes a certain determination; making a certain technical correction; and generally relating to the development and adoption of certain land use plans.

BY repealing and reenacting, with amendments,
 Article – Land Use
 Section 3-204 and 3-205
 Annotated Code of Maryland
 (2012 Volume and 2014 Supplement)

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

Senate Bill 576 – Senator Pugh

AN ACT concerning

**9-1-1 Emergency Telephone System – Multiple-Line Telephone Systems – Direct Dial
 (Kari’s Law)**

FOR the purpose of requiring that, on or before a certain date, a person that installs or operates a multiple–line telephone system ensures that the system is connected to the public switched telephone network in such a way that an individual dialing 9–1–1 is connected to the public safety answering point without requiring the individual to dial any other number or set of numbers; providing a certain exception for a unit of the Executive Branch of State government; defining a certain term; and generally relating to access to the 9–1–1 emergency telephone system and multiple–line telephone systems.

BY adding to

Article – Public Safety

Section 1–314

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 600 – Senators Astle, Klausmeier, Miller, Bates, Benson, Conway, Currie, DeGrange, Edwards, Feldman, Ferguson, Gladden, Guzzone, Hershey, Hough, Jennings, Kagan, Kasemeyer, Kelley, King, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Montgomery, Muse, Nathan–Pulliam, Norman, Peters, Pinsky, Pugh, Ramirez, Raskin, Rosapepe, Salling, Serafini, Simonaire, Waugh, Young, and Zirkin

AN ACT concerning

Chesapeake Bay Trust and Chesapeake Conservation Corps – Funding

FOR the purpose of altering the amount of money the Chesapeake Bay Trust is required to receive each fiscal year from the Environmental Trust Fund for funding certain energy conservation projects through the Chesapeake Conservation Corps Program; requiring the Maryland Transportation Authority to report to the General Assembly on the feasibility of establishing a certain donation program for the benefit of the Chesapeake Bay Trust; authorizing the Authority, if a certain determination is made, to establish a certain donation program; and generally relating to the funding of the Chesapeake Bay Trust.

BY repealing and reenacting, without amendments,

Article – Natural Resources

Section 3–302(a)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 3–302(d)(3)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY adding to

Article – Transportation

Section 4–312(d)

Annotated Code of Maryland

(2008 Replacement Volume and 2014 Supplement)

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

Senate Bill 638 – Washington County Senators

AN ACT concerning

**Washington County – Maryland Building Performance Standards –
Modifications – Local Enforcement**

FOR the purpose of requiring Washington County to implement and enforce certain modifications of the Maryland Building Performance Standards adopted by the State no later than a certain period of time for certain portions of the Standards starting with modifications that are effective on a certain date and at a certain frequency thereafter; making stylistic changes; and generally relating to Washington County and local implementation and enforcement of modifications to the Maryland Building Performance Standards.

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 12–505

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

**Senate Joint Resolution 6 – Senators Mathias, Eckardt, Hershey, Jennings, King,
Lee, Madaleno, Manno, McFadden, Middleton, Montgomery, Norman,
Rosapepe, Waugh, and Zirkin**

A Senate 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.

Senate Bill 344 – Senators Pugh, Astle, Guzzone, Kagan, and Klausmeier

AN ACT concerning

Public Health – ~~Emergency Use Auto-Injectable Epinephrine~~ and Allergy Treatment Program

FOR the purpose of ~~establishing the Emergency Use Auto-Injectable Epinephrine Program in the Department of Health and Mental Hygiene; providing for the purpose of the Program; authorizing the Department to adopt certain regulations, collect certain fees, issue and renew certain certificates, and approve certain training programs relating to the Program; altering the name of the Insect Sting Emergency Treatment Program to be the Emergency and Allergy Treatment Program; altering the purpose of the Program; repealing the authority of the Department of Health and Mental Hygiene to conduct certain educational training programs; establishing~~ altering the qualifications for applicants for a certain certificate; requiring the Department to issue certain certificates to certain applicants; providing for the contents, replacement, term, and renewal of certain certificates; requiring an applicant for a certain certificate to have a certain policy; repealing a requirement that certain educational training programs be conducted by certain individuals and include certain information; repealing certain application requirements; authorizing certain physicians to prescribe and certain pharmacists to dispense auto-injectable epinephrine to certain certificate holders; authorizing certain certificate holders to take certain actions; repealing certain requirements regarding the issuance, contents, replacement, and renewal of a certain certificate; providing that a cause of action may not arise against certain certificate holders for certain acts or omissions under certain circumstances; providing that a cause of action may not arise against certain physicians who prescribe or dispense auto-injectable epinephrine and certain paraphernalia to certain certificate holders under certain circumstances; altering certain immunities from certain causes of action for certain certificate holders and physicians; providing that a cause of action may not arise against certain pharmacists who dispense auto-injectable epinephrine and certain paraphernalia to certain certificate holders under certain circumstances; repealing certain provisions of law authorizing certain individuals to receive, possess, and administer certain epinephrine; providing for immunity from civil liability for certain individuals under certain circumstances; providing for the effect of certain provisions of this Act; providing for the construction of this Act; requiring certain certificate holders to submit to the Department a certain report; requiring the Department to publish a certain report on or before a certain date each year; requiring the Department to report to certain committees of the General Assembly on or before a certain date on the implementation of this Act; altering certain definitions; defining certain terms; making certain conforming and stylistic changes; and generally relating to the Emergency Use Auto-Injectable Epinephrine and Allergy Treatment Program.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 13–701 through 13–704, 13–708, and 13–709 to be under the amended subtitle “Subtitle 7. Emergency and Allergy Treatment Program”

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing

Article – Health – General

Section 13–705 through 13–707

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY adding to

Article – Health – General

Section ~~13–7A–01 through 13–7A–10 to be under the new subtitle “Subtitle 7A. Emergency Use Auto-Injectable Epinephrine Program”~~ 13–705 and 13–706

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 472 – Senator Zirkin

AN ACT concerning

Family Law – Grounds for Divorce – Mutual Consent

FOR the purpose of authorizing a court to decree an absolute divorce on the grounds of mutual consent ~~if the parties have executed a written settlement agreement that resolves certain contested issues between the parties; requiring the parties to jointly file a certain complaint and include a certain affidavit with the complaint in order to initiate proceedings for an absolute divorce on the grounds of mutual consent under certain circumstances; authorizing a court to merge or incorporate a certain settlement agreement into a certain divorce decree; authorizing a court to modify or enforce a certain settlement agreement consistent with certain provisions of law; and generally relating to the grounds for an absolute divorce.~~

BY repealing and reenacting, with amendments,

Article – Family Law

Section 7–103

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 544 – Senators Lee, Feldman, Guzzone, Manno, and Montgomery

AN ACT concerning

Statewide Information Technology Master Plan – Inclusion of Cybersecurity Framework – Requirement

FOR the purpose of requiring that the statewide information technology master plan developed by the Secretary of Information Technology include a cybersecurity framework; requiring that the Secretary consider materials developed by the National Institute of Standards and Technology in developing or modifying the cybersecurity framework; and generally relating to the inclusion of a cybersecurity framework in the statewide information technology master plan.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 3A–304
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 662 – Senators Ready, Brochin, Eckardt, and Edwards

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 transparency and 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 Health and Government Operations.

Senate Bill 666 – Senators Bates ~~and Salling~~, Salling, and Simonaire

AN ACT concerning

Recreational Fishing Licenses – Duration and Expiration Date

FOR the purpose of altering the expiration date for and, under certain circumstances, the duration of certain recreational fishing licenses; requiring the Department of Natural Resources to ~~determine the duration of and effective dates~~ establish by regulation a term for a certain recreational fishing license; requiring the Department to proportionally prorate the annual license fees for certain recreational fishing licenses; repealing a certain obsolete provision of law; and generally relating to the expiration date for and duration of recreational fishing licenses.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 4–210.1(a), 4–216(a), 4–604(b), and 4–745(a)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–210.1(e), 4–216(c), 4–604(h)(1), and 4–745(a)(3) and (d)(1)
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 696 – Senator Hershey

AN ACT concerning

Natural Resources – Oyster Poaching – Administrative Penalties

FOR the purpose of 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; altering the administrative penalties that apply to a person for knowingly committing certain offenses related to oyster poaching by ~~authorizing~~ requiring the Department of Natural Resources to suspend or revoke the person's oyster license for a first offense under certain circumstances; clarifying that any one of certain oyster poaching offenses qualifies as a second or subsequent offense for certain purposes under certain circumstances; requiring the Department to report certain information each year in accordance with certain requirements to certain committees of the General Assembly; providing for the termination of this Act; and generally relating to administrative penalties for oyster poaching.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–1210
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 770 – Senator Astle

AN ACT concerning

Insurance – Motor Vehicle Rental Companies – Limited Lines License to Sell Insurance

FOR the purpose of applying certain provisions of law relating to employees of a motor vehicle rental company that holds a certain limited lines license to authorized representatives of the motor vehicle rental company; requiring a motor vehicle rental company to hold a certain limited lines license to sell certain insurance before authorized representatives of the company may sell or offer to sell any policies of insurance to renters of motor vehicles; providing that a certain limited lines license authorizes any authorized representative of the motor vehicle rental company holding the license to act on behalf of the company with respect to certain kinds of insurance, under certain circumstances; altering the types of employees of a motor vehicle rental company who are authorized to act on behalf of the company with respect to certain kinds of insurance; providing that certain acts of an authorized representative of a motor vehicle rental company shall be deemed to be the acts of the company for certain purposes; authorizing an employee or an authorized representative of a motor vehicle rental company to be compensated for offering or selling certain insurance coverage; prohibiting the employee or authorized representative from being compensated for certain activities in a certain manner; 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; providing for the construction of certain provisions of law; altering the circumstances under which a motor vehicle rental company is authorized to offer or sell certain insurance under a limited lines license; requiring a certain employee or an authorized representative of a certain motor vehicle rental company to disclose certain information to a renter; altering the circumstances under which certain disciplinary action may be taken by the Maryland Insurance Commissioner; prohibiting an authorized representative of a motor vehicle rental company from advertising, representing, or otherwise holding itself out as a certain insurer or certain insurance producer; exempting certain compensation from the prohibition against paying, directly or indirectly, to certain persons certain consideration for selling, soliciting, or negotiating insurance; defining a certain term; making certain conforming changes; and generally relating to motor vehicle rental companies and limited lines licenses to sell insurance to renters of motor vehicles.

BY repealing and reenacting, with amendments,

Article – Insurance

Section 10–130(a), 10–601, 10–602, 10–604(a), 10–606, and 10–607

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 798 – Senators Mathias and Eckardt

AN ACT concerning

**Wicomico County – Alcoholic Beverages – ~~Annual Production Limit for~~
Micro-Breweries – Annual Production Limit**

FOR the purpose of raising in Wicomico County the limit on the number of barrels of malt beverages that a micro-brewery may collectively brew, bottle, or contract for in a calendar year; and generally relating to micro-breweries in Wicomico County.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 2-208(c)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

QUORUM CALL

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

(See Roll Call No. 432)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #32

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~~
and Marijuana – Penalties**

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

Affirmative – 90 Negative – 48 (See Roll Call No. 433)

The Bill was then sent to the Senate.

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 Loss Assistance

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

Affirmative – 137 Negative – 2 (See Roll Call No. 434)

The Bill was then sent to the Senate.

House Bill 345 – Delegates Lierman and Clippinger

AN ACT concerning

Labor and Employment – Flexible Leave – Use of Leave for Family Illness

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

Affirmative – 86 Negative – 52 (See Roll Call No. 435)

The Bill was then sent to the Senate.

House Bill 771 – Delegates Carter, Anderson, Conaway, Glenn, McCray, Oaks, and B. Robinson

AN ACT concerning

Baltimore Police Department – Reporting on Community Policing

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

Affirmative – 137 Negative – 1 (See Roll Call No. 436)

The Bill was then sent to the Senate.

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)**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 437)

The Bill was then sent to the Senate.

House Bill 936 – Delegate Jones

AN ACT concerning

**Public-Private Partnership Agreements – Construction Contracts –
~~Performance~~ Security Requirements**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 438)

The Bill was then sent to the Senate.

House Bill 941 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Davis, ~~and Jones~~ 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

AN ACT concerning

Task Force to Study Exemptions from Higher Education Ethics Requirements and Procurement Rules to Facilitate Technology Transfer

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

Affirmative – 139 Negative – 0 (See Roll Call No. 439)

The Bill was then sent to the Senate.

House Bill 1009 – Delegates Smith, Luedtke, Moon, Morales, Platt, and Tarlau

AN ACT concerning

**Criminal Procedure – Immunity – Alcohol– or Drug–Related Medical
Emergencies**

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

Affirmative – 118 Negative – 19 (See Roll Call No. 440)

The Bill was then sent to the Senate.

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

AN ACT concerning

Law Enforcement – Special Police Officers

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

Affirmative – 133 Negative – 6 (See Roll Call No. 441)

The Bill was then sent to the Senate.

**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

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

Affirmative – 138 Negative – 1 (See Roll Call No. 442)

The Bill was then sent to the Senate.

House Bill 1160 – Delegate Luedtke

AN ACT concerning

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

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

Affirmative – 128 Negative – 11 (See Roll Call No. 443)

The Bill was then sent to the Senate.

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

AN ACT concerning

Maryland Capitol Police of the Department of General Services

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

Affirmative – 139 Negative – 0 (See Roll Call No. 444)

The Bill was then sent to the Senate.

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT
#6**

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

House Bill 9 – Delegate Kelly

AN ACT concerning

Maryland Home Birth Safety Act

HB0009/116381/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 9
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Kelly” and substitute “Delegates Kelly, Afzali, Grammer, Korman, McMillan, Moon, Morhaim, Parrott, Stein, Valderrama, Vogt, Hayes, Oaks, Pena–Melnik, Miele, Saab, Morgan, Pendergrass, Hammen, Kipke, Cullison, Sample–Hughes, Barron, Reznik, West, Rose, Hill, Krebs, and K. Young”; in line 2, strike “Home Birth Safety” and substitute “Licensure of Direct–Entry Midwives”; in line 8, after “Committee;” insert “requiring the Committee, beginning on a certain date, to

submit a certain annual report to the Board;”; in line 11, strike “providers” and substitute “health care practitioners”; in line 14, after “requirements,” insert “complete and submit certain birth certificates, make certain records and information available to certain individuals”; in line 16, strike “providers” and substitute “practitioners”; in line 17, strike the first “and”; in line 18, after “circumstances” insert “, and complete certain forms: authorizing certain licensed direct–entry midwives to continue certain care of certain patients in consultation with certain health care practitioners”; in the same line, strike “approve” and substitute “recommend approval to the Board of”; strike beginning with “prohibiting” in line 21 down through “circumstances” in line 22 and substitute “requiring the Board, in consultation with stakeholders, to develop a certain consent agreement; requiring, beginning on a certain date, a licensed direct–entry midwife to annually report certain information to the Committee in a certain form; requiring the Committee to maintain the confidentiality of certain reports; requiring the Board to send a certain notice to certain licensed direct–entry midwives under certain circumstances; prohibiting the Board from renewing the license of certain licensed direct–entry midwives, under certain circumstances, or taking other action against certain licensed direct–entry midwives for the failure to submit certain reports”; and strike beginning with “authorizing” in line 27 down through “circumstances;” in line 28.

On page 2, in line 20, strike “health care providers” and substitute “persons”; strike beginning with “subjecting” in line 22 down through “circumstances;” in line 24; in line 25, after “Board” insert “, beginning on a certain date and every year thereafter”; in the same line, after the first “to” insert “submit a certain”; strike beginning with “on” in line 26 down through “State” in line 27; in line 27, strike “a”; in the same line, strike “definition” and substitute “definitions”; in line 28, after “workgroup” insert “to develop a certain form, a certain consent agreement, and a certain formulary”; in line 29, after “workgroup;” insert “requiring the workgroup to report its findings and recommendations to the Board on or before a certain date; requiring the Department of Legislative Services, on or before a certain date, to compile and analyze certain data, report on the data to certain committees of the General Assembly, and provide the data to the Board”; and strike beginning with “providing” in line 30 down through “circumstances;” in line 31.

On page 3, in line 2, strike “, 8–6C–02, 8–6C–02.1, 8–6C–02.2, and 8–6C–03”; and strike in their entirety lines 12 through 28, inclusive.

AMENDMENT NO. 2

On page 4 in line 11, on page 9 in line 19, on page 14 in lines 1, 20, 23, and 24, on page 15 in lines 2, 3, 6, 18, and 28, on page 16 in lines 1, 7, 14, and 21, on page 17 in lines 13 and 21, on page 18 in lines 3, 21, and 29, on page 19 in lines 8, 17, 21, and 25, on page

20 in line 1, on page 21 in lines 20, 23, 26, and 28, on page 22 in lines 1, 7, 22, and 29, on page 23 in lines 9 and 14, on page 25 in lines 12 and 16, on page 26 in line 16, on page 29 in line 20, on page 30 in lines 14 and 20, on page 33 in lines 21 and 22, on page 34 in lines 22, 23, 24, 25, 27, 30, and 31, and on page 35 in lines 1, 17, and 19, in each instance, strike “**CERTIFIED**” and substitute “**LICENSED**”.

On page 5 in lines 16 and 20, and on page 6 in lines 2 and 4, in each instance, after “electrologists,” insert “**LICENSED**”.

On page 5 in lines 23, 26, and 27, on page 6 in lines 10, 12, 15, 19, 22, and 33, and on page 7 in lines 2, 6, and 11, in each instance, after “electrologist,” insert “**LICENSED**”.

On page 5, in line 29, after “**OR**” insert “**LICENSED**”.

On page 6 in line 27, and on page 7 in lines 8 and 17, in each instance, after “electrologist’s,” insert “**LICENSED**”.

On page 6, in line 29, after “**OR**” insert “**LICENSED**”.

On page 7, in line 29, after “**6C.**” insert “**LICENSED**”.

On page 8, strike in their entirety lines 9 through 13, inclusive; in lines 14, 16, 22, 26, and 28, strike “**(F)**”, “**(G)**”, “**(H)**”, “**(I)**”, and “**(J)**”, respectively, and substitute “**(E)**”, “**(F)**”, “**(G)**”, “**(H)**”, and “**(I)**”, respectively; in line 15, strike “**§ 8-6C-10**” and substitute “**§ 8-6C-11**”; in line 18, after “**TITLE;**” insert “**OR**”; strike beginning with “**; OR**” in line 19 down through “**ARTICLE**” in line 21; and after line 29, insert:

“(J) (1) “LICENSED DIRECT-ENTRY MIDWIFE” MEANS AN INDIVIDUAL WHO HAS BEEN GRANTED A LICENSE UNDER THIS SUBTITLE TO PRACTICE DIRECT-ENTRY MIDWIFERY.

“(2) “LICENSED DIRECT-ENTRY MIDWIFE” DOES NOT INCLUDE A LICENSED NURSE CERTIFIED AS A NURSE-MIDWIFE UNDER THIS TITLE.”

On page 9, in line 2, strike “**INTERCONCEPTUAL**” and substitute “**INTERCONCEPTIONAL**”; in line 4, strike “**REGULATIONS ADOPTED BY THE BOARD**” and substitute “**UNDER § 8-6C-03**”.

strike in their entirety lines 5 through 10, inclusive; in lines 11, 15, 19, 23, and 24, strike “(N)”, “(O)”, “(P)”, “(Q)”, and “(R)”, respectively, and substitute “(L)”, “(M)”, “(N)”, “(O)”, and “(P)”, respectively; in line 25, strike “PRIMARY”; and strike beginning with “TO” in line 26 down through “CYCLE” in line 27.

On page 10, in line 6, strike “DESCRIBED UNDER § 8–6C–06 OF” and substitute “AUTHORIZED UNDER”; in line 7, strike the comma; after line 15, insert:

(2) DISCUSSING:

(I) ANY GENERAL RISK FACTORS ASSOCIATED WITH THE SERVICES TO BE PROVIDED;

(II) ANY SPECIFIC RISK FACTORS PERTAINING TO THE HEALTH AND CIRCUMSTANCES OF THE INDIVIDUAL PATIENT;

(III) CONDITIONS THAT PRECLUDE CARE BY A LICENSED DIRECT-ENTRY MIDWIFE; AND

(IV) THE CONDITIONS UNDER WHICH CONSULTATION, TRANSFER OF CARE, OR TRANSPORT OF THE PATIENT MUST BE IMPLEMENTED;

in lines 16, 18, and 29, strike “(2)”, “(3)”, and “(4)”, respectively, and substitute “(3)”, “(4)”, and “(5)”, respectively; in line 16, strike “, INCLUDING” and substitute “AND PERFORMING”; strike beginning with “ANY” in line 21 down through “ANY” in line 23 and substitute “A PLAN FOR THE MANAGEMENT OF ANY”; in line 24, after “PATIENT;” insert “AND”; strike in their entirety lines 25 and 26; and in line 27, strike “(IV)” and substitute “(II)”.

On page 11, in lines 1, 3, 5, 9, 11, 13, and 25, strike “(5)”, “(6)”, “(7)”, “(8)”, “(9)”, “(10)”, and “(11)”, respectively, and substitute “(6)”, “(7)”, “(8)”, “(9)”, “(10)”, “(11)”, and “(12)”, respectively; in line 1, after “WITH” insert “A HEALTH CARE PRACTITIONER REGARDING THE CARE OF A PATIENT”; in line 2, strike the first comma; in line 3, strike “PRIOR TO” and substitute “WITHIN 72 HOURS AFTER”; in line 5, strike “RECOMMENDED BY THE COMMITTEE AND”; after line 16, insert:

“(II) AT THE ONSET OF ACTIVE LABOR NOTIFYING THE PEDIATRIC HEALTH CARE PRACTITIONER THAT DELIVERY IS IMMINENT;”;

in line 17, strike “(II)” and substitute “(III)”; in line 22, after “HOSPITAL” insert “**UNDER CIRCUMSTANCES IN WHICH EMERGENCY MEDICAL SERVICES HAVE NOT BEEN ACTIVATED**”; in line 23, strike “AND”; after line 23, insert:

“(IV) ACTIVATING EMERGENCY MEDICAL SERVICES FOR AN EMERGENCY; AND”;

and in line 24, strike “(III)” and substitute “(V)”.

On page 11 in line 4, on page 12 in lines 26 and 31, on page 13 in line 5, on page 15 in line 25, on page 19 in line 19, and on page 23 in line 1, in each instance, strike “PROVIDER” and substitute “**PRACTITIONER**”.

On page 11 in line 4, on page 12 in lines 26, 28, and 31, and on page 13 in line 5, in each instance, after “PEDIATRIC” insert “**HEALTH**”.

On page 12, in lines 1, 11, and 25, strike “(12)”, “(13)”, and “(14)”, respectively, and substitute “(13)”, “(14)”, and “(15)”, respectively; strike in their entirety lines 3 through 6, inclusive, and substitute:

“(I) SUTURING OF FIRST AND SECOND DEGREE PERINEAL OR LABIAL LACERATIONS, OR SUTURING OF AN EPISIOTOMY WITH THE ADMINISTRATION OF A LOCAL ANESTHETIC; AND”;

strike beginning with “AND” in line 17 down through “DELIVERY;” in line 24; after line 24, insert:

“(II) ASSESSING NEWBORN FEEDING AND HYDRATION;

“(III) PERFORMING METABOLIC SCREENING AND REPORTING ON THE SCREENING IN ACCORDANCE WITH THE REGULATIONS RELATED TO NEWBORN SCREENINGS THAT ARE ADOPTED BY THE DEPARTMENT;

(IV) PERFORMING CRITICAL CONGENITAL HEART DISEASE SCREENING AND REPORTING ON THE SCREENING IN ACCORDANCE WITH THE REGULATIONS RELATED TO NEWBORN SCREENINGS THAT ARE ADOPTED BY THE DEPARTMENT;

(V) IF UNABLE TO PERFORM THE SCREENING REQUIRED UNDER ITEM (III) OR (IV) OF THIS ITEM, REFERRING THE NEWBORN TO A PEDIATRIC HEALTH CARE PRACTITIONER TO PERFORM THE SCREENING WITHIN 24 TO 48 HOURS AFTER DELIVERY; AND

(VI) REFERRING THE INFANT TO AN AUDIOLOGIST FOR A HEARING SCREENING IN ACCORDANCE WITH THE REGULATIONS RELATED TO NEWBORN SCREENINGS THAT ARE ADOPTED BY THE DEPARTMENT;”;

strike beginning with the colon in line 25 down through “NOTIFYING” in line 26 and substitute “, NOTIFYING”; after line 27, insert:

“(16) WITHIN 72 HOURS AFTER DELIVERY:”;

in lines 28 and 30, strike “(II)” and “(III)”, respectively, and substitute “(I)” and “(II)”, respectively; in line 29, strike “PROVIDER” and substitute “PRACTITIONER, INCLUDING DOCUMENTATION OF THE PERFORMANCE OF THE SCREENINGS REQUIRED UNDER ITEM (14)(III) AND (IV) OF THIS SUBSECTION”; in line 30, strike “RECOMMENDING TO THE PATIENT THAT” and substitute “REFERRING”; in lines 30 and 31, strike “BE SEEN BY” and substitute “TO”; and in line 31, strike “WITHIN 24 HOURS AFTER DELIVERY”.

On page 13, in lines 1 and 9, strike “(15)” and “(16)”, respectively, and substitute “(17)” and “(18)”, respectively; in line 1, strike “AFTER” and substitute “BEYOND”; strike beginning with “REFERRAL” in line 6 down through the second “AND” in line 7 and substitute “ASSESSMENT OF NEWBORN FEEDING AND HYDRATION; AND”;

in line 12, strike “AS NECESSARY”; strike beginning with the comma in line 13 down through “CONTRACEPTIVES” in line 15; in line 17, after “LABOR” insert “OR ARTIFICIAL RUPTURE OF MEMBRANES PRIOR TO THE ONSET OF LABOR”; after line 25, insert:

“8-6C-03.

A LICENSED DIRECT-ENTRY MIDWIFE MAY NOT ASSUME OR CONTINUE TO TAKE RESPONSIBILITY FOR A PATIENT'S PREGNANCY AND BIRTH CARE AND SHALL ARRANGE FOR THE ORDERLY TRANSFER OF CARE TO A HEALTH CARE PRACTITIONER FOR A PATIENT WHO IS ALREADY UNDER THE CARE OF THE LICENSED DIRECT ENTRY MIDWIFE, IF A HISTORY OF ANY OF THE FOLLOWING DISORDERS OR SITUATIONS IS FOUND TO BE PRESENT AT THE INITIAL INTERVIEW OR IF ANY OF THE FOLLOWING DISORDERS OR SITUATIONS BECOME APPARENT THROUGH A PATIENT HISTORY, AN EXAMINATION, OR IN A LABORATORY REPORT AS PRENATAL CARE PROCEEDS:

- (1) DIABETES MELLITUS, INCLUDING UNCONTROLLED GESTATIONAL DIABETES;
- (2) HYPERTHYROIDISM TREATED WITH MEDICATION;
- (3) UNCONTROLLED HYPOTHYROIDISM;
- (4) EPILEPSY WITH SEIZURES OR ANTIEPILEPTIC DRUG USE DURING THE PREVIOUS 12 MONTHS;
- (5) COAGULATION DISORDERS;
- (6) CHRONIC PULMONARY DISEASE;
- (7) HEART DISEASE IN WHICH THERE ARE ARRHYTHMIAS OR MURMURS EXCEPT WHEN, AFTER EVALUATION, IT IS THE OPINION OF A PHYSICIAN LICENSED UNDER TITLE 14 OF THIS ARTICLE OR A LICENSED NURSE CERTIFIED AS A NURSE-MIDWIFE OR A NURSE PRACTITIONER UNDER THIS TITLE THAT MIDWIFERY CARE MAY PROCEED;
- (8) HYPERTENSION, INCLUDING PREGNANCY-INDUCED HYPERTENSION (PIH);
- (9) RENAL DISEASE;

(10) EXCEPT AS OTHERWISE PROVIDED IN § 8-6C-04(A)(11) OF THIS SUBTITLE, RH SENSITIZATION WITH POSITIVE ANTIBODY TITER;

(11) PREVIOUS UTERINE SURGERY, INCLUDING A CESAREAN SECTION OR MYOMECTOMY;

(12) INDICATIONS THAT THE FETUS HAS DIED IN UTERO;

(13) PREMATURE LABOR (GESTATION LESS THAN 37 WEEKS);

(14) MULTIPLE GESTATION;

(15) NONCEPHALIC PRESENTATION AT OR AFTER 38 WEEKS;

(16) PLACENTA PREVIA OR ABRUPTION;

(17) PREECLAMPSIA;

(18) SEVERE ANEMIA, DEFINED AS HEMOGLOBIN LESS THAN 10 G/DL;

(19) UNCOMMON DISEASES AND DISORDERS, INCLUDING ADDISON'S DISEASE, CUSHING'S DISEASE, SYSTEMIC LUPUS ERYTHEMATOSUS, ANTIPHOSPHOLIPID SYNDROME, SCLERODERMA, RHEUMATOID ARTHRITIS, PERIARTERITIS NODOSA, MARFAN'S SYNDROME, AND OTHER SYSTEMIC AND RARE DISEASES AND DISORDERS;

(20) AIDS/HIV;

(21) HEPATITIS A THROUGH G AND NON-A THROUGH G;

(22) ACUTE TOXOPLASMOSIS INFECTION, IF THE PATIENT IS SYMPTOMATIC;

(23) ACUTE RUBELLA INFECTION DURING PREGNANCY;

(24) ACUTE CYTOMEGALOVIRUS INFECTION, IF THE PATIENT IS SYMPTOMATIC;

(25) ACUTE PARVOVIRUS INFECTION, IF THE PATIENT IS SYMPTOMATIC;

(26) ALCOHOL ABUSE, SUBSTANCE ABUSE, OR PRESCRIPTION ABUSE DURING PREGNANCY;

(27) CONTINUED DAILY TOBACCO USE INTO THE SECOND TRIMESTER;

(28) THROMBOSIS;

(29) INFLAMMATORY BOWEL DISEASE THAT IS NOT IN REMISSION;

(30) HERPES SIMPLEX VIRUS, PRIMARY GENITAL INFECTION DURING PREGNANCY, OR ACTIVE GENITAL LESIONS AT THE TIME OF DELIVERY;

(31) SIGNIFICANT FETAL CONGENITAL ANOMALY;

(32) ECTOPIC PREGNANCY;

(33) PREPREGNANCY BODY MASS INDEX (BMI) OF LESS THAN 18.5 OR 35 OR MORE; OR

(34) POST TERM MATURITY (GESTATIONAL AGE 42 0/7 WEEKS AND BEYOND).

8-6C-04.

(A) A LICENSED DIRECT-ENTRY MIDWIFE SHALL CONSULT WITH A HEALTH CARE PRACTITIONER, AND DOCUMENT THE CONSULTATION, THE RECOMMENDATIONS OF THE CONSULTATION, AND THE DISCUSSION OF THE CONSULTATION WITH THE CLIENT, IF ANY OF THE FOLLOWING CONDITIONS ARE PRESENT DURING PRENATAL CARE:

- (1) SIGNIFICANT MENTAL DISEASE, INCLUDING DEPRESSION, BIPOLAR DISORDER, SCHIZOPHRENIA, AND OTHER CONDITIONS THAT IMPAIR THE ABILITY OF THE PATIENT TO PARTICIPATE EFFECTIVELY IN THE PATIENT’S CARE OR THAT REQUIRE THE USE OF PSYCHOTROPIC DRUGS TO CONTROL THE CONDITION;**
- (2) SECOND OR THIRD TRIMESTER BLEEDING;**
- (3) INTERMITTENT USE OF ALCOHOL INTO THE SECOND TRIMESTER;**
- (4) ASTHMA;**
- (5) DIET-CONTROLLED GESTATIONAL DIABETES;**
- (6) HISTORY OF GENETIC PROBLEMS, INTRAUTERINE DEATH AFTER 20 WEEKS’ GESTATION, OR STILLBIRTH;**
- (7) ABNORMAL PAP SMEAR;**
- (8) POSSIBLE ECTOPIC PREGNANCY;**
- (9) TUBERCULOSIS;**
- (10) CONTROLLED HYPOTHYROIDISM, BEING TREATED WITH THYROID REPLACEMENT AND EUTHYROID, AND WITH THYROID TEST NUMBERS IN THE NORMAL RANGE;**
- (11) RH SENSITIZATION WITH POSITIVE ANTIBODY TITER;**
- (12) BREECH PRESENTATION BETWEEN 35 AND 38 WEEKS;**
- (13) TRANSVERSE LIE OR OTHER ABNORMAL PRESENTATION BETWEEN 35 AND 38 WEEKS;**
- (14) PREMATURE RUPTURE OF MEMBRANES AT 37 WEEKS OR LESS;**

(15) SMALL FOR GESTATIONAL AGE OR LARGE FOR GESTATIONAL AGE FETUS;

(16) POLYHYDRAMNIOS OR OLIGOHYDRAMNIOS;

(17) PREVIOUS LEEP PROCEDURE OR CONE BIOPSY;

(18) PREVIOUS OBSTETRICAL PROBLEMS, INCLUDING UTERINE ABNORMALITIES, PLACENTAL ABRUPTION, PLACENTA ACCRETA, OBSTETRIC HEMORRHAGE, INCOMPETENT CERVIX, OR PRETERM DELIVERY FOR ANY REASON;

(19) POSTTERM MATURITY (41 0/7 TO 6/7 WEEKS GESTATIONAL AGE);

(20) INFLAMMATORY BOWEL DISEASE, IN REMISSION; OR

(21) HERPES SIMPLEX VIRUS, PRIMARY INFECTION OR ACTIVE INFECTION AT TIME OF DELIVERY.

(B) SUBJECT TO SUBSECTION (C) OF THIS SECTION, A LICENSED DIRECT-ENTRY MIDWIFE SHALL ARRANGE IMMEDIATE EMERGENCY TRANSFER TO A HOSPITAL IF:

(1) THE PATIENT REQUESTS TRANSFER; OR

(2) THE PATIENT OR NEWBORN IS DETERMINED TO HAVE ANY OF THE FOLLOWING CONDITIONS DURING LABOR, DELIVERY, OR THE IMMEDIATE POSTPARTUM PERIOD:

(i) UNFORESEEN NONCEPHALIC PRESENTATION;

(ii) UNFORESEEN MULTIPLE GESTATION;

(iii) NONREASSURING FETAL HEART RATE OR PATTERN, INCLUDING TACHYCARDIA, BRADYCARDIA, SIGNIFICANT CHANGE IN BASELINE, AND PERSISTENT LATE OR SEVERE VARIABLE DECELERATIONS;

(IV) PROLAPSED CORD;

(V) UNRESOLVED MATERNAL HEMORRHAGE;

(VI) RETAINED PLACENTA;

(VII) SIGNS OF FETAL OR MATERNAL INFECTION;

(VIII) PATIENT WITH A THIRD OR FOURTH DEGREE LACERATION OR A LACERATION BEYOND THE LICENSED DIRECT-ENTRY MIDWIFE'S ABILITY TO REPAIR;

(IX) APGAR OF LESS THAN SEVEN AT 5 MINUTES;

(X) OBVIOUS CONGENITAL ANOMALIES;

(XI) NEED FOR CHEST COMPRESSIONS DURING NEONATAL RESUSCITATION;

(XII) NEWBORN WITH PERSISTENT CENTRAL CYANOSIS;

(XIII) NEWBORN WITH PERSISTENT GRUNTING AND RETRACTIONS;

(XIV) NEWBORN WITH ABNORMAL VITAL SIGNS;

(XV) GROSS OR THICK MECONIUM STAINING, WHEN DISCOVERED; OR

(XVI) NEWBORN WITH EXCESSIVE DEHYDRATION DUE TO INABILITY TO FEED.

(C) IF TRANSFER IS NOT POSSIBLE BECAUSE OF IMMINENT DELIVERY, THE LICENSED DIRECT-ENTRY MIDWIFE SHALL CONSULT WITH A HEALTH CARE PROVIDER FOR GUIDANCE ON FURTHER MANAGEMENT OF THE PATIENT AND TO DETERMINE WHEN TRANSFER MAY BE SAFELY ARRANGED, IF REQUIRED.

(D) (1) A LICENSED DIRECT-ENTRY MIDWIFE SHALL IMMEDIATELY TRANSFER THE CARE OF A PATIENT TO A HEALTH CARE PROVIDER FOR THE TREATMENT OF ANY SIGNIFICANT POSTPARTUM MORBIDITY, INCLUDING:

(I) UNCONTROLLED POSTPARTUM HEMORRHAGE;

(II) PREECLAMPSIA;

(III) THROMBO-EMBOLISM;

(IV) AN INFECTION; OR

(V) A POSTPARTUM MENTAL HEALTH DISORDER.

(2) A LICENSED DIRECT-ENTRY MIDWIFE WHO IS REQUIRED TO TRANSFER CARE OF A PATIENT UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY CONTINUE OTHER ASPECTS OF POSTPARTUM CARE IN CONSULTATION WITH THE TREATING HEALTH CARE PRACTITIONER.”;

and in line 26, strike “**8-6C-03.**” and substitute “**8-6C-05.**”.

On page 14, in lines 9 and 21, strike “**8-6C-04.**” and “**8-6C-05.**”, respectively, and substitute “**8-6C-06.**” and “**8-6C-07.**”, respectively; in line 16, strike “AND”; in the same line, strike “AUTHORIZES THE” and substitute “**ALLOWS THE INDIVIDUAL TO**”; in the same line, strike the second “OF”; in line 25, after “TRANSFER” insert “**CARE OF**”; in the same line, strike “AND THE PATIENT’S FAMILY”; in lines 25 and 26, strike “AN ALTERNATIVE” and substitute “**A HEALTH**”; in line 26, strike “PROVIDER” and substitute “**PRACTITIONER**”; in the same line, strike “AND”; after line 26, insert:

“(2) COMPLETE THE STANDARD FORM DEVELOPED UNDER § 8-6C-08(E) OF THIS SUBTITLE AND SUBMIT THE COMPLETED FORM TO THE ACCEPTING HEALTH CARE PRACTITIONER; AND”;

in line 27, strike “(2)” and substitute “(3)”; and in line 28, strike “AFTER PROVIDING THE REFERRAL” and substitute “**AFTER THE TRANSFER**”.

On page 15, in line 3, strike “CALL” and substitute “:

(1) CALL”;

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

(2) TRANSFER CARE AND GIVE A VERBAL REPORT OF THE CARE PROVIDED TO THE EMERGENCY MEDICAL SERVICES PROVIDERS”;

in line 5, strike “~~8-6C-06.~~” and substitute “8-6C-08.”; in line 7, after “FOR” insert “**THEIR PRACTICE FOR**”; in line 13, strike “APPROVE” and substitute “**RECOMMEND APPROVAL TO THE BOARD OF**”; in line 17, after “(D)” insert “**(1)**”; after line 20, insert:

(2) THE PLAN REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL:

(I) INCLUDE PROCEDURES AND PROCESSES TO BE UNDERTAKEN IN THE EVENT OF AN EMERGENCY FOR THE MOTHER, THE NEWBORN, OR BOTH;

(II) IDENTIFY THE HOSPITAL CLOSEST TO THE ADDRESS OF THE PLANNED HOME BIRTH THAT HAS A LABOR AND DELIVERY UNIT;

(III) INCLUDE A CARE PLAN FOR THE NEWBORN; AND

(IV) IDENTIFY THE PEDIATRIC HEALTH CARE PRACTITIONER WHO WILL BE NOTIFIED AFTER DELIVERY IN ACCORDANCE WITH § 8-6C-02(B)(15) OF THIS SUBTITLE TO RECEIVE THE TRANSFER OF CARE OF THE NEWBORN.”;

in line 22, strike “SINGLE UNIFORM” and substitute “**STANDARD**”; in line 23, after “DURING” insert “**PRENATAL CARE,**”; in the same line, after “LABOR” insert “**, OR POSTPARTUM**”; in line 25, strike “HOSPITAL-BASED”; strike beginning with “UNLESS” in line 26 down through “AFTER” in line 27 and substitute “**AFTER**”; in line 28, strike “CALL” and substitute “:

(I) CALL”;

in line 29, strike “HOSPITAL-BASED”; in the same line, strike “AND INFORM” and substitute “;

(II) INFORM”;

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

(III) ACCOMPANY THE PATIENT TO THE HOSPITAL”.

On page 16, in line 2, strike “TO” and substitute “:

(I) TO”;

in lines 3 and 5, strike “(I)” and “(II)”, respectively, and substitute “1.” and “2.”, respectively; in line 5, after “PATIENT” insert “;AND”

(II) TO THE ACCEPTING HEALTH CARE TEAM, A VERBAL SUMMARY OF THE CARE PROVIDED TO THE PATIENT BY THE LICENSED DIRECT-ENTRY MIDWIFE”;

in line 6, strike “8-6C-07.” and substitute “8-6C-09.”; strike beginning with “BY” in line 9 down through “SUBTITLE” in line 10 and substitute “IN ACCORDANCE WITH THIS SECTION”; in line 11, strike “AN ADDITIONAL” and substitute “**(1) THE BOARD, IN CONSULTATION WITH STAKEHOLDERS, SHALL DEVELOP AN**”; in the same line, after “AGREEMENT” insert “.

(2) THE AGREEMENT DEVELOPED UNDER PARAGRAPH (1) OF THIS SUBSECTION”;

and in lines 14, 16, 18, 20, 21, 23, and 26, respectively, strike “(1)”, “(2)”, “(3)”, “(4)”, “(5)”, “(6)”, and “(7)”, respectively, and substitute “(I)”, “(II)”, “(III)”, “(IV)”, “(V)”, “(VI)”, and “(VII)”, respectively.

On pages 16 and 17, strike in their entirety the lines beginning with line 27 on page 16 through line 11 on page 17, inclusive.

On page 17, in line 12, strike “8-6C-09.” and substitute “8-6C-10.”; strike in their entirety lines 13 through 20, inclusive, and substitute:

“(A) BEGINNING OCTOBER 1, 2016, AND ON EACH OCTOBER 1 THEREAFTER, A LICENSED DIRECT-ENTRY MIDWIFE SHALL REPORT TO THE COMMITTEE, IN A FORM SPECIFIED BY THE BOARD, THE FOLLOWING INFORMATION REGARDING CASES IN WHICH THE LICENSED DIRECT-ENTRY MIDWIFE ASSISTED DURING THE PREVIOUS FISCAL YEAR WHEN THE INTENDED PLACE OF BIRTH AT THE ONSET OF CARE WAS AN OUT-OF-HOSPITAL SETTING:

(1) THE TOTAL NUMBER OF PATIENTS SERVED AS PRIMARY CAREGIVER AT THE ONSET OF CARE;

(2) THE NUMBER, BY COUNTY, OF LIVE BIRTHS ATTENDED AS PRIMARY CAREGIVER;

(3) THE NUMBER, BY COUNTY, OF CASES OF FETAL DEMISE, INFANT DEATHS, AND MATERNAL DEATHS ATTENDED AS PRIMARY CAREGIVER AT THE DISCOVERY OF THE DEMISE OR DEATH;

(4) THE NUMBER OF WOMEN WHOSE PRIMARY CARE WAS TRANSFERRED TO ANOTHER HEALTH CARE PRACTITIONER DURING THE ANTEPARTUM PERIOD AND THE REASON FOR TRANSFER;

(5) THE NUMBER, REASON FOR, AND OUTCOME OF EACH NONEMERGENCY HOSPITAL TRANSFER DURING THE INTRAPARTUM OR POSTPARTUM PERIOD;

(6) THE NUMBER, REASON FOR, AND OUTCOME OF EACH URGENT OR EMERGENCY TRANSPORT OF AN EXPECTANT MOTHER IN THE ANTEPARTUM PERIOD;

(7) THE NUMBER, REASON FOR, AND OUTCOME OF EACH URGENT OR EMERGENCY TRANSPORT OF AN INFANT OR MOTHER DURING THE INTRAPARTUM OR IMMEDIATE POSTPARTUM PERIOD;

(8) THE NUMBER OF PLANNED OUT-OF-HOSPITAL BIRTHS AT THE ONSET OF LABOR AND THE NUMBER OF BIRTHS COMPLETED IN AN OUT-OF-HOSPITAL SETTING;

(9) A BRIEF DESCRIPTION OF ANY COMPLICATIONS RESULTING IN THE MORBIDITY OR MORTALITY OF A MOTHER OR A NEONATE; AND

(10) ANY OTHER INFORMATION REQUIRED BY THE BOARD IN REGULATIONS.

(B) THE BOARD SHALL SEND A WRITTEN NOTICE OF NONCOMPLIANCE TO EACH LICENSEE WHO FAILS TO MEET THE REPORTING REQUIREMENTS UNDER SUBSECTION (A) THIS SECTION.

(C) A LICENSED DIRECT-ENTRY MIDWIFE WHO FAILS TO COMPLY WITH THE REPORTING REQUIREMENTS UNDER THIS SECTION SHALL BE PROHIBITED FROM LICENSE RENEWAL UNTIL THE INFORMATION REQUIRED UNDER SUBSECTION (A) THIS SECTION IS REPORTED.

(D) THE COMMITTEE SHALL MAINTAIN THE CONFIDENTIALITY OF ANY REPORT SUBMITTED UNDER SUBSECTION (A) THIS SECTION.”;

in line 21, strike “(B)” and substitute “(E)”; in line 23, strike “PROVIDERS” and substitute “PRACTITIONERS”; after line 24, insert:

“(G) A LICENSED DIRECT-ENTRY MIDWIFE ATTENDING AN OUT-OF-HOSPITAL DELIVERY SHALL:

(1) FOR ANY LIVE BIRTH, COMPLETE AND SUBMIT A BIRTH CERTIFICATE IN ACCORDANCE WITH § 4-208 OF THE HEALTH – GENERAL ARTICLE; AND

(2) FOR ANY DEATH, MAKE ALL MEDICAL RECORDS AVAILABLE AND COMMUNICATE RELEVANT CIRCUMSTANCES OF THE DEATH TO THE INDIVIDUAL RESPONSIBLE FOR COMPLETING THE CERTIFICATE OF DEATH UNDER § 4-212 OR § 4-213 OF THE HEALTH – GENERAL ARTICLE.”;

and in line 25, strike “**8-6C-10.**” and substitute “**8-6C-11.**”.

On page 18, in line 2, strike “**(4)**” and substitute “**(3)**”; in line 5, strike “**SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, TWO**” and substitute “**TWO**”; strike beginning with “**WHO**” in line 6 down through “**PRACTICE**” in line 12; strike in their entirety lines 16 through 20, inclusive; in line 21, strike “**(4)**” and substitute “**(3)**”; in line 29, strike “**(1)**”; and in line 30, strike “**APPOINTED ON OR BEFORE SEPTEMBER 30, 2021**”.

On page 19, strike beginning with “**(I)**” in line 1 down through “**(II)**” in line 4 and substitute “**(1)**”; in line 6, strike “**(III)**” and substitute “**(2)**”; and strike in their entirety lines 8 through 13, inclusive.

On page 20, in line 16, strike “**3**” and substitute “**4**”.

On page 21, in line 17, strike “**8-6C-11.**” and substitute “**8-6C-12.**”; strike beginning with “**IN**” in line 18 down through “**THE**” in line 19 and substitute “**THE**”; and strike beginning with “**CREATE**” in line 24 down through “**(4)**” in line 27.

On page 22, in line 6, strike “**MANA STATS ANNUAL SUMMARY**” and substitute “**THE**”; in the same line, strike “**FROM**” and substitute “**REQUIRED TO BE SUBMITTED BY**”; in line 7, after “**MIDWIFE**” insert “**UNDER § 8-6C-10(A) OF THIS SUBTITLE**”; and in line 10, after “**SUBTITLE**” insert a period.

On pages 22 and 23, strike beginning with the comma in line 10 on page 22 down through the semicolon in line 12 on page 23.

On page 23, in line 16, strike “**SUBMIT AN ANNUAL**” and substitute “**SUBJECT TO SUBSECTION (B) OF THIS SECTION, BEGINNING NOVEMBER 1, 2016, AND ON EACH NOVEMBER 1 THEREAFTER, SUBMIT A**”; strike beginning with “**(I)**” in line 17 down through “**PROVIDER**” in line 27 and substitute “**(I) A SUMMARY OF THE INFORMATION INCLUDED IN REPORTS SUBMITTED TO THE COMMITTEE BY LICENSED DIRECT-ENTRY MIDWIVES UNDER § 8-6C-10(A) OF THIS SUBTITLE; AND**

(II) ANY OTHER INFORMATION IDENTIFIED BY THE BOARD”;

after line 27, insert:

“(B) THE COMMITTEE MAY NOT INCLUDE ANY PERSONALLY IDENTIFYING INFORMATION IN THE REPORT SUBMITTED TO THE BOARD UNDER SUBSECTION (A)(11) OF THIS SECTION.

(C) BEGINNING DECEMBER 1, 2016, AND ON EACH DECEMBER 1 THEREAFTER, THE BOARD SHALL SUBMIT TO THE SENATE EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE AND THE HOUSE HEALTH AND GOVERNMENT OPERATIONS COMMITTEE, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE:

(1) THE REPORT SUBMITTED TO THE BOARD UNDER SUBSECTION (A)(11) OF THIS SECTION;

(2) IN CONSULTATION WITH THE COMMITTEE, ANY RECOMMENDATIONS REGARDING THE CONTINUATION AND IMPROVEMENT OF THE LICENSURE OF LICENSED DIRECT-ENTRY MIDWIVES IN THE STATE; AND

(3) ANY RECOMMENDATIONS REGARDING EXPANDING THE SCOPE OF PRACTICE OF LICENSED DIRECT-ENTRY MIDWIVES; AND

(4) ANY RECOMMENDATIONS, INCLUDING RECOMMENDATIONS FOR LEGISLATION, REGARDING THE SCOPE OF PRACTICE OF LICENSED DIRECT-ENTRY MIDWIVES TO INCLUDE VAGINAL BIRTH AFTER CESAREAN.”;

and in line 28, strike “8-6C-12.” and substitute “8-6C-13.”.

On page 24, strike beginning with “**HOLD**” in line 13 down through “**PEDIATRICS**” in line 14 and substitute “HAVE COMPLETED IN THE PAST 2 YEARS THE AMERICAN ACADEMY OF PEDIATRICS/AMERICAN HEART ASSOCIATION NEONATAL RESUSCITATION PROGRAM (NRP)”; in line 20, after the first “**CERTIFIED**” insert “BY NARM”; in line 26, strike “**5**” and substitute “2”; in line 27, strike “**40**” and substitute “50”; in the same line, strike “**ACCREDITED AND BOARD-APPROVED**”; in line 28, after “**UNITS**” insert “APPROVED BY THE BOARD AND ACCREDITED BY MEAC, THE AMERICAN COLLEGE OF NURSE MIDWIVES, OR THE ACCREDITING COUNCIL FOR CONTINUING”

MEDICAL EDUCATION”; in the same line, strike “A MINIMUM OF 8 HOURS OF PHARMACOLOGY AND” and substitute “;

A.”;

in line 29, after “TRAINING” insert “SUCH AS A BIRTH EMERGENCY SKILLS TRAINING (BEST) OR AN ADVANCED LIFE SAVING IN OBSTETRICS (ALSO) COURSE; AND

B. THE REMAINING 36 HOURS DIVIDED AMONG AND INCLUDING HOURS IN THE AREAS OF PHARMACOLOGY, LAB INTERPRETATION OF PREGNANCY, ANTEPARTUM COMPLICATIONS, INTRAPARTUM COMPLICATIONS, POSTPARTUM COMPLICATIONS, AND NEONATAL CARE”;

and in line 30, strike “8-6C-13.” and substitute “8-6C-14.”.

On page 25, in line 10, strike “8-6C-14.” and substitute “8-6C-15.”; and in lines 23 and 24, strike “THE PROVISIONS OF”.

On pages 25 and 26, strike in their entirety the lines beginning with line 25 on page 25 through line 9 on page 26, inclusive.

On page 27, in line 8, strike “EFFECTIVE” and substitute “ACTIVE”.

On page 28, strike beginning with “DATA” in line 14 down through “MANA” in line 16 and substitute “THE ANNUAL REPORTS REQUIRED UNDER § 8-6C-10(A) OF THIS SUBTITLE”; strike beginning with “IF” in line 20 down through “STATUS” in line 23 and substitute “THE BOARD SHALL PLACE A LICENSEE ON INACTIVE STATUS IF THE LICENSEE:

(1) FAILS TO PROVIDE SATISFACTORY EVIDENCE OF COMPLIANCE WITH ANY CONTINUING EDUCATION REQUIREMENTS SET UNDER THIS SECTION FOR LICENSE RENEWAL; OR

(2) FAILS TO SUBMIT THE ANNUAL REPORT REQUIRED UNDER § 8-6C-10(A) OF THIS SUBTITLE”.

On page 29, in lines 3 and 12, in each instance, strike “**REQUIREMENT**” and substitute “**AND DATA REPORTING REQUIREMENTS**”.

On pages 32 and 33, strike in their entirety the lines beginning with line 26 on page 32 through line 2 on page 33, inclusive.

On page 33, in lines 3, 5, 6, 9, 14, 16, 18, and 20, strike “**(22)**”, “**(23)**”, “**(24)**”, “**(25)**”, “**(27)**”, “**(28)**”, “**(29)**”, and “**(30)**”, respectively, and substitute “**(20)**”, “**(21)**”, “**(22)**”, “**(23)**”, “**(24)**”, “**(25)**”, “**(26)**”, and “**(27)**”, respectively; and strike in their entirety lines 12 and 13; in line 19, strike “**OR**”; in line 22, after “**SKILLS**” insert “**;OR**”

(28) FAILS TO FILE A REPORT REQUIRED UNDER THIS SUBTITLE”.

On page 34, in line 12, strike “**CDEM**” and substitute “**LDEM**”; in line 13, strike “**CERTIFIED**” and substitute “**LICENSED**”; in line 20, strike “**TECHNICIANS**” and substitute “**SERVICES PROVIDERS**”; in line 21, after “**ARISING**” insert “**SOLELY**”; in line 22, strike the first “**OF**” and substitute “**OR**”; and in line 26, after “**MIDWIFE**” insert “**OR RECEIVES NOTIFICATION OF A DELIVERY UNDER § 6-6C-02(B)(15) OF THIS SUBTITLE OR THE TRANSFER OF RECORDS UNDER § 8-6C-02(B)(16) OF THIS SUBTITLE**”.

On page 35, in line 4, before “**A**” insert:

“**(A) THIS SECTION DOES NOT APPLY TO A VIOLATION OF § 8-6C-10(A) OF THIS SUBTITLE.**”

(B)”;

and in line 8, strike “**MARYLAND HOME BIRTH SAFETY ACT**” and substitute “**MARYLAND LICENSURE OF DIRECT-ENTRY MIDWIVES ACT**”.

On pages 36 through 40, strike in their entirety the lines beginning with line 1 on page 36 through line 20 on page 40, inclusive.

On page 40, in line 21, strike “**3.**” and substitute “**2.**”; in line 24, strike “a midwifery formulary” and substitute “:

(1) the standardized transfer form required to be developed under § 8–6C–08(e)(1) of the Health Occupations Article, as enacted by Section 1 of this Act;

(2) the standardized informed consent agreement required to be developed under §8–6C–13(a)(3) of the Health Occupations Article, as enacted by Section 1 of this Act;
and

(3) a midwifery formulary”.

On page 41, in line 1, after “Maryland” insert “Chapter of the”; in line 3, strike “and”; after line 3, insert:

“(4) the Maryland Chapter of the American Academy of Pediatrics; and”;

in line 6, after “the” insert “transfer forms, informed consent forms, and”; strike beginning with “establishment” in line 7 down through “and” in line 8 and substitute “content and use of the standardized transfer form required to be developed under § 8–6C–08(e)(1) of the Health Occupations Article, as enacted by Section 1 of this Act;

(3) make recommendations regarding the content and use of the standardized informed consent agreement required to be developed under § 8–6C–13 (a)(3) of the Health Occupations Article, as enacted by Section 1 of this Act; and”;

in line 9, strike “(3)” and substitute “(4)”; in line 11, after “and” insert “explain”; in the same line, strike “midwifery formulary council will decide” and substitute “workgroup decided”; in line 13, strike “June” and substitute “January”; strike beginning with the comma in line 14 down through “Committee” in line 16 and substitute “to the State Board of Nursing”; after line 16, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) On or before December 1, 2016, the Department of Legislative Services shall compile and analyze data on the outcomes of vaginal births after cesarean attended by licensed certified professional midwives in out-of-hospital settings from other states and by licensed midwives in out-of-hospital settings in other countries.

(b) The data compiled and analyzed under subsection (a) of this section shall include information, as available, on the incidence of uterine rupture, vaginal birth after cesarean success rates, transfer rates, and information on evidence of adverse outcomes.

(c) The Department shall:

(1) report, in accordance with § 2-1246 of the State Government Article, on the data compiled and analyzed under subsection (a) of this section to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee; and

(2) provide the data to the State Board of Nursing.”;

in line 18, strike “Sections” and substitute “Section”; in the same line, strike “and 2”; and in line 19, strike “June” and substitute “December”.

On pages 41 and 42, strike in their entirety the lines beginning with line 20 on page 41 through line 4 on page 42, inclusive.

On page 42, in lines 5 and 11, strike “6.” and “7.”, respectively, and substitute “5.” and “6.”, respectively; and strike beginning with “Section” in line 12 down through “regulations.” in line 17.

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 45 – Delegates Morhaim, Hill, Jalisi, and Lam

AN ACT concerning

**General Provisions – Commemorative Days – National Healthcare Decisions
Day**

HB0045/196787/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 45

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Lam” and substitute “Lam, Cullison, Kelly, Pena–Melnyk, and Pendergrass”; and after line 17, insert:

“Preamble

WHEREAS, Advance directives help people indicate the kind of care they want during a medical crisis or at the end of life; and

WHEREAS, Advance directives support individuals and families in receiving humane, personalized health care by respecting an individual’s wishes and values; and

WHEREAS, The use of advance directives often leads to reduced health care costs by avoiding unwanted and unnecessary health care expenses; and

WHEREAS, Advance directive forms are free, legal, readily available, and straightforward; and

WHEREAS, Advance directive forms can be obtained online and from the State, health care facilities, and faith–based institutions; and

WHEREAS, Only about 30% of Marylanders have advance directives; and

WHEREAS, The rate of the use of advance directives is lower among those in minority groups, and this is now recognized as a minority health disparity; and

WHEREAS, Educational and public information programs can help increase the rate of advance directives; now, therefore.”.

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 127 – Delegate Krebs

AN ACT concerning

**State Board of Morticians and Funeral Directors – Alteration of Dates for
Termination Provisions and Sunset Program Evaluation**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 375 – Delegate Cullison

AN ACT concerning

Education – Maryland Council on Advancement of School–Based Health Centers

HB0375/246485/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 375

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Cullison” and substitute “Delegates Cullison, Hammen, Hayes, McMillan, Oaks, Pena–Melnik, Miele, Saab, Kelly, McDonough, Bromwell, Morgan, Morhaim, Pendergrass, Kipke, Sample–Hughes, Barron, Reznik, West, Rose, Hill, Krebs, and K. Young”; in line 6, after “Council;” insert “authorizing the State Department of Education to seek the assistance of certain organizations to provide certain staffing resources;”; and in line 13, after “Council;” insert “requiring the Department to formalize certain duties in writing under certain circumstances;”.

AMENDMENT NO. 2

On page 2, in line 21, after “(C)” insert “(1)”; and after line 21, insert:

“(2) THE DEPARTMENT MAY SEEK THE ASSISTANCE OF ORGANIZATIONS WITH EXPERTISE IN SCHOOL–BASED HEALTH CARE OR OTHER MATTERS WITHIN THE DUTIES OF THE COUNCIL PROVIDED IN § 7–4A–05 OF THIS SUBTITLE TO PROVIDE ADDITIONAL STAFFING RESOURCES TO THE DEPARTMENT AND THE COUNCIL.”

On page 4, in line 1, strike “13” and substitute “14”; in line 2, strike “5” and substitute “6”; in line 12, strike “AND”; after line 12, insert:

“(6) THE CHAIRMAN OF THE MARYLAND COMMUNITY HEALTH RESOURCES COMMISSION, OR A DESIGNEE OF THE CHAIRMAN, AS AN EX OFFICIO MEMBER; AND”;

in line 13, strike “(6)” and substitute “(7)”; and in the same line, strike “13” and substitute “14”.

On page 5, in line 10, strike “AND”; and in line 12, after “CENTER” insert “; AND

(XII) ONE PEDIATRICIAN”.

On page 8, in line 29, strike “establishment of a” and substitute “streamlining of the existing”; and in line 30, after “centers” insert “, including the Maryland Medical Assistance Program enrollment process for school-based health centers.”.

On page 9, in line 11, strike “four” and substitute “five”; after line 11, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That if the State Department of Education uses the staffing resources of other organizations under § 7-4A-02 of the Education Article, as enacted by Section 1 of this Act, the Department shall formalize the duties to be performed by the organization in writing.”;

and in line 12, strike “4.” and substitute “5.”.

The preceding 2 amendments were read only.

Delegate Pena–Melynk moved to make the Bill and Amendments a Special Order for the end of the calendar.

The motion was adopted.

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

House Bill 491 – Delegates Morhaim, Aumann, Hettleman, Stein, and West

AN ACT concerning

Office of Cemetery Oversight – Conservation Cemeteries – Perpetual Care Trust
Fund Requirements

HB0491/586384/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 491

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Aumann,”; in the same line, strike “and West” and substitute “West, Cullison, Kelly, Pena–Melnik, Pendergrass, and K. Young”; in line 9, after “fund;” insert “requiring the Office of Cemetery Oversight to consider certain information in determining whether to designate a certain cemetery as a conservation cemetery for certain purposes;”; and after line 16, insert:

“BY adding to

Article – Business Regulation

Section 5–602.1

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 23, strike “(I)”; and strike beginning with the semicolon in line 24 down through the second “OR” in line 26 and substitute a period.

On page 3, strike in their entirety lines 1 and 2.

On page 5, after line 5, insert:

“5–602.1.

IN DETERMINING WHETHER TO DESIGNATE A CEMETERY AS A CONSERVATION
CEMETERY FOR PURPOSES OF THIS SUBTITLE, THE OFFICE SHALL CONSIDER
WHETHER THE PROPOSED CONSERVATION CEMETERY:

(1) IS CERTIFIED BY THE GREEN BURIAL COUNCIL OR AN
EQUIVALENT ORGANIZATION; AND

(2) HAS BEEN PLACED IN A PERMANENT CONSERVATION EASEMENT WITH A QUALIFIED LAND TRUST.

AMENDMENT NO. 3

On page 6, in line 11, strike “\$10,000” and substitute “\$15,000”.

On page 7, in lines 1 and 4, in each instance, strike “2%” and substitute “5%”.

On page 8, in line 2, strike “October” and substitute “July”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 512 – Delegates K. Young, Hill, and Reznik

AN ACT concerning

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

HB0512/666987/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 512

(First Reading File Bill)

On page 2, in line 9, strike “180” and substitute “150”.

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 540 – Delegate Mautz

EMERGENCY BILL

AN ACT concerning

Public Health – Regulation of Milk Products – Revisions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 555 – Delegate Kipke

AN ACT concerning

Anne Arundel County – Semipermanent Food Service Facilities – Wastewater Disposal

HB0555/366483/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 555

(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegate Kipke” 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 Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 556 – Delegate Pendergrass

AN ACT concerning

State Board of Environmental Health Specialists – Revisions

HB0556/146485/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 556

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after “years;” insert “authorizing the Board to waive a certain examination requirement for a certain applicant;”.

AMENDMENT NO. 2

On page 7, after line 18, insert:

“(I) THE BOARD MAY WAIVE ANY EXAMINATION REQUIREMENT UNDER THIS SECTION IF THE BOARD RECOGNIZES THE APPLICANT AS BEING OUTSTANDING IN THE FIELD OF ENVIRONMENTAL HEALTH.”

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 561 – Delegate Krebs

AN ACT concerning

State Board of Morticians and Funeral Directors – Member Vacancies

HB0561/166782/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 561

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Directors –” insert “Notice of”; strike beginning with “requiring” in line 3 down through “Governor;” in line 5; in line 6, after “persons;” insert “requiring a certain notice to include certain information;”; and strike beginning with “requiring” in line 6 down through “State;” in line 9.

AMENDMENT NO. 2

On page 2, in line 10, strike “(I)”; and strike beginning with the second comma in line 11 down through “NAMES” in line 19.

AMENDMENT NO. 3

On page 3, in line 13, after “(D)” insert “(1)”; in lines 16 and 18, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; and after line 20, insert:

“(2) A NOTICE SENT UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL INCLUDE:

(I) THE TYPE OF MEMBER VACANCY;

(II) THE QUALIFICATIONS FOR THE MEMBER VACANCY; AND

(III) A DETAILED EXPLANATION OF THE PROCESS FOR APPLYING FOR THE MEMBER VACANCY.”

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 580 – Delegates Pena–Melnik, Atterbeary, Campos, Carr, Cullison, Davis, Kelly, Oaks, B. Robinson, Sophocleus, and Tarlau

AN ACT concerning

Health Care Disparities, Cultural and Linguistic Competency, and Health Literacy – Continuing Education

HB0580/216089/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 580

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “Continuing Education” and substitute “Recommended Courses”; strike beginning with “requiring” in line 4 down through “courses;” in line 13 and substitute “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, 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;”; in lines 13 and 14, strike “continuing education” and substitute “recommended courses”; in line 15, strike “providers” and substitute “professionals”; and in line 18, strike “through 1–804” and substitute “and 1–802”.

AMENDMENT NO. 2

On page 3, after line 12, insert:

“(A) THE OFFICE OF MINORITY HEALTH AND HEALTH DISPARITIES SHALL PROVIDE TO EACH BOARD A LIST OF RECOMMENDED COURSES IN CULTURAL AND LINGUISTIC COMPETENCY, HEALTH DISPARITIES, AND HEALTH LITERACY.

(B) EACH BOARD SHALL:

(1) POST THE LIST OF RECOMMENDED COURSES PROVIDED TO THE BOARD UNDER SUBSECTION (A) OF THIS SECTION PROMINENTLY ON THE BOARD’S WEB SITE;

(2) PROVIDE INFORMATION ABOUT THE RECOMMENDED COURSES TO HEALTH CARE PROFESSIONALS AT THE TIME OF RENEWAL OF LICENSURE; AND

(3) ADVERTISE THE AVAILABILITY OF THE RECOMMENDED COURSES IN NEWSLETTERS AND ANY OTHER MEDIA PUBLISHED BY THE BOARD.”

On pages 3 and 4, strike in their entirety the lines beginning with line 13 on page 3 through line 24 on page 4, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 613 – Delegate Hammen

AN ACT concerning

Hospitals – Rate-Setting – Participation in 340B Program Under the Federal Public Health Service Act

HB0613/786389/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 613

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “allowing” and substitute “making it possible for”; and in line 6, strike “to continue”.

AMENDMENT NO. 2

On page 2, in line 18, strike “AND”; in line 20, strike “ALLOW” and substitute “MAKE IT POSSIBLE FOR”; in line 21, strike “TO CONTINUE”; and in line 22, after “ACT” insert “;
AND”

(III) THAT COMPLIES WITH ALL FEDERAL REQUIREMENTS FOR THE 340B PROGRAM AND APPLICABLE PROVISIONS OF 42 C.F.R. § 413.65”.

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 658 – Delegates Pena–Melnik, Angel, Beidle, Bromwell, Carr, Cullison, Hayes, Hill, Kelly, Kipke, Kramer, Krebs, Lam, McDonough, McMillan, Miele, Moon, Morales, Morhaim, Oaks, Pendergrass, Reznik, B. Robinson, Sample–Hughes, Sophocleus, Szeliga, Tarlau, and Valderrama

AN ACT concerning

Public Health – Emergency Use Auto–Injectable Epinephrine Program

HB0658/666782/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 658

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Valderrama” and substitute “Valderrama, Hammen, Miele, Saab, West, Rose, and K, Young”; in line 2, strike “Use Auto–Injectable Epinephrine” and substitute “and Allergy Treatment”; strike beginning with “establishing” in line 3 down through “Program;” in line 7 and substitute “altering the name of the Insect Sting Emergency Treatment Program to be the Emergency and Allergy Treatment Program; altering the purpose of the Program; repealing the authority of the Department of Health and Mental Hygiene to conduct certain educational training programs;”; in line 7, strike “establishing” and substitute “altering the”; strike beginning with “requiring” in line 8 down through “certificates;” in line 10 and substitute “requiring an applicant for a certain certificate to have a certain policy; repealing a requirement that certain educational training programs be conducted by certain individuals and include certain information; repealing certain application requirements;”; in line 12, after “actions;” insert “repealing certain requirements regarding the issuance, contents, replacement, and renewal of a certain certificate;”; strike beginning with “providing” in line 12 down through “circumstances;” in line 16 and substitute “altering certain immunities from certain causes of action for certain certificate holders and physicians;”; in line 19, after “circumstances;” insert “repealing certain provisions of law authorizing certain individuals to receive, possess, and administer certain epinephrine;”; strike beginning with “providing” in line 19 down through “circumstances;” in line 20; in line 21, strike “providing for the construction of this Act;”; in line 23, after “year;” insert “requiring the Department to report to certain committees of the General Assembly on or before a certain date on the implementation of

this Act; altering certain definitions;”; in the same line, after “terms;” insert “making certain conforming and stylistic changes;”; in line 24, strike “Use Auto-Injectable Epinephrine” and substitute “and Allergy Treatment”; and after line 24, insert:

“BY repealing and reenacting, with amendments,

Article – Health – General

Section 13–701 through 13–704, 13–708, and 13–709 to be under the amended subtitle “Subtitle 7. Emergency and Allergy Treatment Program”

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing

Article – Health – General

Section 13–705 through 13–707

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)”.

On page 2, strike beginning with “13–7A–01” in line 1 down through “Program” in line 2 and substitute “13–705 and 13–706”.

AMENDMENT NO. 2

On page 2, after line 7, insert:

“Subtitle 7. [Insect Sting] Emergency AND ALLERGY Treatment Program.

13–701.

The [Insect Sting] Emergency AND ALLERGY Treatment Program is a program in the Department for the purpose of providing a means of authorizing certain individuals to administer life-saving treatment to [persons] INDIVIDUALS who have severe adverse reactions to ALLERGENS OR insect stings when physician services or emergency medical services are not immediately available.

13–702.

(a) In this subtitle the following words have the meanings indicated.

(B) “AGENT” MEANS AN INDIVIDUAL WHO IS APPOINTED BY A CERTIFICATE HOLDER THAT IS NOT AN INDIVIDUAL TO ADMINISTER

AUTO-INJECTABLE EPINEPHRINE IN ACCORDANCE WITH THE PROVISIONS OF THIS SUBTITLE.

(C) “ANAPHYLAXIS” MEANS A SUDDEN, SEVERE, AND POTENTIALLY LIFE-THREATENING ALLERGIC REACTION THAT OCCURS WHEN AN INDIVIDUAL IS EXPOSED TO AN ALLERGEN.

(D) “AUTO-INJECTABLE EPINEPHRINE” MEANS A PORTABLE, DISPOSABLE DRUG DELIVERY DEVICE THAT CONTAINS A PREMEASURED SINGLE DOSE OF EPINEPHRINE THAT IS USED TO TREAT ANAPHYLAXIS IN AN EMERGENCY SITUATION.

[(b)] (E) “Certificate” means a certificate OR AN ENDORSEMENT ON THE OPERATING CERTIFICATE OF A YOUTH CAMP issued by the Department [or a private or public entity] TO A PERSON WHO OPERATES A YOUTH CAMP UNDER TITLE 14, SUBTITLE 4 OF THIS ARTICLE to OBTAIN, STORE, AND administer [subcutaneous injections of] AUTO-INJECTABLE epinephrine.

(F) “CERTIFICATE HOLDER” MEANS A PERSON WHO IS AUTHORIZED BY THE DEPARTMENT TO OBTAIN, STORE, AND ADMINISTER AUTO-INJECTABLE EPINEPHRINE TO BE USED IN AN EMERGENCY SITUATION.

[(c)] (G) “Program” means the [Insect Sting] Emergency AND ALLERGY Treatment Program.

(H) “YOUTH CAMP” HAS THE MEANING STATED IN § 14-401 OF THIS ARTICLE.

13-703.

(A) The Department may:

(1) Adopt regulations for the administration of the Program;

(2) Collect fees necessary for the administration of the Program;

(3) Issue and renew [certificates] A CERTIFICATE to [persons] A PERSON meeting the requirements of this subtitle; and

(4) [(i) Conduct educational training programs described in § 13-704(e) of this subtitle; and

(ii) Approve educational training programs, INCLUDING PROGRAMS conducted by other State agencies or private entities.

(B) A CERTIFICATE ISSUED BY THE DEPARTMENT SHALL BE VALID FOR 1 YEAR.

13-704.

(a) To qualify for a certificate, an individual shall meet the requirements of this section.

(b) The applicant shall [be of good moral character] OPERATE A YOUTH CAMP.

(c) The applicant OR THE AGENT OF AN APPLICANT shall be at least 18 years old.

(d) [The applicant shall have, or reasonably expect to have, responsibility for at least one other person as a result of the individual's occupation or volunteer status.

(e) [(1) The applicant OR AN AGENT OF THE APPLICANT shall successfully complete, AT THE EXPENSE OF THE APPLICANT, an educational training program approved by the Department.

[(2) Educational training programs required under this subsection shall:

(i) 1. Be conducted by a physician licensed to practice medicine in this State under Title 14 of the Health Occupations Article; or

2. Be conducted by a nurse practitioner licensed to practice registered nursing in this State under Title 8 of the Health Occupations Article and who is certified as a nurse practitioner by the State Board of Nursing; and

(ii) Include training in:

1. The recognition of the symptoms of systemic reactions to insect stings; and
2. The proper administration of a subcutaneous injection of epinephrine.]

(E) AN APPLICANT SHALL HAVE A WRITTEN POLICY THAT INCLUDES:

(1) AUTHORIZATION FOR THE APPLICANT OR AN AGENT OF THE APPLICANT TO ADMINISTER AUTO-INJECTABLE EPINEPHRINE, IF AVAILABLE, TO AN INDIVIDUAL WHO HAS BEEN DETERMINED TO BE OR IS BELIEVED TO BE EXPERIENCING ANAPHYLAXIS, WHETHER OR NOT THE INDIVIDUAL:

(i) HAS PREVIOUSLY BEEN KNOWN TO HAVE EXPERIENCED ANAPHYLAXIS; OR

(ii) HAS A PRESCRIPTION FOR EPINEPHRINE PRESCRIBED BY AN AUTHORIZED HEALTH CARE PRACTITIONER LICENSED UNDER THE HEALTH OCCUPATIONS ARTICLE;

(2) A REQUIREMENT THAT YOUTH CAMP PERSONNEL COMPLETE TRAINING ON HOW TO RECOGNIZE THE SYMPTOMS OF ANAPHYLAXIS;

(3) PROCEDURES FOR THE EMERGENCY ADMINISTRATION OF AUTO-INJECTABLE EPINEPHRINE;

(4) PROCEDURES FOR PROPER EMERGENCY FOLLOW-UP;

(5) AUTHORIZATION FOR A CERTIFICATE HOLDER TO OBTAIN AND STORE AUTO-INJECTABLE EPINEPHRINE TO BE USED IN AN EMERGENCY; AND

(6) A REQUIREMENT THAT A CERTIFICATE HOLDER IMPLEMENT A METHOD FOR NOTIFYING THE PARENT OR GUARDIAN OF A CAMPER AT A YOUTH CAMP OF THE YOUTH CAMP'S POLICY UNDER THIS SECTION AT THE BEGINNING OF THE YOUTH CAMP SEASON.

An applicant for a certificate shall:

(1) Submit an application to the Department or a private or public entity on the form that the Department requires; and

(2) Pay to the Department or a private or public entity the application fee set by the Department.]

13-705.

(A) (1) A PHYSICIAN LICENSED TO PRACTICE MEDICINE IN THE STATE MAY PRESCRIBE AUTO-INJECTABLE EPINEPHRINE IN THE NAME OF A CERTIFICATE HOLDER.

(2) A PHARMACIST LICENSED TO PRACTICE PHARMACY IN THE STATE OR A PHYSICIAN MAY DISPENSE AUTO-INJECTABLE EPINEPHRINE UNDER A PRESCRIPTION ISSUED TO A CERTIFICATE HOLDER.

(B) A CERTIFICATE HOLDER MAY:

(1) ON PRESENTMENT OF A CERTIFICATE, RECEIVE FROM ANY PHYSICIAN LICENSED TO PRACTICE MEDICINE IN THE STATE A PRESCRIPTION FOR AUTO-INJECTABLE EPINEPHRINE AND THE NECESSARY PARAPHERNALIA FOR THE ADMINISTRATION OF AUTO-INJECTABLE EPINEPHRINE;

(2) POSSESS AND STORE PRESCRIBED AUTO-INJECTABLE EPINEPHRINE AND THE NECESSARY PARAPHERNALIA FOR THE ADMINISTRATION OF AUTO-INJECTABLE EPINEPHRINE; AND

(3) IN AN EMERGENCY SITUATION WHEN PHYSICIAN OR EMERGENCY MEDICAL SERVICES ARE NOT IMMEDIATELY AVAILABLE, ADMINISTER AUTO-INJECTABLE EPINEPHRINE TO AN INDIVIDUAL WHO IS EXPERIENCING OR BELIEVED IN GOOD FAITH BY THE CERTIFICATE HOLDER TO BE EXPERIENCING ANAPHYLAXIS.

[13-706.

(a) The Department or a private or public entity shall issue a certificate to any applicant who meets the requirements of this subtitle.

(b) Each certificate shall include:

(1) The kind of certificate;

(2) The full name of the certificate holder; and

(3) A serial number.

(c) A replacement certificate may be issued to replace a lost, destroyed, or mutilated certificate if the certificate holder pays the certificate replacement fee.

(d) (1) The certificate shall be valid for 1 year.

(2) In order to renew the certificate for an additional year, the applicant shall:

(i) Successfully complete a refresher training program approved by the Department; or

(ii) Demonstrate proficiency to the Department or a private or public entity issuing certificates under this subtitle.]

13-706.

(A) A CERTIFICATE HOLDER SHALL SUBMIT TO THE DEPARTMENT, ON A FORM REQUIRED BY THE DEPARTMENT, A REPORT OF EACH INCIDENT THAT OCCURRED ON THE CERTIFICATE HOLDER'S PREMISES THAT REQUIRED THE ADMINISTRATION OF AUTO-INJECTABLE EPINEPHRINE.

(B) ON OR BEFORE JANUARY 31 OF EACH YEAR, THE DEPARTMENT SHALL PUBLISH A REPORT SUMMARIZING THE INFORMATION OBTAINED FROM THE REPORTS SUBMITTED TO THE DEPARTMENT UNDER SUBSECTION (A) OF THIS SECTION.

[13-707.

An individual who is certified may:

(1) Upon presentment of a certificate, receive from any physician licensed to practice medicine in this State a prescription for premeasured doses of epinephrine and the necessary paraphernalia for the administration of a subcutaneous injection of epinephrine;

(2) Possess prescribed epinephrine and the necessary paraphernalia for the administration of a subcutaneous injection of epinephrine; and

(3) In an emergency situation when physician services or emergency medical services are not immediately available, administer a subcutaneous injection of epinephrine to a person suffering or believed by the certificate holder to be suffering a severe adverse reaction to an insect sting.]

[13-708.] **13-707.**

(a) A cause of action may not arise against a certificate holder authorized under this subtitle for any act or omission when the certificate holder is acting in good faith while [rendering emergency treatment] **ADMINISTERING AUTO-INJECTABLE EPINEPHRINE** to [a person suffering] **AN INDIVIDUAL EXPERIENCING** or believed by the certificate holder to be [suffering a severe adverse reaction to an insect sting] **EXPERIENCING ANAPHYLAXIS**, except where the conduct of the certificate holder amounts to gross negligence, willful or wanton misconduct, or intentionally tortious conduct.

(b) **(1)** A cause of action may not arise against any physician for any act or omission when the physician in good faith prescribes **OR DISPENSES AUTO-INJECTABLE** epinephrine and the necessary paraphernalia for the administration of [a subcutaneous injection of] **AUTO-INJECTABLE** epinephrine to [an individual] **A PERSON** certified by the Department under [§ 13-706 of] this subtitle.

(2) **A CAUSE OF ACTION MAY NOT ARISE AGAINST ANY PHARMACIST FOR ANY ACT OR OMISSION WHEN THE PHARMACIST IN GOOD FAITH DISPENSES AUTO-INJECTABLE EPINEPHRINE AND THE NECESSARY PARAPHERNALIA FOR THE ADMINISTRATION OF AUTO-INJECTABLE EPINEPHRINE TO A PERSON CERTIFIED BY THE DEPARTMENT UNDER THIS SUBTITLE.**

(c) 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 by common law to which a volunteer or physician may be entitled.

[13–709.] 13–708.

(a) This subtitle may not be construed to create a duty upon any individual to obtain a certificate under this subtitle, and an individual may not be held civilly liable for failing to obtain a certificate under this subtitle.

(b) An individual may not be held civilly liable in any action arising from or in connection with the administration of **AUTO-INJECTABLE** epinephrine by the individual solely because the individual did not possess a certificate issued under this subtitle.”.

AMENDMENT NO. 3

On pages 2 through 6, strike in their entirety the lines beginning with line 8 on page 2 through line 33 on page 6, inclusive.

AMENDMENT NO. 4

On page 6, after line 33, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before January 1, 2017, the Department of Health and Mental Hygiene shall report to the Senate Finance Committee, the Senate Judicial Proceedings Committee, and the House Health and Government Operations Committee, in accordance with § 2–1246 of the State Government Article, on the implementation of this Act.”;

and in line 34, strike “2.” and substitute “3.”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 674 – Delegates Barron, Angel, Hayes, Hill, Luedtke, McDonough, Oaks, Pena–Melnyk, Reznik, Sample–Hughes, and Tarlau

AN ACT concerning

**Public Information Act – List of Contact Information for Governmental Unit
Representatives**

HB0674/866884/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 674
(First Reading File Bill)

On page 1, in the sponsor line, strike “and Tarlau” and substitute “Tarlau, Hammen, Bromwell, Cullison, Kelly, Kipke, Krebs, McMillan, Miele, Morgan, Morhaim, Pendergrass, Rose, Saab, 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 697 – Delegate Davis

AN ACT concerning

Life Insurers – Reserve Investments – Loans Secured by Real Estate

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 738 – Delegate Krebs

AN ACT concerning

**Jurisdiction of the State Ethics Commission and the Maryland State Board of
Contract Appeals – Participation in Procurement**

HB0738/336481/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 738

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “of” insert “amending and”; in lines 6 and 7, strike “certain individual or a certain person that employs a certain individual who assists” and substitute “certain person who has assisted”; and in line 10, after “proposals;” insert “providing that the prohibition against a certain individual participating in a certain procurement only applies for a certain period of time following the issuance of an invitation for bids or a request for proposals; providing that certain provisions of law relating to dispute resolution by the Maryland State Board of Contract Appeals apply to certain protests relating to the formation of a procurement contract for architectural services or engineering services:”.

On page 1, in line 26, after “Section” insert “15-202 and”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 13 through 17, inclusive, and substitute:

“(A) FOR 1 YEAR FOLLOWING THE ISSUANCE OF AN INVITATION FOR BIDS OR A REQUEST FOR PROPOSALS FOR A PROCUREMENT, A PERSON WHO HAS ASSISTED AN EXECUTIVE UNIT IN DRAFTING THE SPECIFICATIONS FOR THE INVITATION FOR BIDS OR REQUEST FOR PROPOSALS, OR WHO HAS ASSISTED IN THE SELECTION OR AWARD MADE IN RESPONSE TO THE INVITATION FOR BIDS OR REQUEST FOR PROPOSALS MAY NOT:”.

AMENDMENT NO. 3

On page 4, after line 24, insert:

“15-202.

This subtitle does not apply to a protest concerning:

(1) EXCEPT FOR A PROTEST RELATING TO A VIOLATION OF § 13-212.1 OF THIS ARTICLE, the formation of a procurement contract for architectural services or engineering services; or

(2) except to the extent authorized by regulation by the Board, any act or omission by a procurement agency under Title 14, Subtitle 6 of this article.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 745 – Delegates Bromwell, Barron, Morales, Morhaim, Reznik, and Valentino-Smith

AN ACT concerning

Public Health – Overdose Response Program

HB0745/536486/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 745

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Valentino-Smith” and substitute “Valentino-Smith, Hammen, Hayes, McMillan, Oaks, Pena-Melnyk, Miele, Saab, Kelly, McDonough, Morgan, Kipke, Cullison, Sample-Hughes, West, Rose, Hill, Krebs, and K. Young”; in line 7, strike “, in addition to certain nurse practitioners,”; in line 10, strike “directly or under” and substitute “by issuing”; in line 19, after “circumstances,” insert “exempting certain persons who are authorized to dispense naloxone from certain prescription drug dispensing permit requirements”; and in line 29, after “13-3110” insert “and 13-3111”.

AMENDMENT NO. 2

On page 4, in lines 3 and 12, in each instance, after “NURSE” insert “WITH PRESCRIBING AUTHORITY”; and strike in their entirety lines 13 through 16, inclusive, and substitute:

“(B) (1) A LICENSED PHYSICIAN OR AN ADVANCED PRACTICE NURSE WITH PRESCRIBING AUTHORITY MAY PRESCRIBE AND DISPENSE NALOXONE TO A CERTIFICATE HOLDER BY ISSUING A STANDING ORDER IF THE LICENSED PHYSICIAN OR ADVANCED PRACTICE NURSE:

(I) IS EMPLOYED BY THE DEPARTMENT OR A LOCAL HEALTH DEPARTMENT; OR

(II) SUPERVISES OR CONDUCTS AN EDUCATIONAL TRAINING PROGRAM UNDER § 13–3104(D) OF THIS SUBTITLE.

(2) A LICENSED PHYSICIAN OR AN ADVANCED PRACTICE NURSE WITH PRESCRIBING AUTHORITY WHO ISSUES A STANDING ORDER UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY DELEGATE TO THE FOLLOWING PERSONS THE AUTHORITY FOR DISPENSING NALOXONE TO A CERTIFICATE HOLDER:

(I) A LICENSED REGISTERED NURSE WHO:

1. IS EMPLOYED BY A LOCAL HEALTH DEPARTMENT;

AND

2. COMPLETES A TRAINING PROGRAM APPROVED BY THE DEPARTMENT; AND

(II) AN EMPLOYEE OR A VOLUNTEER OF A PRIVATE OR PUBLIC ENTITY WHO IS AUTHORIZED TO CONDUCT AN EDUCATIONAL TRAINING PROGRAM IN ACCORDANCE WITH § 13–3104(D) OF THIS SUBTITLE.

(3) ANY LICENSED HEALTH CARE PROVIDER WHO HAS DISPENSING AUTHORITY ALSO MAY DISPENSE NALOXONE TO A CERTIFICATE HOLDER IN ACCORDANCE WITH A STANDING ORDER ISSUED BY A LICENSED PHYSICIAN.”.

AMENDMENT NO. 3

On page 5, in line 16, after “NURSE” insert “WITH PRESCRIBING AUTHORITY”; in lines 28 and 29, in each instance, strike the first “OR” and substitute a comma; and in the

same lines, in each instance, after “NURSE” insert “WITH PRESCRIBING AUTHORITY, OR PHARMACIST”.

On page 6, after line 6, insert:

“13-3111.

A PERSON WHO DISPENSES NALOXONE IN ACCORDANCE WITH THIS SUBTITLE IS EXEMPT FROM ANY LAWS THAT REQUIRE A PERSON TO MAINTAIN A PERMIT TO DISPENSE PRESCRIPTION DRUGS.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 746 – Delegates Barve, Branch, Chang, Jalisi, Lam, A. Miller, Moon, Morhaim, and Platt

AN ACT concerning

General Provisions – Commemorative Days – South Asian American Heritage Day

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 748 – Delegates Saab, S. Howard, and Sophocleus

AN ACT concerning

Health Occupations – Board of Pharmacy – Pharmacist Rehabilitation Committee – Definition

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 770 – Delegate Davis

AN ACT concerning

Insurance – Standard Valuation Law and Reserve and Nonforfeiture Requirements

HB0770/306781/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 770

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 25, after “circumstances;” insert “authorizing the Commissioner to exempt a domestic company from certain reserve requirements and certain information submission requirements under certain circumstances; requiring a domestic company that meets the requirements for exemption to compute reserves in accordance with certain requirements and file a certain statement with the Commissioner before a certain date each year; authorizing the Commissioner to reject the statement before a certain date and require the domestic company to comply with the valuation manual requirements;”; and in line 30, after “manual;” insert “providing for the resolution of any conflict between Maryland law and the valuation manual;”.

AMENDMENT NO. 2

On page 11, in line 5, strike “SECTION” and substitute “SUBTITLE”; and in line 29, strike “AND” and substitute “OR”.

AMENDMENT NO. 3

On page 27, after line 29, insert:

“(C) THE COMMISSIONER MAY EXEMPT A DOMESTIC COMPANY THAT HOLDS A CERTIFICATE OF AUTHORITY ISSUED BY THE COMMISSIONER AND IS DOING BUSINESS IN THE STATE FROM THE REQUIREMENTS OF §§ 5–314 AND 5–315 OF THIS SUBTITLE IF:

(1) THE DOMESTIC COMPANY HAS LESS THAN \$500,000,000 OF ORDINARY LIFE PREMIUMS AND, IF THE DOMESTIC COMPANY IS A MEMBER OF A GROUP OF LIFE INSURERS, THE GROUP HAS COMBINED ORDINARY LIFE PREMIUMS OF LESS THAN \$1,000,000,000;

(2) (I) THE DOMESTIC COMPANY REPORTED TOTAL ADJUSTED CAPITAL OF AT LEAST 450% OF THE AUTHORIZED CONTROL LEVEL RISK-BASED CAPITAL IN THE MOST RECENT RISK-BASED CAPITAL REPORT; AND

(II) THE APPOINTED ACTUARY HAS PROVIDED AN UNQUALIFIED OPINION ON THE RESERVES FOR THE PRIOR CALENDAR YEAR; AND

(3) ANY UNIVERSAL LIFE INSURANCE POLICIES WITH SECONDARY GUARANTEES ISSUED OR ASSUMED BY THE DOMESTIC COMPANY WITH AN ISSUE DATE ON OR AFTER THE OPERATIVE DATE OF THE VALUATION MANUAL DO NOT EXCEED 5% OF THE TOTAL IN-FORCE RESERVES FOR THE DOMESTIC COMPANY.

(D) FOR PURPOSES OF SUBSECTION (C) OF THIS SECTION, ORDINARY LIFE PREMIUMS ARE MEASURED AS DIRECT PREMIUM PLUS REINSURANCE ASSUMED FROM AN UNAFFILIATED COMPANY, AS REPORTED IN THE ANNUAL STATEMENT FOR THE PRIOR CALENDAR YEAR.

(E) (1) A DOMESTIC COMPANY THAT MEETS THE REQUIREMENTS OF SUBSECTION (C) OF THIS SECTION SHALL:

(I) COMPUTE RESERVES:

1. USING ASSUMPTIONS AND METHODS USED BEFORE THE OPERATIVE DATE OF THE VALUATION MANUAL; AND

2. IN ACCORDANCE WITH ANY REQUIREMENTS ESTABLISHED BY THE COMMISSIONER IN REGULATION; AND

(II) FILE, BEFORE JULY 1 OF EACH YEAR, A STATEMENT WITH THE COMMISSIONER CERTIFYING THAT THE DOMESTIC COMPANY MEETS THE

REQUIREMENTS OF SUBSECTION (C) OF THIS SECTION FOR THE CURRENT CALENDAR YEAR BASED ON PREMIUMS AND OTHER VALUES FROM THE FINANCIAL STATEMENTS FOR THE PRIOR CALENDAR YEAR.

(2) BEFORE SEPTEMBER 1 OF EACH YEAR, THE COMMISSIONER MAY REJECT A STATEMENT FILED UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION AND REQUIRE A DOMESTIC COMPANY TO COMPLY WITH THE VALUATION MANUAL REQUIREMENTS FOR LIFE INSURANCE RESERVES.”.

AMENDMENT NO. 4

On page 33, after line 18, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That, in the event of a conflict between Maryland law and the valuation manual, as defined in § 5–201.1(a) of the Insurance Article, as enacted by Section 2 of this Act, the conflict shall be resolved in favor of Maryland law.”;

and in lines 19 and 32, strike “3.” and “4.”, respectively, and substitute “4.” and “5.”, respectively.

The preceding 4 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 375 – Delegate Cullison

AN ACT concerning

Education – Maryland Council on Advancement of School–Based Health Centers

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED NOT ADOPTED.

HB0375/246485/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 375

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Cullison” and substitute “Delegates Cullison, Hammen, Hayes, McMillan, Oaks, Pena–Melnik, Miele, Saab, Kelly, McDonough, Bromwell, Morgan, Morhaim, Pendergrass, Kipke, Sample–Hughes, Barron, Reznik, West, Rose, Hill, Krebs, and K. Young”; in line 6, after “Council;” insert “authorizing the State Department of Education to seek the assistance of certain organizations to provide certain staffing resources;”; and in line 13, after “Council;” insert “requiring the Department to formalize certain duties in writing under certain circumstances;”.

AMENDMENT NO. 2

On page 2, in line 21, after “(C)” insert “(1)”; and after line 21, insert:

“(2) THE DEPARTMENT MAY SEEK THE ASSISTANCE OF ORGANIZATIONS WITH EXPERTISE IN SCHOOL–BASED HEALTH CARE OR OTHER MATTERS WITHIN THE DUTIES OF THE COUNCIL PROVIDED IN § 7–4A–05 OF THIS SUBTITLE TO PROVIDE ADDITIONAL STAFFING RESOURCES TO THE DEPARTMENT AND THE COUNCIL.”

On page 4, in line 1, strike “13” and substitute “14”; in line 2, strike “5” and substitute “6”; in line 12, strike “AND”; after line 12, insert:

“(6) THE CHAIRMAN OF THE MARYLAND COMMUNITY HEALTH RESOURCES COMMISSION, OR A DESIGNEE OF THE CHAIRMAN, AS AN EX OFFICIO MEMBER; AND”;

in line 13, strike “(6)” and substitute “(7)”; and in the same line, strike “13” and substitute “14”.

On page 5, in line 10, strike “AND”; and in line 12, after “CENTER” insert “; AND

(XII) ONE PEDIATRICIAN”.

On page 8, in line 29, strike “establishment of a” and substitute “streamlining of the existing”; and in line 30, after “centers” insert “, including the Maryland Medical Assistance Program enrollment process for school-based health centers.”.

On page 9, in line 11, strike “four” and substitute “five”; after line 11, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That if the State Department of Education uses the staffing resources of other organizations under § 7-4A-02 of the Education Article, as enacted by Section 1 of this Act, the Department shall formalize the duties to be performed by the organization in writing.”;

and in line 12, strike “4.” and substitute “5.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

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

Delegate Walker moved to make the Bill a Special Order for next session.

The motion was adopted.

QUORUM CALL

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

(See Roll Call No. 445)

ADJOURNMENT

At 12:03 P.M. on motion of Delegate Kaiser the House adjourned until 4:00 P.M. on Legislative Day March 19, 2015, Calendar Day Friday, March 20, 2015.

Annapolis, Maryland
Legislative Day: March 19, 2015
Calendar Day: Friday, March 20, 2015

The House met at 6:11 P.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 137 Members present.

(See Roll Call No. 446)

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

EXCUSES:

Del. Campos – left early – family emergency

Del. Krebs – personal

Del. McDonough – personal

Del. Proctor – illness

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 265 – Calvert County Senators

AN ACT concerning

**Calvert County – Electronic Bingo and Electronic Tip Jars – Distribution of
Admissions and Amusement Tax Revenues**

FOR the purpose of extending and altering the amount of, for certain fiscal years, certain distributions of revenue from the State admissions and amusement tax on electronic bingo and electronic tip jars in Calvert County; repealing a certain obsolete provision; and generally relating to the distribution of certain revenue from the State admissions and amusement tax on electronic bingo and electronic tip jars.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 2–202

Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 4–105(a–1)(2)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 5–1901(f)(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 295 – Senator Ramirez

AN ACT concerning

Prince George’s County – Education – Youth Wellness Leadership Pilot Program

FOR the purpose of establishing the Youth Wellness Leadership Pilot Program in ~~the State Department of Education~~ Prince George’s County; requiring the ~~Department~~ Prince George’s County Board of Education, after consultation with the Department of Health and Mental Hygiene, to implement the Program for a certain number of students in public high schools in Prince George’s County; authorizing the ~~State Department of Education~~ Prince George’s County Board of Education to collaborate with certain local community organizations; specifying the purpose of the Program; defining a certain term; requiring the ~~State Department of Education~~ Prince George’s County Board of Education to report annually to certain committees of the General Assembly; authorizing the Prince George’s County Board of Education to use certain funds to implement certain provisions of law; providing for the termination of this Act; and generally relating to the Youth Wellness Leadership Pilot Program in Prince George’s County.

BY adding to
Article – Education
Section 7–415.1
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 320 – Senator Nathan–Pulliam

AN ACT concerning

~~**Maryland Health Care Commission – University of Maryland School of Medicine
– Workgroup to Study Issues Related to Uterine Fibroids – Study**~~

FOR the purpose of requiring the ~~Maryland Health Care Commission, in consultation with~~ University of Maryland School of Medicine to convene a workgroup that includes representatives from the Department of Health and Mental Hygiene, certain experts, and interested stakeholders; to ~~conduct a study of~~ study workgroup of issues related to the incidence of uterine fibroids in the State; requiring the ~~study workgroup~~ to examine certain issues; requiring, on or before a certain date, the ~~Commission~~ University of Maryland School of Medicine to report certain findings to certain committees of the General Assembly; and generally relating to the ~~Maryland Health Care Commission and a study of~~ workgroup convened by the University of Maryland School of Medicine to study issues related to uterine fibroids.

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

Senate Bill 328 – Senators Klausmeier, Bates, Cassilly, DeGrange, Eckardt, Middleton, Montgomery, and Norman

AN ACT concerning

Private Detective Agencies – License Terms

FOR the purpose of altering the term of a license to conduct business to provide private detective services; making a conforming change; and generally relating to private detective agencies.

BY repealing and reenacting, without amendments,
Article – Business Occupations and Professions
Section 13–101(a), (f), and (l) and 13–301
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 13–308
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

Senate Bill 345 – Senators Middleton and King

AN ACT concerning

**Income Tax – Subtraction Modification – Enhanced Agricultural Management
Equipment**

FOR the purpose of altering the definition of “enhanced agricultural management equipment” as it relates to a subtraction modification under the Maryland income tax to allow the subtraction if a certain nutrient management plan is prepared by an individual with a certain certification instead of a certain license; altering the definition of “enhanced agricultural management equipment” to include a certain manure loading or hauling equipment and commercial fertilizer application equipment; providing for the application of this Act; and generally relating to a subtraction modification for certain agricultural management equipment.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–208(a) and 10–308(b)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–208(d)
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 356 – Senator McFadden (By Request – Baltimore City
Administration)**

AN ACT concerning

~~**Property Tax Exemption Low Income Housing Ownership by Limited
Liability Company**~~

Baltimore City – Property Tax Exemption – Low Income Housing

FOR the purpose of providing an exemption, under certain circumstances, from property tax for certain real property located in Baltimore City if, under certain circumstances, the owner of the real property is a certain ~~limited liability company~~ business entity or is a certain limited partnership whose managing general partner is a certain ~~limited liability company~~ business entity; providing that the real property may be exempt from property tax only under certain circumstances; ~~making conforming changes~~ authorizing a certain agreement to provide an abatement or reduction of certain property taxes subject to a certain limitation under a certain circumstance; requiring a certain division of certain negotiated payments in lieu of taxes for certain property; defining a certain term; providing for the application of

this Act; and generally relating to a property tax exemption in Baltimore City for certain housing for low income families.

BY ~~repealing and reenacting, with amendments,~~ adding to
Article – Tax – Property
Section ~~7-503~~ 7-503.1
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 370 – Senators Rosapepe, Astle, Feldman, Hershey, Lee, Madaleno, Simonaire, and Waugh

AN ACT concerning

Unmanned Aircraft Systems Research, Development, Regulation, and Privacy Act of 2015

FOR the purpose of providing that only the State may enact a law or take other action to prohibit, restrict, or regulate the testing or operation of unmanned aircraft systems in the State; preempting the authority of a county or municipality to prohibit, restrict, or regulate the testing or operation of unmanned aircraft systems and providing that certain laws or ordinances are superseded; specifying that federal preemption of State law is not affected by this Act; requiring the Department of Business and Economic Development, in consultation with the University of Maryland, the Department of Transportation, including the Maryland Aviation Administration, institutions of higher education, and other interested parties, to study the benefits of and the concerns regarding the use of certain unmanned aircraft systems in the State; requiring the Department to report its findings and recommendations to the General Assembly on or before a certain date; encouraging county and local governments to work with a certain federal agent and local law enforcement in making certain determinations; requiring the Department and the Department of Transportation, including the Maryland Aviation Administration, to monitor the Federal Aviation Administration for specified proposed regulations or rulemaking, determine a certain impact, and determine whether it is in the public interest for the State to consider certain legislation; requiring the Department and the Department of Transportation, including the Maryland Aviation Administration, to consult with certain entities and governments; requiring the Department and the Department of Transportation, including the Maryland Aviation Administration, to report certain findings and recommendations under certain circumstances; defining certain terms; and generally relating to unmanned aircraft systems.

BY adding to
Article – Economic Development
Section 14-301 to be under the new subtitle “Subtitle 3. Unmanned Aircraft Systems”

Annotated Code of Maryland
(2008 Volume and 2014 Supplement)

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

Senate Bill 383 – Senators Hershey and Eckardt

AN ACT concerning

**Public Safety – Appointment of Members of Fire Companies as Deputy Sheriffs –
Caroline County and Talbot County**

FOR the purpose of altering the applicability in Caroline County of certain provisions governing the appointment and duties of members of fire companies as deputy sheriffs; providing for the appointment and duties of members of fire companies as deputy sheriffs in Talbot County; making conforming changes; and generally relating to fire company members acting as deputy sheriffs.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 7–302(a), (d), (e), and (f)(4) and 7–303(a) through (d)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 428 – Senator Lee

AN ACT concerning

**Maryland Trust Act – Revocable Trusts – Partial Revocation by Divorce or
Annulment**

FOR the purpose of providing for the revocation of certain terms of a revocable trust on the absolute divorce of the settlor and the settlor’s spouse or the annulment of their marriage occurring after the creation of the settlor’s revocable trust, except under certain circumstances; requiring removal of the spouse as a trustee or an advisor on the date of the divorce or annulment; prohibiting the spouse from serving as a trustee or an advisor or exercising certain powers after the divorce or annulment; and generally relating to the effects of divorce or annulment on a revocable trust.

BY adding to
Article – Estates and Trusts
Section 14.5–604
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 453 – Senators Guzzone and Middleton

AN ACT concerning

**Public–Private Partnership Agreements – Performance Security –
Requirements**

FOR the purpose of altering the requirement that a public–private partnership agreement include, under certain circumstances, a certain provision regarding performance and payment security to require that ~~requirements for performance security for construction contracts be in accordance with certain provisions of law~~ the amount of any performance security in a certain form for certain contracts be based on the value of certain construction elements of a public–private partnership agreement and not on the total value of the agreement; making a conforming change clarifying changes; and generally relating to performance security in public–private partnership agreements.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 10A–401(a)(12)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 516 – Senators Klausmeier, Currie, Eckardt, Ferguson, Madaleno, ~~and Middleton~~ Middleton, Astle, Benson, Feldman, Hershey, Jennings, Kelley, Mathias, Pugh, and Reilly

AN ACT concerning

Public Health – Overdose Response Program

FOR the purpose of authorizing certain advanced practice nurses, in addition to certain nurse practitioners and pharmacists to conduct certain overdose prevention educational training programs; altering the circumstances under which certain employees or volunteers may conduct the training programs; authorizing certain advanced practice nurses, ~~in addition to certain nurse practitioners,~~ to prescribe and dispense naloxone to certain certificate holders; authorizing certain licensed physicians and advanced practice nurses to prescribe and dispense naloxone to certain certificate holders ~~directly or under~~ by issuing a certain standing order under certain circumstances; authorizing certain licensed health care providers to prescribe naloxone to certain patients under certain circumstances; authorizing a pharmacist to dispense naloxone in accordance with a certain therapy management

contract; providing that certain individuals who administer naloxone or provide naloxone to certain certificate holders under certain circumstances may not be considered to be practicing certain health occupations; providing that an advanced practice nurse who prescribes or dispenses naloxone to a certificate holder in a certain manner may not be subject to certain disciplinary actions; providing immunity from liability for certain persons under certain circumstances; exempting certain persons who are authorized to dispense naloxone from certain prescription drug dispensing permit requirements; providing for the construction of this Act; defining certain terms; making clarifying and conforming changes; and generally relating to the Overdose Response Program.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 13–3101, 13–3104, 13–3107, 13–3108, and 13–3109
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY adding to
Article – Health – General
Section 13–3110 and 13–3111
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 542 – Senators Lee, Edwards, Feldman, Guzzone, Montgomery, ~~and Ramirez~~ Ramirez, Middleton, Astle, Benson, Hershey, Jennings, Kelley, Klausmeier, Mathias, Pugh, and Reilly

AN ACT concerning

Maryland Cybersecurity Council – Establishment

FOR the purpose of establishing the Maryland Cybersecurity 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 work with certain entities to take certain actions related to cybersecurity; requiring the Council, beginning on a certain date and every certain number of years thereafter, to submit a report on its activities to the General Assembly; defining certain terms; requiring the Council to submit a report on its initial activities on or before a certain date; and generally relating to the Maryland Cybersecurity Council.

BY adding to
Article – State Government
Section 9–2901 to be under the new subtitle “Subtitle 29. Maryland Cybersecurity Council”

Annotated Code of Maryland
(2014 Replacement Volume)

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

**Senate Bill 582 – Senators Pugh, Currie, McFadden, Muse, ~~and Rosapepe~~
Rosapepe, and Benson**

AN ACT concerning

Pilot Program for Small Business Development by Ex–Offenders

FOR the purpose of requiring the Department of Labor, Licensing, and Regulation, in consultation with the Department of Public Safety and Correctional Services and the Maryland Small Business Development Financing Authority, to establish under certain circumstances the Pilot Program for Small Business Development by Ex–Offenders for certain purposes by a certain date; providing for the termination of the Program; authorizing the Department to coordinate with certain entities; requiring the Department to develop a certain evaluation process for the Program; requiring the Department, in consultation with the Department of Public Safety and Correctional Services, to select certain individuals to participate in the Program; providing that a person selected by the Department to participate in the Program shall receive certain training and mentoring; requiring the Department to partner the individual with a certain mentor for a certain purpose; requiring the Department to assist the individual in obtaining certain financing through the Maryland Small Business Development Financing Authority; requiring the Department to report to the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Pilot Program for Small Business Development by Ex–Offenders.

BY adding to

Article – Labor and Employment

Section 11–1201 to be under the new subtitle “Subtitle 12. Pilot Program for Small
Business Development by Ex–Offenders”

Annotated Code of Maryland

(2008 Replacement Volume and 2014 Supplement)

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

**Senate Bill 597 – Chair, Education, Health, and Environmental Affairs Committee
(By Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

Public Health – Immunizations – Related Institutions

FOR the purpose of altering the circumstances under which ~~a resident or~~ an employee of a related institution is not required to receive a certain vaccine; authorizing a related institution to permit ~~a resident or~~ an employee to refuse a certain vaccine under certain circumstances; making certain conforming changes; and generally relating to immunizations by related institutions of ~~residents and~~ employees.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 18–404(b)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 18–404(e)
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 607 – Senators Klausmeier, Astle, Bates, Benson, Cassilly, Conway, Currie, DeGrange, Edwards, Feldman, Ferguson, Guzzone, Hershey, Hough, Jennings, Kagan, Kasemeyer, King, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Montgomery, Muse, Nathan–Pulliam, Norman, Peters, Pinsky, Pugh, Ramirez, Raskin, Rosapepe, Salling, Waugh, Young, Zirkin, Serafini, and Ready

AN ACT concerning

~~**Maryland Opioid Use Disorder Consortium**~~
Joint Committee on Behavioral Health and Opioid Use Disorders

FOR the purpose of establishing the ~~Maryland Opioid Use Disorder Consortium~~ Joint Committee on Behavioral Health and Opioid Use Disorders; providing for the ~~composition, cochairs, and staffing of the Consortium~~ membership and cochairs of the Committee; ~~prohibiting a member of the Consortium from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Consortium to develop, monitor implementation of, and revise a certain plan through a certain process; requiring the Consortium to convene a certain Policy Academy to identify certain focus areas and draft certain recommendations; requiring the Consortium to hold certain roundtables; requiring the Consortium to convene a final Policy Academy for a certain purpose; requiring the Consortium to submit certain reports to the Governor and the General Assembly on or before certain dates specifying the duties and purposes of the Committee~~; providing for the termination of this Act; and generally relating to the ~~Maryland Opioid Use Disorder Consortium~~ Joint Committee on Behavioral Health and Opioid Use Disorders.

~~BY adding to~~

~~Article – Health – General~~

~~Section 24-1701 to be under the new subtitle “Subtitle 17. Maryland Opioid Use Disorder Consortium”~~

~~Annotated Code of Maryland~~

~~(2009 Replacement Volume and 2014 Supplement)~~

BY adding to

Article – State Government

Section 2-10A-02

Annotated Code of Maryland

(2014 Replacement Volume)

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

Senate Bill 623 – Senators Currie, Benson, Peters, and Rosapepe

AN ACT concerning

Prince George’s County – Property Tax Deferrals – Elderly and Disabled Homeowners

FOR the purpose of requiring that, in Prince George’s County, a certain rate of interest shall be paid on certain county property tax payment deferrals; requiring the governing body of Prince George’s County to establish and promote a certain public awareness campaign related to certain property tax deferral programs; authorizing the governing body of Prince George’s County to provide, by law, a certain payment deferral of the county property tax for certain residential real property; requiring the governing body of Prince George’s County under certain circumstances to specify the duration and certain amounts, ~~restrictions, and income eligibility requirements~~ and restrictions for the payment deferral; requiring the payment of certain deferred property taxes under certain circumstances; requiring the governing body of Prince George’s County under certain circumstances to provide certain information in a taxpayer’s annual property tax bill; requiring that a payment deferral be authorized by a certain written agreement to be recorded in certain land records; providing for a certain lien attachment under certain circumstances; prohibiting the charging of certain penalties during a certain period of time; defining a certain term; providing for the application of this Act; and generally relating to property tax deferrals in Prince George’s County for certain residential real property.

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 10-204

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY adding to

Article – Tax – Property
 Section 10–204.7
 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 639 – Senator Serafini

AN ACT concerning

**Teachers’ Retirement and Pension Systems – Reemployment of Retirees –
 Exemptions**

FOR the purpose of exempting from a certain offset of a retirement allowance certain retirees of the Teachers’ Retirement System or the Teachers’ Pension System who are employed in certain positions in a local school system or the Maryland School for the Deaf; authorizing local school system superintendents and the superintendent of the Maryland School for the Deaf to employ a certain number of certain retirees who will not be subject to a certain offset of a retirement allowance; requiring local school system superintendents and the superintendent of the Maryland School for the Deaf to submit certain reports to the Board of Trustees for the State Retirement and Pension System and the State Department of Education in a certain manner and by a certain date; making conforming changes; and generally relating to the reemployment of retirees of the teachers’ retirement and pension systems.

BY repealing and reenacting, with amendments,
 Article – State Personnel and Pensions
 Section 22–406(c)(4), ~~(8)~~, (9), and (10), (m), and (n) and 23–407(c)(4), ~~(8)~~, (9), and (10),
 (m), and (n)
 Annotated Code of Maryland
 (2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
 Article – State Personnel and Pensions
~~Section 22–406(c)(5), (6), and (8) and 23–407(c)(5), (6), and (8)~~ Section 22–406(c)(5)
 and (6) and 23–407(c)(5) and (6)
 Annotated Code of Maryland
 (2009 Replacement Volume and 2014 Supplement)

~~BY adding to~~
~~Article – State Personnel and Pensions~~
~~Section 22–406(c)(9) and (12) and 23–407(c)(9) and (12)~~
~~Annotated Code of Maryland~~
~~(2009 Replacement Volume and 2014 Supplement)~~

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

Senate Bill 652 – Senators Muse, Benson, Currie, McFadden, and Waugh

AN ACT concerning

Criminal Procedure – Expungement of Records

FOR the purpose of ~~repealing~~ altering a provision of law that provides that a person is not entitled to expungement of the person's record if the petition for expungement is based on a certain case disposition and the person, since the disposition, has been convicted of a crime other than a minor traffic violation or is a defendant in a pending criminal proceeding; establishing a certain exception to a provision of law that provides a person is not entitled to an expungement under certain circumstances; and generally relating to expungement of records.

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

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

Senate Bill 689 – Senators Benson, Currie, and Peters

AN ACT concerning

Prince George's County – Transfer Tax – Deputy Sheriffs

FOR the purpose of extending a certain tax rate reduction under the Prince George's County transfer tax to the sale of certain property to a Prince George's County deputy sheriff under certain circumstances; and generally relating to the Prince George's County transfer tax.

BY repealing and reenacting, with amendments,
The Public Local Laws of Prince George's County
Section 10–187(b)(4)
Article 17 – Public Local Laws of Maryland
(2011 Edition, as amended)

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

Senate Bill 707 – Senator Eckardt

AN ACT concerning

Alcoholic Beverage Tax Returns – Manufacturers and Wholesalers – Due Date

FOR the purpose of authorizing the Comptroller to specify, by regulation, the ~~date or~~ dates on which certain alcoholic beverage manufacturers or wholesalers must file an alcoholic beverage tax return; requiring that any filing date established by the Comptroller must be at least 5 days later than a certain day specified for filing an alcoholic beverage tax return; and generally relating to the filing of certain alcoholic beverage tax returns.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 5–201(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 796 – Senators Nathan–Pulliam, Benson, Ferguson, Kelley, Montgomery, Rosapepe, and Young

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 Health and Government Operations.

Senate Bill 862 – Senator Kasemeyer

AN ACT concerning

Maryland Park Service – Operations Revenue – Mandated Appropriation

FOR the purpose of ratifying a certain provision of law that requires the Governor to include in the State budget an appropriation for the Maryland Park Service equal to a certain percentage of revenues attributable to Maryland Park Service operations;

stating the intent of the General Assembly; and generally relating to funding of the Maryland Park Service.

BY repealing and reenacting, without amendments,
 Article – Natural Resources
 Section 5–212(g)
 Annotated Code of Maryland
 (2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 863 – Senators Miller, Astle, Bates, Benson, Brochin, Cassilly, Conway, Currie, DeGrange, Eckardt, Edwards, Guzzone, Hershey, Hough, Jennings, Kasemeyer, King, Klausmeier, Madaleno, Mathias, Middleton, Montgomery, Nathan–Pulliam, Peters, Pugh, Raskin, Ready, Salling, Serafini, Waugh, ~~and Zirkin~~ Zirkin, Simonaire, Young, and Rosapepe

AN ACT concerning

Watershed Protection and Restoration Programs – Revisions

FOR the purpose of repealing the requirement that a certain county or municipality adopt and implement local laws or ordinances necessary to establish a watershed protection and restoration program; exempting a certain county from certain provisions of this Act; authorizing a certain county or municipality to adopt and implement local laws or ordinances necessary to establish a watershed protection and restoration program; repealing the requirement that a certain program include a certain fee ~~and a certain fund~~; authorizing a certain program to include a certain fee ~~and a certain fund~~; ~~repealing the requirement that a certain county or municipality maintain or administer a certain fund in accordance with certain requirements; authorizing a certain county or municipality to maintain or administer a certain fund in accordance with certain requirements~~; repealing the requirement that a certain county or municipality establish and annually collect a certain fee; authorizing a certain county or municipality to establish and annually collect a certain fee; requiring a county that includes the cost of stormwater remediation in the county’s capital budget or operating budget to meet with each municipality within its jurisdiction to mutually agree that the county will take a certain action; exempting certain veterans’ organizations from being charged a stormwater remediation fee by a county or municipality; authorizing the State or a unit of State government to be charged a stormwater remediation fee by a county under certain circumstances; authorizing a county or municipality to charge a stormwater remediation fee to certain properties only under certain circumstances; repealing the requirement that a certain county or municipality set a certain fee in a certain manner; authorizing a certain county or municipality to set a certain fee in a certain manner; ~~establishing a maximum stormwater remediation fee for certain nonprofit groups or organizations~~; requiring a county or municipality to include a certain statement on a bill to collect a stormwater remediation fee; authorizing local

watershed protection and restoration funds to receive certain funds; requiring certain funds disbursed from local watershed protection and restoration funds to be in addition to existing State or local expenditures for stormwater management; ~~prohibiting certain funds from being used for certain programs, services, or staff that were in existence on or before a certain date~~; altering a certain reporting requirement; requiring a county or municipality to file a certain annual financial assurance plan with the Department of the Environment in accordance with certain requirements beginning on a certain date; requiring that a financial assurance plan demonstrate certain funding capacity; requiring the Department to hold a public hearing within a certain number of days of a certain filing; requiring the Department to make a decision whether the financial assurance plan demonstrates sufficient funding within a certain number of days of a certain filing; prohibiting a county or municipality from receiving certain funding if the Department makes a certain determination; requiring the Department to submit a certain annual report to the Governor and certain committees of the General Assembly in accordance with certain requirements beginning on a certain date; requiring a county or municipality to authorize certain nonprofit groups or organizations to implement a certain plan in lieu of paying a stormwater remediation fee under certain circumstances; requiring the Department to adopt regulations to establish a certain plan; prohibiting a certain county from imposing a certain charge to a certain veterans' organization and a certain volunteer fire department under certain circumstances; authorizing the State or a unit of State government in a certain county to be charged a certain charge by a certain county under certain circumstances; authorizing a certain county to exempt a property from certain charges under certain circumstances; authorizing a certain county to establish a certain hardship program or include a hardship exemption as part of a system of offsets; authorizing a certain county to impose a certain charge on certain properties under certain circumstances; authorizing funds in the Bay Restoration Fund to be used for costs associated with the implementation of certain alternate compliance plans; making stylistic changes; providing for the effective date of certain provisions of this Act; providing for the termination of certain provisions of this Act; and generally relating to watershed protection and restoration programs.

BY repealing and reenacting, with amendments,
Article – Environment
Section 4–202.1
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Environment
Section 4–204(d)
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

BY adding to
Article – Environment

Section 4–204(e)
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

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

BY repealing and reenacting, with amendments,
Article – Environment
Section 9–1605.2(i)(2)
Annotated Code of Maryland
(2014 Replacement Volume)
(As enacted by Chapter 150 of the Acts of the General Assembly of 2012)

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

Senate Bill 896 – Senators Jennings, Astle, Cassilly, Peters, ~~and Waugh~~ Waugh, Middleton, Benson, Feldman, Hershey, Kelley, Klausmeier, Mathias, Pugh, and Reilly

AN ACT concerning

Military Personnel and Veteran–Owned Small Business No–Interest Loan Program and Fund

FOR the purpose of establishing the Military Personnel and Veteran–Owned Small Business No–Interest Loan Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Secretary of Business and Economic Development to administer the Fund; requiring the Department of Business and Economic Development, in consultation with the Department of Veterans Affairs, in making loans, to give priority to certain businesses under certain circumstances; requiring the Department of Business and Economic Development, in consultation with the Department of Veterans Affairs, in making loans, to consider how to maximize the number of veterans, military reservists, and National Guard personnel who would benefit from loans made under the program; 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; 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; and generally relating to the Military Personnel and Veteran–Owned Small Business No–Interest Loan Program and Fund.

BY repealing and reenacting, with amendments,
Article – Economic Development

Section ~~5-1001~~, ~~5-1002~~, and 5-1006
Annotated Code of Maryland
(2008 Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Economic Development
Section ~~5-1002~~ 5-1003 through 5-1005
Annotated Code of Maryland
(2008 Volume and 2014 Supplement)

BY adding to
Article – Economic Development
Section 5-1006
Annotated Code of Maryland
(2008 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 Economic Matters.

Senate Bill 929 – Senators King and Miller

AN ACT concerning

Video Lottery Terminal Revenues – Standardbred Owners and Trainers – Benefit Programs

FOR the purpose of authorizing the organization that represents a majority of the standardbred owners and trainers in the State to apply to the Secretary of Labor, Licensing, and Regulation for the reimbursement of certain expenditures not to exceed a certain amount; providing that the reimbursement amount be deducted

from the Purse Dedication Account funded by video lottery terminal revenues; specifying certain programs for which reimbursement is allowable; prohibiting the reimbursement calculation from including certain items; requiring the organization to provide certain information to the Secretary; and generally relating to video lottery terminal revenues and standardbred owners and trainers.

BY adding to

Article – State Government
Section 9–1A–28.1
Annotated Code of Maryland
(2014 Replacement Volume)

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

THE COMMITTEE ON ECONOMIC MATTERS REPORT #15

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

House Bill 90 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Alcoholic Beverages – Waiver of License Requirements MC 17–15

HB0090/103991/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 90

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Waiver of”; strike beginning with “authorizing” in line 4 down through “waive” in line 5 and substitute “providing that an applicant who is a resident of the State meets”; strike beginning with “authorizing” in line 7 down through “waive” in line 8 and substitute “providing that an applicant who is a resident of the State meets”; strike beginning with “authorizing” in line 10 down through “waive” in line 11 and substitute “providing that an applicant who is a resident of the State meets”; strike beginning with “authorizing” in line 13 down through “waive” in line 14 and substitute “providing that an applicant who is a resident of the State meets”; strike beginning with

“requiring” in line 15 down through “circumstances;” in line 18; in line 18, strike “waivers of”; and in line 27, strike “and (13)(iv)”.

AMENDMENT NO. 2

On page 2, in line 15, strike “1.”; strike beginning with “registered” in line 17 down through “made” in line 18 and substitute “RESIDENT OF THE STATE”; in line 19, strike “2.”; strike beginning with “registered” in line 20 down through “made” in line 21 and substitute “RESIDENT OF THE STATE”; strike in their entirety lines 22 through 25, inclusive; and strike beginning with “ON” in line 33 down through “WAIVE” in line 35 and substitute “AN INDIVIDUAL WHO IS A RESIDENT OF THE STATE MEETS”.

On page 3, strike beginning with “ON” in line 14 down through “WAIVE” in line 16 and substitute “AN INDIVIDUAL WHO IS A RESIDENT OF THE STATE MEETS”.

On page 4, strike beginning with “ON” in line 3 down through “WAIVE” in line 5 and substitute “AN INDIVIDUAL WHO IS A RESIDENT OF THE STATE MEETS”; and strike in their entirety lines 7 through 20, 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 Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 851 – Prince George’s County Delegation

AN ACT concerning

**Alcoholic Beverages – Towne Centre at Laurel – Class A License
PG 316–15**

HB0851/503698/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 851

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “Laurel;” insert “prohibiting the Board of License Commissioners from issuing more than a certain number of Class B–DD (Development District) licenses under certain circumstances;”.

AMENDMENT NO. 2

On page 2, in line 12, after “(O)” insert “(1)”; and after line 16, insert:

“(2) IF THE BOARD OF LICENSE COMMISSIONERS CONVERTS A CLASS B–DD (DEVELOPMENT DISTRICT) LICENSE TO A CLASS A BEER, WINE AND LIQUOR LICENSE UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE BOARD OF LICENSE COMMISSIONERS MAY NOT ISSUE MORE THAN 5 CLASS B–DD (DEVELOPMENT DISTRICT) LICENSES UNDER SUBSECTION (F)(7)(IV) OF THIS SECTION.”

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 931 – Prince George’s County Delegation

AN ACT concerning

**Alcoholic Beverages – Prince George’s County – Seven Day Sales
PG 318–15**

HB0931/783092/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 931

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “Commissioners” insert “, except under certain circumstances;”; in line 6, after “holders;” insert “providing that no more than a certain number of permits may be active at any one time; prohibiting the Board of License Commissioners from issuing a permit to certain holders of a license; prohibiting the Board of License Commissioners from issuing a permit to certain holders of a license before a

certain date; requiring an applicant for a permit to commit to making a certain reinvestment in the business; authorizing the Board of License Commissioners to waive the reinvestment requirement; requiring the Board of License Commissioners to revoke a permit under certain circumstances;; in line 8, after “premises;” insert “providing that the holder of a certain license that is issued a permit is no longer required to comply with any restaurant or food requirements; establishing a certain application fee;”; and in line 9, after “regulations;” insert “providing for the application of a certain provision of this Act;”.

AMENDMENT NO. 2

On page 3, in line 14, strike “**THE**” and substitute “**SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION AND EXCEPT AS PROVIDED IN PARAGRAPHS (4) AND (5) OF THIS SUBSECTION, THE**”; in line 16, strike “**ANY**” and substitute “**A**”; in the same line, after “**A**” insert “**BEER, WINE AND LIQUOR**”; in line 18, after “**PRIVILEGE**” insert “**UNDER § 6-201(R)(2)(II) OF THIS ARTICLE**”; after line 18, insert:

(3) NOT MORE THAN 100 SPECIAL SUNDAY OFF-SALE PERMITS MAY BE IN EFFECT AT ANY ONE TIME.

(4) (I) THIS PARAGRAPH APPLIES TO A HOLDER OF A LICENSE LISTED IN PARAGRAPH (2) OF THIS SUBSECTION THAT WAS ISSUED THE LICENSE BEFORE JULY 1, 2015.

(II) IF THE HOLDER OF A LICENSE HAS BEEN FOUND BY THE BOARD OF LICENSE COMMISSIONERS TO HAVE VIOLATED A RESTRICTION ON SELLING LIQUOR ON SUNDAY, THE BOARD OF LICENSE COMMISSIONERS MAY NOT ISSUE A SPECIAL SUNDAY OFF-SALE PERMIT TO THE HOLDER BEFORE:

1. JANUARY 1, 2016, IF THE HOLDER:

A. COMMITTED ONLY ONE VIOLATION BETWEEN JULY 1, 2014, AND JUNE 30, 2015, BOTH INCLUSIVE; AND

B. DID NOT COMMIT A VIOLATION OF A RESTRICTION ON SELLING LIQUOR ON SUNDAY BETWEEN JULY 1, 2013, AND JUNE 30, 2014, BOTH INCLUSIVE; OR

2. JULY 1, 2016, IF THE HOLDER COMMITTED AT LEAST TWO VIOLATIONS BETWEEN JULY 1, 2013, AND JUNE 30, 2015, BOTH INCLUSIVE.

(5) THE BOARD OF LICENSE COMMISSIONERS MAY NOT ISSUE A SPECIAL SUNDAY OFF-SALE PERMIT TO A HOLDER OF A LICENSE LISTED IN PARAGRAPH (2) OF THIS SUBSECTION THAT WAS FOUND BY THE BOARD OF LICENSE COMMISSIONERS TO HAVE VIOLATED A RESTRICTION ON SELLING LIQUOR ON SUNDAY WITHOUT A SPECIAL SUNDAY OFF-SALE PERMIT ON OR AFTER JULY 1, 2015.

(6) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, AN APPLICANT FOR A SPECIAL SUNDAY OFF-SALE PERMIT SHALL COMMIT IN THE APPLICATION TO REINVESTING A MINIMUM OF \$50,000 IN THE BUSINESS WITHIN 1 YEAR AFTER THE PERMIT IS ISSUED.

(II) THE BOARD OF LICENSE COMMISSIONERS MAY WAIVE THE REINVESTMENT REQUIREMENT.

(III) THE BOARD OF LICENSE COMMISSIONERS SHALL REVOKE A SPECIAL SUNDAY OFF-SALE PERMIT IF:

1. THE BOARD OF LICENSE COMMISSIONERS DID NOT WAIVE THE REINVESTMENT REQUIREMENT UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH; AND

2. THE HOLDER OF THE SPECIAL SUNDAY OFF-SALE PERMIT FAILS TO MAKE THE REQUIRED REINVESTMENT.”;

in line 19, strike “(3)” and substitute “(7)”; after line 22, insert:

“(8) IF THE HOLDER OF A CLASS B BEER, WINE AND LIQUOR LICENSE WITH AN OFF-SALE PRIVILEGE IS ISSUED A SPECIAL SUNDAY OFF-SALE PERMIT, THE HOLDER IS NO LONGER REQUIRED TO COMPLY WITH ANY RESTAURANT OR FOOD REQUIREMENTS.

(9) THE APPLICATION FEE FOR A SPECIAL SUNDAY OFF-SALE PERMIT IS \$750.;

in line 23, strike “(4)” and substitute “**(10) (I)**”; in line 24, strike “\$450” and substitute “:

1. FOR THE HOLDER OF A CLASS A BEER, WINE AND LIQUOR LICENSE, \$2,590; AND

2. FOR THE HOLDER OF A CLASS B BEER, WINE AND LIQUOR LICENSE WITH AN OFF-SALE PRIVILEGE, \$1,080.;

in the same line, strike “, WHICH” and substitute:

“(II) THE ANNUAL PERMIT FEE LISTED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH”;

in the same line, after “A” insert “**BEER, WINE AND LIQUOR**”; and in line 26, strike “(5)” and substitute “**(11)**”.

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 932 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – City of College Park – Class D Beer and Wine License
PG 317-15**

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 395 – Delegates Valentino–Smith, Folden, McComas, B. Wilson, and C. Wilson

AN ACT concerning

Death or Life–Threatening Injury by Motor Vehicle or Vessel – Subsequent Offenders – Penalties

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 430 – Delegates Folden and Afzali

AN ACT concerning

Drunk Driving – Accidents Resulting in Death – Sanctions for Administrative Per Se 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 780 – Delegates McComas, Arentz, Carozza, Cassilly, Chang, Kittleman, Krebs, Lam, Mautz, McConkey, McMillan, Metzgar, Miele, Platt, B. Robinson, S. Robinson, Shoemaker, Szeliga, Vogt, and B. Wilson

AN ACT concerning

Task Force on the Prevention of Child Abuse and Neglect

HB0780/302516/1

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 780

(First Reading File Bill)

On page 2, after line 12, insert:

“(v) one representative of public school employees with expertise regarding the current operations and training practices within public schools on the prevention, identification, and reporting of child abuse and neglect;”;

in lines 13, 15, 17, 18, 20, 22, 24, and 26, strike “(v)”, “(vi)”, “(vii)”, “(viii)”, “(ix)”, “(x)”, “(xi)”, and “(xii)”, respectively, and substitute “(vi)”, “(vii)”, “(viii)”, “(ix)”, “(x)”, “(xi)”, “(xii)”, and “(xiv)”, respectively; in line 25, strike “and”; and after line 25, insert:

“(xiii) one child psychiatrist who is active in the practice of treating childhood emotional disorders; and”.

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 1185 – Delegate Dumais

AN ACT concerning

Family Law – Application for Divorce – Residency Requirement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #12

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 452 – Delegates Ebersole, Afzali, Atterbeary, Barkley, Cassilly, Cullison, Davis, Fraser-Hidalgo, Hill, Hixson, Hornberger, C. Howard, Jalisi, Kaiser, Kelly, Kipke, Krimm, Lafferty, Lam, Lisanti, Luedtke, McComas, McCray, McDonough, Metzgar, Moon, Oaks, Pendergrass, Platt, Reilly, Reznik, Shoemaker, Sydnor, Szeliga, Tarlau, Turner, Waldstreicher, A. Washington, and M. Washington

AN ACT concerning

Commission to Review Maryland’s Use of Assessments and Testing in Public Schools

HB0452/335263/2

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 452

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “date;” insert “requiring the State Department of Education to survey, review, and assess certain data relating to local, State, and federally mandated assessments; requiring the Department to report certain findings and recommendations to the State Board of Education, each county board of education, and certain legislative committees on or before a certain date; requiring each county board to review and consider certain findings and recommendations and make certain comments on or before a certain date; requiring the State Board to review and consider certain findings and recommendations, make certain comments, and submit a certain compilation;”.

AMENDMENT NO. 2

On page 4, in line 18, strike “April” and substitute “September”; in line 20, strike “June” and substitute “November”; in line 25, strike “General Assembly” and substitute “Governor and.”; in line 26, after “Article” insert “, the Senate Education, Health, and Environmental Affairs Committee and the House Committee on Ways and Means”; after line 26, insert:

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

(a) The State Department of Education shall:

(1) survey and assess how much time is spent in each grade and in each local school system on administering local, State, and federally mandated assessments;

(2) compile the results of the survey referred to in item (1) of this subsection into documents that are consistent across local school systems and grade levels;

(3) review and analyze the local school systems’ and the Department’s interests in requiring assessments and attempt to develop a statewide approach to administering assessments; and

(4) determine whether the current local and State schedules for administering assessments allot enough time between administering a formative assessment and receiving the results of the formative assessment to meaningfully inform instruction.

(b) (1) The compilation referred to in subsection (a)(2) of this section shall include the following information for each assessment administered in a local school system, in matrix form:

- (i) the title of the assessment;
- (ii) the purpose of the assessment;
- (iii) if the assessment is a local, State, or federal assessment;
- (iv) the grade level to which the test is administered;
- (v) the subject area of the assessment;
- (vi) the testing window of the assessment;
- (vii) how long a student has to complete the assessment; and
- (viii) if the assessment requires a change in the school schedule.

(2) The compilation referred to in subsection (a)(2) of this section shall include the following information for each assessment administered in a local school system, in narrative form:

- (i) if the assessment requires any test preparation;
- (ii) if the assessment must be taken by pencil and paper or by electronic device;
- (iii) if the assessment must be taken by electronic device, the student to electronic device ratio;
- (iv) if the assessment is a high-stakes assessment;

- (v) the date the assessments are turned in to receive results;
 - (vi) the date the results of the assessment is or was released;
 - (vii) to whom the results of the assessment is or was released;
 - (viii) how much time passes between administration of the assessment and the receipt of the results of the assessment;
 - (ix) if the assessment requires proctors or other personnel to administer the assessment;
 - (x) if the assessment requires technological support to administer the assessment;
 - (xi) if the assessment allows for accommodations for students with disabilities; and
 - (xii) if the assessment is available in other languages for English language learners.
- (c) (1) (i) On or before August 31, 2015, the Department shall report its findings and recommendations to:
1. the State Board of Education;
 2. each county board of education;
 3. the Governor and, in accordance with § 2-1246 of the State Government Article, the Senate Education, Health, and Environmental Affairs Committee and the House Committee on Ways and Means; and
 4. Maryland Association of Boards of Education, Maryland State Education Association, Maryland PTA, Public School Superintendents Association of Maryland, and any other education organization in the State that the Governor chooses.

(ii) The Department shall compile the information gathered from the survey referred to in subsection (b) of this section into a document that is consistent across local school systems and grade levels.

(2) (i) On or before October 31, 2015, each county board of education and each organization listed in paragraph (1)(i)4 of this subsection shall:

1. review and consider the Department's findings and recommendations;

2. make comments and recommendations related to whether they accept or reject the Department's findings and recommendations to the State Board; and

3. make the comments and recommendations available to the public on request.

(ii) The organizations listed in paragraph (1)(i)4 of this subsection shall provide comments and recommendations that are one to three pages in length.

(3) On or before December 31, 2015, the State Board shall:

(i) review and consider the Department's findings and recommendations;

(ii) make comments and recommendations related to whether they accept or reject the Department's findings and recommendations; and

(iii) submit a compilation to the Senate Education, Health, and Environmental Affairs Committee and the House Committee on Ways and Means, in accordance with § 2-1246 of the State Government Article, of the comments and recommendations of the State Board, each county board of education, and each organization listed in paragraph (1)(i)4 of this subsection.”;

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 Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 535 – Delegates Turner, Anderson, Angel, Atterbeary, Barkley, Carr, Conaway, Dumais, Ebersole, Fraser-Hidalgo, Frush, Gilchrist, Glass, Glenn, Haynes, Hill, Hixson, Impallaria, Jackson, Kaiser, Kelly, Kramer, Lam, Lierman, Luedtke, McCray, A. Miller, O'Donnell, Pendergrass, Proctor, Reznik, S. Robinson, Rosenberg, Stein, A. Washington, and M. Washington

AN ACT concerning

Blind or Visually Impaired Children – Individualized Education Programs – Orientation and Mobility Instruction

HB0535/665269/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 535

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Hixson,” insert “C. Howard.”; in line 6, after “circumstances,” insert “establishing a certain process for a certain individualized education program team to make a certain determination as to whether certain orientation and mobility instruction is appropriate for a certain child and to include it in a certain child’s individualized education program;”; in the same line, strike “evaluations” and substitute “assessments”; in line 7, strike “provided” and substitute “conducted”; in line 8, strike “evaluation” and substitute “assessment”; and in the same line, after “contain” insert “, at a minimum,”.

AMENDMENT NO. 2

On page 2, after line 2, insert:

“(2) “ASSESSMENT” MEANS THE PROCESS OF COLLECTING DATA TO BE USED BY AN IEP TEAM TO DETERMINE A STUDENT’S NEED FOR SPECIAL EDUCATION AND RELATED SERVICES.

(3) “BRAILLE” MEANS THE SYSTEM OF READING AND WRITING THROUGH TOUCH COMMONLY KNOWN AS STANDARD ENGLISH CONTRACTED BRAILLE.”;

in lines 3, 13, 15, 18, 22, 26, and 30, strike “(2)”, “(4)”, “(5)”, “(6)”, “(7)”, “(8)”, and “(9)”, respectively, and substitute “(4)”, “(5)”, “(6)”, “(7)”, “(8)”, “(9)”, and “(10)”, respectively; and strike lines 11 and 12 in their entirety.

On page 4, in lines 17 and 18, strike “AFTER AN EVALUATION”; after line 21, insert:

“(2) (I) 1. IF THE IEP TEAM OBJECTS TO THE INCLUSION OF ORIENTATION AND MOBILITY INSTRUCTION IN THE CHILD’S INDIVIDUALIZED EDUCATION PROGRAM BECAUSE THE IEP TEAM HAS DETERMINED THAT ORIENTATION AND MOBILITY INSTRUCTION IS NOT APPROPRIATE FOR THE CHILD, THE IEP TEAM SHALL ORDER AN ORIENTATION AND MOBILITY ASSESSMENT TO BE CONDUCTED IN ACCORDANCE WITH PARAGRAPH (3) OF THIS SUBSECTION.

2. AN ORIENTATION AND MOBILITY ASSESSMENT SHALL BE CONDUCTED BY A QUALIFIED INDIVIDUAL IN ACCORDANCE WITH REGULATIONS ADOPTED BY THE DEPARTMENT.

(II) WITHIN 30 DAYS AFTER THE DATE OF RECEIPT OF AN ORIENTATION AND MOBILITY ASSESSMENT, THE IEP TEAM THAT ORDERED THE ASSESSMENT SHALL MEET TO CONSIDER THE RESULTS OF THE ASSESSMENT AND DETERMINE WHETHER ORIENTATION AND MOBILITY INSTRUCTION IS APPROPRIATE FOR THE CHILD.

(III) IF THE IEP TEAM DETERMINES THAT ORIENTATION AND MOBILITY INSTRUCTION IS NOT APPROPRIATE FOR THE CHILD, THE IEP TEAM MAY NOT INCLUDE ORIENTATION AND MOBILITY INSTRUCTION IN THE CHILD’S INDIVIDUALIZED EDUCATION PROGRAM.

(IV) THE DETERMINATION OF AN IEP TEAM REGARDING THE PROVISION OF ORIENTATION AND MOBILITY INSTRUCTION UNDER THIS PARAGRAPH SHALL BE BINDING FOR THE ENTIRE SCHOOL YEAR IN WHICH THE DETERMINATION

IS MADE, UNLESS THERE ARE SIGNIFICANT CHANGES IN THE CIRCUMSTANCES OF THE CHILD.”;

in line 22, strike “(2)” and substitute “(3)”; in the same line, strike “INITIAL”; in the same line, strike “EVALUATION” and substitute “ASSESSMENT, AT A MINIMUM,”; strike in their entirety lines 23 through 25, inclusive; and in lines 26, 27, and 29, strike “(II)”, “(III)”, and “(IV)”, respectively, and substitute “(I)”, “(II)”, and “(III)”, respectively.

AMENDMENT NO. 3

On page 5, in lines 5 and 9, strike “(3)” and “(4)”, respectively, and substitute “(4)” and “(5)”, respectively; in line 12, after “(II)” insert “1.”; in the same line, strike “AUGUST 1, 2016” and substitute “JANUARY 1, 2017”; after line 14, insert:

“2. THE DEPARTMENT MAY NOT ADOPT A REGULATION UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH THAT HAS THE EFFECT OF PROHIBITING A BLIND OR VISUALLY IMPAIRED INDIVIDUAL FROM BEING QUALIFIED TO PROVIDE ORIENTATION AND MOBILITY INSTRUCTION OR CONDUCT AN ORIENTATION AND MOBILITY ASSESSMENT.”;

in line 15, strike “SEPTEMBER 1, 2016” and substitute “MARCH 1, 2017”; in line 17, strike “EVALUATIONS” and substitute “ASSESSMENTS”; and in line 18, strike “(C)(2)” and substitute “(C)(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 Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

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

HB1133/935862/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1133

(First Reading File Bill)

AMENDMENT NO. 1

In the sponsor line, after “Barnes,” insert “C. Howard.”

AMENDMENT NO. 2

On page 3, in line 6, strike “2016” and substitute “2015”; in line 10, strike “2 years” and substitute “1 year”; and in line 11, strike “2017” and substitute “2016”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 1137 – Delegates Shoemaker, Buckel, and McKay

AN ACT concerning

Primary Education – State Standardized Assessments – Moratorium

HB1137/215865/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1137

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and McKay” and substitute “McKay, Afzali, D. Barnes, Ebersole, Fennell, Hixson, Hornberger, C. Howard, Kaiser, Long, Luedtke, Metzgar, Patterson, Platt, Reilly, Simonaire, Tarlau, Turner, Walker, A. Washington, and M. Washington”; in line 2, strike “State Standardized” and substitute “Prekindergarten Through Grade 2 State”; in the same line, strike “Moratorium” and substitute “Required Study”; strike beginning with “requiring” in line 3 down through “report;” in line 7; in line

10, strike “providing for the termination of this Act;”; and in the same line, strike “moratorium on” and substitute “study of certain”.

AMENDMENT NO. 2

On page 1, strike in their entirety lines 14 through 22, inclusive; in line 23, strike “(d)”; and in the same line, strike “2016” and substitute “2015”.

AMENDMENT NO. 3

On page 2, in line 1, strike “Ways and Means Committee” and substitute “Committee on Ways and Means”; and strike beginning with “It” in line 23 down through “effect.” in line 25.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

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

House Bill 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**

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

FLOOR AMENDMENT

HB0533/213328/2

BY: Delegate O’Donnell

AMENDMENT TO HOUSE BILL 533

(First Reading File Bill)

On page 2, in line 8, after “1.” insert “THE LAW ENFORCEMENT OFFICER IS IN UNIFORM, PROMINENTLY DISPLAYING THE OFFICER’S BADGE OR OTHER INSIGNIA;”

2. THE LAW ENFORCEMENT OFFICER IS CONFORMING TO STANDARDS FOR THE USE OF BODY-WORN DIGITAL RECORDING DEVICES OR ELECTRONIC CONTROL DEVICES CAPABLE OF RECORDING VIDEO AND ORAL COMMUNICATIONS ESTABLISHED BY THE POLICE TRAINING COMMISSION OR THE DEPARTMENT OF STATE POLICE;

3.”;

and in lines 10 and 14, strike “2.” and “3.”, respectively, and substitute “4.” and “5.”, respectively.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

HB0533/582015/1

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 533, AS AMENDED

In the House Judiciary Committee Amendment (HB0533/252314/1), in line 2, strike “Carr, Korman.”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #16

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

House Bill 468 – Delegates Jameson and Davis

AN ACT concerning

**Chesapeake Employers' Insurance Company and Injured Workers' Insurance
Fund Advisory Board**

HB0468/323795/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 468

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 3, strike “and Injured Workers’ Insurance Fund Advisory Board”; in line 12, strike “Board” and substitute “policyholders”; in line 13, after “circumstances;” insert “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;”; and strike beginning with “establishing” in line 18 down through “circumstances;” in line 31.

On page 2, strike beginning with “requiring” in line 2 down through “authorizing” in line 4 and substitute “requiring”; in line 5, strike “a certain member” and substitute “certain members”; in the same line, strike “to be a member for an additional term” and substitute “whose terms expire in certain years”; strike beginning with “specifying” in line 6 down through “term” in line 8 and substitute “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”; in line 28, strike “10-101” and substitute “10-102(d)”; and strike in their entirety lines 31 through 35, inclusive.

AMENDMENT NO. 2

On page 5, in line 18, strike “two members” and substitute “ONE MEMBER”; and in the same line, strike “policyholders” and substitute “A POLICYHOLDER”.

On page 6, in line 12, after “(2)” insert “(1)”; in the same line, strike “BOARD” and substitute “POLICYHOLDERS”; and in line 13, strike “FOR MISCONDUCT, INCOMPETENCE, OR DERELICTION OF DUTIES.” and substitute “AT ANY TIME, WITH OR WITHOUT CAUSE, BY THE AFFIRMATIVE VOTE OF A MAJORITY OF ALL OF THE VOTES ENTITLED TO BE CAST GENERALLY IN THE ELECTION OF DIRECTORS.”

(II) THE COMMISSIONER MAY REMOVE A MEMBER APPOINTED BY THE POLICYHOLDERS FOR INCOMPETENCE, MISCONDUCT, OR MALFEASANCE AFTER NOTICE AND OPPORTUNITY FOR A HEARING UNDER §§ 2-210 THROUGH 2-214 OF THIS ARTICLE.”;

after line 14, insert:

“Article – Labor and Employment

10-102.

(d) **(1) On and after October 1, 2013, the Fund may continue to be the third party administrator for the State’s Self-Insured Workers’ Compensation Program for State Employees under a contract with the State.**

(2) AT LEAST ONCE EVERY 5 YEARS, THE COMMISSIONER SHALL:

(I) REVIEW THE STATE’S SELF-INSURED WORKERS’ COMPENSATION PROGRAM FOR STATE EMPLOYEES, AS ADMINISTERED BY THE FUND, TO DETERMINE WHETHER THE STATE IS RECEIVING EFFECTIVE ADMINISTRATIVE SERVICES AT A REASONABLE COST; AND

(II) SUBMIT A REPORT TO THE STATE TREASURER ON THE FINDINGS OF THE REVIEW.”;

and in line 20, strike “**2020**” and substitute “**2022**”.

AMENDMENT NO. 3

On pages 9 through 12, strike in their entirety the lines beginning with line 25 on page 9 through line 3 on page 12, inclusive.

On page 12, in line 4, strike “6.” and substitute “**5.**”; in line 5, strike “2020” and substitute “**2022**”; and strike in their entirety lines 12 through 35, inclusive, and substitute:

“SECTION 6. AND BE IT FURTHER ENACTED, That:

(a) Notwithstanding § 24–307 of the Insurance Article as enacted by Section 1 of this Act, the Governor shall appoint the members of the Board of the Chesapeake Employers’ Insurance Company as follows:

(1) the two members whose terms expire in 2015 for a 5–year term expiring in 2020;

(2) the one member whose term expires in 2016 for a 5–year term expiring in 2021;

(3) the one member whose term expires in 2017 for a 4–year term expiring in 2021;

(4) the three members whose terms expire in 2018 for a 4–year term expiring in 2022; and

(5) the two members whose terms expire in 2019 for a 5–year term expiring in 2024.

(b) In appointing members of the Board of the Chesapeake Employers’ Insurance Company under subsection (a) of this section, the Governor may appoint a member of the Board who was a member of the Board on December 31, 2014, and continues to be a member of the Board through the expiration of the member’s term:

(1) notwithstanding the term limits specified in § 24–307 of the Insurance Article as enacted by Section 1 of this Act; and

(2) if the member meets the qualifications specified in § 24–307 of the Insurance Article as enacted by Section 1 of this Act.

(c) The terms of the members of the Board of the Chesapeake Employers’ Insurance Company that, as provided in subsection (a) of this section, begin in:

(1) 2020 shall be appointed by the policyholders and expire in 2025;

(2) 2021 shall be appointed by the policyholders and expire in 2026;

(3) 2022 shall be appointed by the policyholders and expire in 2027; and

(4) 2024 shall be appointed by the Governor and expire in 2029.”.

On page 13, strike in their entirety lines 1 through 6, inclusive; in lines 7, 9, and 11, strike “9.”, “10.”, and “11.”, respectively, and substitute “7.”, “8.”, and “9.”, respectively; in line 8, strike “2020” and substitute “2022”; in line 9, strike “Sections 4 and 5” and substitute “Section 4”; in line 10, strike “2021” and substitute “2023”; in line 12, strike “9 and 10” and substitute “7 and 8”; in line 13, strike “6” and substitute “8”; and in the same line, strike “2021” and substitute “2023”.

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

AN ACT concerning

**Maryland–National Capital Park and Planning Commission – Regulations to Prohibit Smoking
MC/PG 109–15**

HB0585/253590/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 585

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “for” insert “a”; and in line 8, strike “exemptions and exclusions” and substitute “exclusion”.

AMENDMENT NO. 2

On page 2, in lines 1 and 2, strike “**THE SMOKING OF A CIGARETTE, A CIGAR, OR ANY OTHER TOBACCO PRODUCT**”; in line 2, after “**JURISDICTION**” insert “THE SMOKING OF:”

(I) A CIGARETTE;

(II) A CIGAR; OR

(III) ANY OTHER TOBACCO PRODUCT”;

and strike beginning with the colon in line 4 down through “**(II)**” in line 8.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 630 – Delegate Jameson

AN ACT concerning

Transportation – Mechanical Repair Contracts

HB0630/103291/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 630

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “contract” insert “and defining “obligor””; in line 6, strike “the person obligated under the agreement or contract” and substitute “a certain obligor”; in line 9, strike “and” and substitute a comma; in the same line, after “maintenance” insert “, and agreements between certain motor clubs and their members or subscribers”; in line 10, strike “establishing” and substitute “requiring”; in the same line, strike “is not required to”; in line 11, strike “for approval”; in the same line, after “Commissioner;” insert “broadening the application of a certain provision of law to establish that certain consumer protection laws apply to any mechanical repair contract sold in the State, not just those sold by a licensed vehicle dealer; establishing that a certain obligor has the same obligation as a seller under a certain provision of law; requiring a certain obligor to file a certain”

mechanical repair contract with the Commissioner and to provide certain evidence with the filing; establishing that a certain filing is not subject to approval by the Commissioner; providing for a certain cease and desist order; requiring that certain persons that sell mechanical repair contracts register with the Commissioner and provide certain information as part of the registration; requiring an obligor to provide a certain notice under certain circumstances; establishing a certain annual registration fee; prohibiting a person who is not a registered obligor under this Act from offering, selling, or negotiating a mechanical repair contract; authorizing the Commissioner to pursue a certain action; establishing that a mechanical repair contract may not provide certain indemnification under certain circumstances; establishing that certain persons that comply with this Act and certain provisions of law are not required to comply with certain provisions of law relating to insurance; establishing certain requirements relating to registering with the Commissioner; establishing certain penalties.”; in the same line, strike “who” and substitute “that”; in line 13, after “stylistic” insert “and conforming”; and after line 19, insert:

“BY adding to

Article – Transportation

Section 27–101(ff)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 1, in line 24, strike the comma and substitute “THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) (I)”;

in the same line, strike “mechanical” and substitute “MECHANICAL”; and in line 25, strike “THE” and substitute “AN”.

AMENDMENT NO. 3

On page 2, in line 1, strike “PERSON OBLIGATED UNDER THE AGREEMENT OR CONTRACT” and substitute “OBLIGOR”; strike beginning with “a” in line 1 down through “provider” in line 2 and substitute “THE OBLIGOR”; in line 3, after the second comma, insert a closing bracket; in line 4, strike the bracket and substitute a comma; in lines 6, 13, 16, 20, 22, 25, and 27, strike “(I)”, “(II)”, “(III)”, “(IV)”, “(V)”, “(VI)”, and “(VII)”, respectively, and substitute “1.”, “2.”, “3.”, “4.”, “5.”, “6.”, and “7.”, respectively; in line 7,

after “REPAIR” insert “, REPLACEMENT,”; in line 8, after “FOR” insert “THE OPERATIONAL OR”; in line 15, after “VEHICLE” insert “BROUGHT ABOUT BY THE FAILURE OF AN ADDITIVE PRODUCT TO PERFORM AS REPRESENTED”; in line 30, strike “(2)” and substitute “(II)”; in line 32, strike “(3)” and substitute “(III)”; in line 33, strike “WARRANTIES” and substitute “:

(I) WARRANTIES;

in line 34, strike “, OR CONTRACTS” and substitute “:

(II) CONTRACTS;

in the same line, after “MAINTENANCE” insert “; OR

(III) AN AGREEMENT BETWEEN A MOTOR CLUB, AS DEFINED IN § 26-101 OF THE INSURANCE ARTICLE, AND A MEMBER OR SUBSCRIBER OF THE MOTOR CLUB;

and after line 34, insert:

“(3) (I) “OBLIGOR” MEANS THE PERSON SPECIFIED IN A MECHANICAL REPAIR CONTRACT THAT IS CONTRACTUALLY OBLIGATED TO PERFORM THE SERVICES SET FORTH IN THE MECHANICAL REPAIR CONTRACT.

(II) “OBLIGOR” DOES NOT INCLUDE AN INSURER THAT PROVIDES INSURANCE COVERAGE IN ACCORDANCE WITH SUBSECTION (B) OF THIS SECTION.”.

AMENDMENT NO. 4

On page 3, in line 1, strike “A provider of services” and substitute “AN OBLIGOR”; in line 5, strike “a provider” and substitute “AN OBLIGOR”; in line 11, strike “specified provider” and substitute “OBLIGOR”; in line 12, strike “provider” and substitute “OBLIGOR”; strike in their entirety lines 13 and 14 and substitute:

“(4) (I) BEFORE SELLING A MECHANICAL REPAIR CONTRACT, THE OBLIGOR SHALL FILE THE CONTRACT WITH THE INSURANCE COMMISSIONER ALONG

WITH EVIDENCE THAT THE OBLIGOR MAINTAINS ADEQUATE INSURANCE RESERVES AS REQUIRED UNDER THIS SECTION.

(II) A FILING REQUIRED UNDER THIS SUBSECTION IS NOT SUBJECT TO THE APPROVAL OF THE INSURANCE COMMISSIONER.

(III) THE COMMISSIONER MAY ORDER AN OBLIGOR TO CEASE AND DESIST FROM ALL SALES OF:

1. MECHANICAL REPAIR CONTRACTS IF THE OBLIGOR FAILS TO DEMONSTRATE THAT THE OBLIGOR MAINTAINS ADEQUATE INSURANCE RESERVES;

2. A SPECIFIED MECHANICAL REPAIR CONTRACT IF THAT CONTRACT FAILS TO DISCLOSE THE RIGHT OF THE PURCHASER TO MAKE A DIRECT CLAIM AGAINST THE INSURER AS REQUIRED UNDER THIS SUBSECTION; AND

3. A SPECIFIED MECHANICAL REPAIR CONTRACT IF THAT CONTRACT OTHERWISE VIOLATES THIS SECTION.

(IV) A CEASE AND DESIST ORDER ISSUED UNDER THIS SECTION SHALL MEET THE PROCEDURAL REQUIREMENTS FOR THE ISSUANCE OF A CEASE AND DESIST ORDER UNDER § 27-103 OF THE INSURANCE ARTICLE.

(C) (1) AN OBLIGOR SHALL REGISTER WITH THE INSURANCE COMMISSIONER.

(2) AS PART OF REGISTRATION, AN OBLIGOR SHALL PROVIDE THE FOLLOWING INFORMATION FOR REGISTRATION WITH THE COMMISSIONER:

(I) THE NAME, CORPORATE ADDRESS, AND TELEPHONE NUMBER OF THE OBLIGOR;

(II) THE NAME, ADDRESS, AND TELEPHONE NUMBER OF AN INDIVIDUAL DESIGNATED TO RECEIVE CORRESPONDENCE ON BEHALF OF THE OBLIGOR; AND

(III) THE NAME AND ADDRESS OF A DESIGNATED AGENT AUTHORIZED TO ACCEPT SERVICE ON BEHALF OF THE OBLIGOR IN THE STATE.

(3) AN OBLIGOR SHALL NOTIFY THE COMMISSIONER WITHIN 30 DAYS OF ANY CHANGE TO THE REGISTRATION INFORMATION REQUIRED UNDER THIS SUBSECTION.

(4) AN OBLIGOR THAT IS REQUIRED TO REGISTER UNDER THIS SECTION SHALL PAY AN ANNUAL REGISTRATION FEE OF \$25.

(5) (I) OTHER THAN A LICENSED VEHICLE DEALER, A PERSON THAT IS NOT A REGISTERED OBLIGOR UNDER THIS SUBTITLE MAY NOT OFFER, SELL, OR NEGOTIATE A MECHANICAL REPAIR CONTRACT.

(II) THE COMMISSIONER MAY PURSUE AN ACTION AGAINST A PERSON THAT VIOLATES THIS PARAGRAPH.”;

in lines 25 and 26, strike “by a licensed vehicle dealer” and substitute “**IN THE STATE**”; in line 30, after “dealers” insert “**AND OBLIGORS**”; in the same line, strike “(h)” and substitute “**(I)**”; in line 33, after “MANUFACTURER,” insert “**MANUFACTURER’S SUBSIDIARY,**”; in the same line, strike “WHO” and substitute “**THAT**”; and in lines 15, 17, 19, 22, 24, 27, 30, and 33, strike “(c)”, “(d)”, “(e)”, “(f)”, “(g)”, “(h)”, “(i)”, and “**(J)**”, respectively, and substitute “**(D)**”, “**(E)**”, “**(F)**”, “**(G)**”, “**(H)**”, “**(I)**”, “**(J)**”, and “**(K)**”, respectively.

AMENDMENT NO. 5

On page 4, in line 4, after “MANUFACTURER,” insert “**MANUFACTURER’S SUBSIDIARY,**”; and after line 12, insert:

“(L) EXCEPT AS EXPRESSLY PROVIDED UNDER THIS SECTION, AN OBLIGOR THAT COMPLIES WITH THIS SECTION IS NOT REQUIRED TO COMPLY WITH ANY OTHER PROVISIONS OF THE INSURANCE ARTICLE.

(M) UNLESS SPECIFICALLY DESCRIBED IN SUBSECTION (A)(1) OF THIS SECTION, A MECHANICAL REPAIR CONTRACT MAY NOT PROVIDE INDEMNIFICATION FOR A LOSS CAUSED BY COLLISION OR BY PERILS THAT ARE COMMONLY COVERED

BY COMPREHENSIVE OR COLLISION PROVISIONS OF A MOTOR VEHICLE INSURANCE POLICY.

27-101.

(FF) A PERSON THAT IS CONVICTED OF A VIOLATION OF § 15-311.2(C)(5) OF THIS ARTICLE:

(1) IS SUBJECT TO A FINE OF NOT MORE THAN \$1,000 OR IMPRISONMENT FOR NOT MORE THAN 1 YEAR OR BOTH; AND

(2) MAY BE REQUIRED TO PAY RESTITUTION.”.

AMENDMENT NO. 6

On page 4, in line 13, after “That” insert “:

(a) An obligor engaging in mechanical repair contract transactions on or before the effective date of this Act must register with the Insurance Commissioner within 90 days after the registration application is made available.

(b) A person not engaging in mechanical repair contract transactions on the effective date of this Act must register with the Insurance Commissioner under this Act before offering a mechanical repair contract for sale.

SECTION 3. AND BE IT FURTHER ENACTED, That”.

The preceding 6 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 670 – Delegates Frick, Barkley, Kelly, Lam, and Zucker

AN ACT concerning

Commercial Law – Consumer Protection – Ticket Transfers

HB0670/793495/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 670

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “event” insert “unless a certain notice is provided; providing for the application of this Act”.

AMENDMENT NO. 2

On page 2, in line 17, strike “A” and substitute “**(A) THIS SECTION DOES NOT APPLY TO A TICKET SELLER OR AN OPERATOR OF A TICKET SELLER’S WEB SITE WHO REQUIRES A PURCHASER TO PRESENT IDENTIFICATION AT A TICKET OFFICE OR WINDOW TO CLAIM A TICKET THAT WAS PAID FOR IN ADVANCE AND HELD FOR PICK UP.**”

(B) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, A”.

On page 3, after line 2, insert:

“(C) A TICKET SELLER OR AN OPERATOR OF A TICKET SELLER’S WEB SITE MAY TAKE THE ACTIONS SPECIFIED UNDER SUBSECTION (B) OF THIS SECTION IF THE TICKET SELLER OR OPERATOR PROVIDES A CLEAR AND CONSPICUOUS NOTICE TO THE PURCHASER DESCRIBING THE LIMITATIONS IMPOSED ON THE PURCHASER’S TICKET BEFORE THE PURCHASER COMPLETES THE PURCHASE OF A TICKET.”

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 1087 – Delegates Clippinger, B. Barnes, Conaway, Fennell, Frick, Kelly, Kramer, Luedtke, Platt, S. Robinson, Rosenberg, Vaughn, Waldstreicher, A. Washington, M. Washington, and C. Wilson

AN ACT concerning

Electricity – Community Solar Energy Generating System Program

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

Read the second time and ordered prepared for Third Reading.

House Bill 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

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

Delegate Walker moved to make the Bill a Special Order for later today.

The motion was adopted.

QUORUM CALL

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

(See Roll Call No. 447)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #33

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**

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

Affirmative – 107 Negative – 30 (See Roll Call No. 448)

The Bill was then sent to the Senate.

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**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 449)

The Bill was then sent to the Senate.

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**

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

Affirmative – 87 Negative – 50 (See Roll Call No. 450)

The Bill was then sent to the Senate.

House Bill 288 – Delegate Lafferty

AN ACT concerning

Vehicle Laws – Regulation of Parking – Jurisdiction

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

Affirmative – 137 Negative – 0 (See Roll Call No. 451)

The Bill was then sent to the Senate.

House Bill 292 – ~~Delegate Lafferty~~ Baltimore County Delegation

AN ACT concerning

Baltimore County – Regulation of Parking on York Road

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

Affirmative – 137 Negative – 0 (See Roll Call No. 452)

The Bill was then sent to the Senate.

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~~ Zucker, Barron, C. Howard, Patterson, Afzali, D. Barnes, Buckel, Fennell, Hornberger, Luedtke, Metzgar, Platt, Reilly, and Shoemaker

AN ACT concerning

Education – Student Data Privacy Act of 2015

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

Affirmative – 122 Negative – 13 (See Roll Call No. 453)

The Bill was then sent to the Senate.

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

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

Affirmative – 135 Negative – 0 (See Roll Call No. 454)

The Bill was then sent to the Senate.

House Bill 554 – Delegate Beitzel

AN ACT concerning

~~Nonresident Senior Hunting License – Establishment~~
Natural Resources – Nonresident Senior and Junior Hunting Licenses

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

Affirmative – 134 Negative – 1 (See Roll Call No. 455)

The Bill was then sent to the Senate.

House Bill 571 – Delegates Hettleman, Barron, McIntosh, Jones, and Morales

AN ACT concerning

Institutions of Higher Education – Sexual Assault – Policy and Survey

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

Affirmative – 136 Negative – 0 (See Roll Call No. 456)

The Bill was then sent to the Senate.

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~~ Best Practices and Models

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

Affirmative – 137 Negative – 0 (See Roll Call No. 457)

The Bill was then sent to the Senate.

House Bill 913 – Delegate Hixson

AN ACT concerning

Transportation – Highway User Revenues – Local Government Reporting – Revisions

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

Affirmative – 137 Negative – 0 (See Roll Call No. 458)

The Bill was then sent to the Senate.

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–Melnyk, Reilly, B. Robinson, S. Robinson, Szeliga, Valderrama, Vitale, and B. Wilson

AN ACT concerning

Motor Vehicles – Checkpoints – Prohibition on Targeting Motorcycles

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

Affirmative – 137 Negative – 0 (See Roll Call No. 459)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #35

House Bill 12 – ~~Delegate Cluster~~ Baltimore County Delegation

AN ACT concerning

Workers’ Compensation – Baltimore County Deputy Sheriff

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

Affirmative – 126 Negative – 11 (See Roll Call No. 460)

The Bill was then sent to the Senate.

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

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

Affirmative – 137 Negative – 0 (See Roll Call No. 461)

The Bill was then sent to the Senate.

House Bill 649 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Clean Water Program – Report
PG 404–15**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 462)

The Bill was then sent to the Senate.

**House Bill 724 – Delegates Valderrama, Barkley, Clippinger, Jameson, W. Miller,
and Vaughn**

AN ACT concerning

Health Care Provider Malpractice Insurance – Scope of Coverage

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

Affirmative – 136 Negative – 0 (See Roll Call No. 463)

The Bill was then sent to the Senate.

House Bill 744 – Delegates Carter, Conaway, Hayes, and McCray

AN ACT concerning

Commercial Law – Consumer Protection – “Mug Shot” Web Sites

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

Affirmative – 137 Negative – 0 (See Roll Call No. 464)

The Bill was then sent to the Senate.

**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**

AN ACT concerning

Self-Service Storage Facilities – Enforcement of Lien – Advertisement of Sale

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

Affirmative – 137 Negative – 0 (See Roll Call No. 465)

The Bill was then sent to the Senate.

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

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

Affirmative – 123 Negative – 14 (See Roll Call No. 466)

The Bill was then sent to the Senate.

House Bill 934 – ~~Delegate K. Young~~ Delegates K. Young, Hettleman, Korman, B. Robinson, and Vogt

AN ACT concerning

Educational Institutions – Personal Electronic Account – Privacy Protection

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

Affirmative – 112 Negative – 25 (See Roll Call No. 467)

The Bill was then sent to the Senate.

House Bill 943 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Davis, ~~and Jones~~ Jones, Adams, Barkley, Branch, Brooks, Carey, Clippinger, Frick, Glenn, Jameson, Kramer, Lisanti, Valderrama, Vaughn, Waldstreicher, and C. Wilson

AN ACT concerning

Economic Competitiveness and Commerce – Restructuring

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

Affirmative – 105 Negative – 32 (See Roll Call No. 468)

The Bill was then sent to the Senate.

**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**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 469)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #34

**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**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 470)

The Bill was then sent to the Senate.

**House Bill 225 – Delegates Dumais, Anderson, Angel, Atterbeary, Hettleman,
Jalisi, Kittleman, McComas, Moon, Morales, Rosenberg, Smith,
Valentino-Smith, Waldstreicher, ~~and B. Wilson~~ B. Wilson, and Glass**

AN ACT concerning

Domestic Violence – Additional Relief

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

Affirmative – 136 Negative – 0 (See Roll Call No. 471)

The Bill was then sent to the Senate.

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

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

Affirmative – 130 Negative – 6 (See Roll Call No. 472)

The Bill was then sent to the Senate.

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~~

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

Affirmative – 137 Negative – 0 (See Roll Call No. 473)

The Bill was then sent to the Senate.

House Bill 737 – Delegates B. Wilson, Dumais, Folden, Kittleman, Shoemaker, ~~and Turner~~ Turner, and Kramer

AN ACT concerning

**Criminal Procedure – Financial Crimes Against Vulnerable and Elder Adults –
Petition to Freeze Assets**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 474)

The Bill was then sent to the Senate.

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

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

Affirmative – 137 Negative – 0 (See Roll Call No. 475)

The Bill was then sent to the Senate.

House Bill 939 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Davis, ~~and Jones~~ 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

AN ACT concerning

Proposed Regulations – Determination of Impact on Small Businesses

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

Affirmative – 134 Negative – 3 (See Roll Call No. 476)

The Bill was then sent to the Senate.

House Bill 940 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Davis, ~~and Jones~~ Jones, Adams, Arentz, Aumann, Barkley, Branch, Brooks, Carey, Clippinger, Fisher, Frick, Glenn, S. Howard, Jameson, Kramer, Lisanti, W. Miller, Valderrama, Vaughn, Waldstreicher, and C. Wilson

AN ACT concerning

Office of the Business Ombudsman – State Customer Service and Business Development Efforts Training Program

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

Affirmative – 134 Negative – 3 (See Roll Call No. 477)

The Bill was then sent to the Senate.

House Bill 942 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Davis, ~~and Jones~~ 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

AN ACT concerning

Apprenticeship Pilot Program – Apprenticeship Maryland

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

Affirmative – 135 Negative – 2 (See Roll Call No. 478)

The Bill was then sent to the Senate.

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, Reilly, Shoemaker, Szeliga, and B. Wilson

AN ACT concerning

Complimentary Hunting License for Former Prisoners of War or Disabled Veterans – Reciprocity

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

Affirmative – 136 Negative – 1 (See Roll Call No. 479)

The Bill was then sent to the Senate.

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

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

Affirmative – 136 Negative – 0 (See Roll Call No. 480)

The Bill was then sent to the Senate.

House Bill 1176 – Delegates Knotts and Luedtke

AN ACT concerning

Harness Racing – Purses – Deductions Paid to an Organization

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

Affirmative – 135 Negative – 1 (See Roll Call No. 481)

The Bill was then sent to the Senate.

SPECIAL ORDERS

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

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

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

FLOOR AMENDMENT

HB0121/773320/1

BY: Delegate Walker

AMENDMENTS TO HOUSE BILL 121, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

Strike in their entirety the House Judiciary Committee Amendments (HB0121/572911/1).

AMENDMENT NO. 2

On page 1 of the bill, in line 3, after “Sentences” insert “for Second–Time Offenders”; strike beginning with “providing” in line 7 down through “date;” in line 10; strike beginning with “repealing” in line 11 down through “offenses;” in line 12 and substitute “providing for the prospective application of this Act;”; in line 16, strike “and”; in the same line, after “5–606” insert “, 5–608(a), and 5–609(a)”; and in line 21, strike “5–608, and 5–609” and substitute “5–608(b), and 5–609(b)”.

On pages 1 and 2 of the bill, strike in their entirety the lines beginning with line 24 on page 1 through line 2 on page 2, inclusive.

AMENDMENT NO. 3

On page 4 of the bill, strike in their entirety lines 1 through 17, inclusive.

AMENDMENT NO. 4

On page 3 of the bill, 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) (1) A PERSON WHO IS CONVICTED UNDER SUBSECTION (A) OF THIS SECTION FOR A VIOLATION OF § 5–602, § 5–604, § 5–605, OR § 5–606 OF THIS SUBTITLE AND HAS BEEN CONVICTED AT LEAST TWICE PREVIOUSLY UNDER SUBSECTION (A) OF THIS SECTION SHALL BE SENTENCED TO IMPRISONMENT FOR NOT LESS THAN 2 YEARS.

(2) THE COURT MAY NOT SUSPEND THE MANDATORY MINIMUM SENTENCE TO LESS THAN 2 YEARS.

(3) EXCEPT AS PROVIDED IN § 4–305 OF THE CORRECTIONAL SERVICES ARTICLE, THE PERSON IS NOT ELIGIBLE FOR PAROLE DURING THE MANDATORY MINIMUM SENTENCE.

(D)”.

On page 4 of the bill, 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 of the bill, 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, strike “(4)” and substitute “**3.**”; and in line 7, strike the bracket.

On pages 5 through 7 of the bill, strike in their entirety the lines beginning with line 8 on page 5 through line 10 on page 7, inclusive.

On page 7 of the bill, 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 of the bill, 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, strike “(4)” and substitute “(3)”; and in line 15, strike the bracket.

On pages 8 through 11 of the bill, strike in their entirety the lines beginning with line 16 on page 8 through line 10 on page 11, inclusive, and substitute:

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

On page 11 of the bill, in line 11, strike “2.” and substitute “3.”.

The preceding 4 amendments were read and 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 274 – Frederick County Delegation

AN ACT concerning

Frederick County – Gaming Events

HB0274/925061/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 274

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, strike “helps operate” and substitute “volunteers as an operator of”; in line 21, after “report” insert “and certain information about winners of certain prizes”; in line 23, after “report” insert “and certain information”; and in line 24, after “Executive” insert “and County Council”.

AMENDMENT NO. 2

On page 3, in line 9, strike “**OR HELP OPERATE**”.

AMENDMENT NO. 3

On page 3, in line 22, strike “**BENEFIT FINANCIALLY OR BE USED FOR THE**” and substitute “**BE USED FOR THE FINANCIAL BENEFIT OR**”.

AMENDMENT NO. 4

On page 4, in line 19, after “**INSPECTIONS**” insert “**;**”

(I);

in line 20, after “**EVENT**” insert “**;** **AND**”

(II) THE NAME, ADDRESS, AND SOCIAL SECURITY NUMBER OF A PARTICIPANT THAT IS DECLARED THE WINNER AT A CARD GAME, CARD TOURNAMENT, OR CASINO EVENT OF A PRIZE FOR WHICH THE ISSUANCE OF

INTERNAL REVENUE SERVICE FORM W-2G OR A SUBSTANTIALLY EQUIVALENT FORM IS REQUIRED;

and in line 22, after “REPORTS” insert “**AND INFORMATION REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION**”.

AMENDMENT NO. 5

On page 4, in lines 25 and 26, strike “NOT EXCEEDING” and substitute “**OF**”.

AMENDMENT NO. 6

On page 4, in line 29, after the semicolon, insert “AND”; and strike line 30 in its entirety.

On page 5, in line 1, strike “(3)” and substitute “(2)”; and after line 3, insert:

“(N) THE COUNTY COUNCIL MAY ADOPT REGULATIONS TO GOVERN PERMIT FEES UNDER THIS SECTION.”.

The preceding 6 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 280 – Carroll County Delegation

AN ACT concerning

Carroll County – Table Gaming Events

HB0280/355860/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 280

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 23, after “report” insert “and certain information about winners of prizes”; and in line 25, after “report” insert “and certain information”.

AMENDMENT NO. 2

On page 4, in line 22, after “COUNTY” insert “:

(I)”;

in line 23, after “EVENT” insert “;AND

(II) THE NAME, ADDRESS, AND SOCIAL SECURITY NUMBER OF A PARTICIPANT THAT IS DECLARED THE WINNER AT A CARD GAME, CARD TOURNAMENT, OR CASINO EVENT OF A PRIZE FOR WHICH ISSUANCE OF INTERNAL REVENUE SERVICE FORM W-2G OR A SUBSTANTIALLY EQUIVALENT FORM IS REQUIRED”;

and in line 25, after “REPORTS” insert “AND INFORMATION REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION”.

AMENDMENT NO. 3

On page 4, in line 29, strike “NOT EXCEEDING” and substitute “OF”.

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 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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 482)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #36

House Bill 44 – Delegate Luedtke

AN ACT concerning

~~Special Education – Translations of Individualized Education Programs or
Individualized Family Service Plans – Native Language~~
Special Education – IEP Translation Pilot Program – Establishment

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

Affirmative – 125 Negative – 8 (See Roll Call No. 483)

The Bill was then sent to the Senate.

**House Bill 45 – Delegates Morhaim, Hill, Jalisi, ~~and Lam~~ Lam, Cullison, Kelly,
Pena-Melnyk, and Pendergrass**

AN ACT concerning

**General Provisions – Commemorative Days – National Healthcare Decisions
Day**

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

Affirmative – 129 Negative – 4 (See Roll Call No. 484)

The Bill was then sent to the Senate.

**House Bill 54 – Chair, Judiciary Committee (By Request – Maryland Judicial
Conference)**

AN ACT concerning

Circuit Court Real Property Records Improvement Fund – Funding

Delegate Flanagan moved to reconsider the vote by which **House Bill 54** was ordered printed for Third Reading.

The motion was rejected by a roll call vote as follows:

Affirmative – 57 Negative – 79 (See Roll Call No. 485)

Read the third time and failed for want of a constitutional majority:

Affirmative – 59 Negative – 77 (See Roll Call No. 486)

**House Bill 491 – Delegates Morhaim, ~~Aumann~~, Hettleman, Stein, ~~and West~~ West,
Cullison, Kelly, Pena–Melynk, Pendergrass, and K. Young**

AN ACT concerning

**Office of Cemetery Oversight – Conservation Cemeteries – Perpetual Care Trust
Fund Requirements**

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

Affirmative – 125 Negative – 10 (See Roll Call No. 487)

The Bill was then sent to the Senate.

**House Bill 580 – Delegates Pena–Melynk, Atterbeary, Campos, Carr, Cullison,
Davis, Kelly, Oaks, B. Robinson, Sophocleus, and Tarlau**

AN ACT concerning

**Health Care Disparities, Cultural and Linguistic Competency, and Health
Literacy – ~~Continuing Education~~ Recommended Courses**

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

Affirmative – 134 Negative – 3 (See Roll Call No. 488)

The Bill was then sent to the Senate.

House Bill 613 – Delegate Hammen

AN ACT concerning

**Hospitals – Rate-Setting – Participation in 340B Program Under the Federal
Public Health Service Act**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 489)

The Bill was then sent to the Senate.

House Bill 697 – Delegate Davis

AN ACT concerning

Life Insurers – Reserve Investments – Loans Secured by Real Estate

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

Affirmative – 136 Negative – 0 (See Roll Call No. 490)

The Bill was then sent to the Senate.

House Bill 707 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Board of Education – Issuance of Credit Cards –
Prohibition
PG 411-15**

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

Affirmative – 132 Negative – 1 (See Roll Call No. 491)

The Bill was then sent to the Senate.

House Bill 748 – Delegates Saab, S. Howard, and Sophocleus

AN ACT concerning

**Health Occupations – Board of Pharmacy – Pharmacist Rehabilitation
Committee – Definition**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 492)

The Bill was then sent to the Senate.

House Bill 779 – Delegates A. Washington, Campos, Ebersole, Fennell, Hornberger, Metzgar, Patterson, Platt, Tarlau, and Valderrama

AN ACT concerning

~~Higher Education – Low Income Student Outreach and College Access Act of 2015~~ **Maryland Higher Education Outreach and College Access Pilot Program**

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

Affirmative – 131 Negative – 5 (See Roll Call No. 493)

The Bill was then sent to the Senate.

House Bill 799 – Delegates P. Young, Clippinger, Jones, McIntosh, Smith, Sydnor, C. Wilson, ~~and Zucker~~ Zucker, Afzali, D. Barnes, Buckel, Ebersole, Fennell, Hixson, Hornberger, C. Howard, Kaiser, Long, Luedtke, Metzgar, Patterson, Platt, Reilly, Shoemaker, Simonaire, Tarlau, Turner, Walker, A. Washington, and M. Washington

AN ACT concerning

~~Higher Education – Exemption From Nonresident Tuition – Veterans and Dependents~~ **Nonresident Tuition – Compliance With Federal Law**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 494)

The Bill was then sent to the Senate.

House Bill 821 – Delegates Simonaire and Kipke

AN ACT concerning

Environment – Cox Creek Citizens Oversight Committee – Composition – Second Duties

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

Affirmative – 137 Negative – 0 (See Roll Call No. 495)

The Bill was then sent to the Senate.

House Bill 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

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

Affirmative – 85 Negative – 52 (See Roll Call No. 496)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #37

House Bill 127 – Delegate Krebs

AN ACT concerning

State Board of Morticians and Funeral Directors – Alteration of Dates for Termination Provisions and Sunset Program Evaluation

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

Affirmative – 136 Negative – 0 (See Roll Call No. 497)

The Bill was then sent to the Senate.

House Bill 216 – Delegates Morhaim, Carr, Chang, Ebersole, Fraser-Hidalgo, Frush, Krimm, Lafferty, Lam, McComas, ~~and K. Young~~ K. Young, Angel, Hettleman, Hill, C. Howard, Luedtke, Platt, and Smith

AN ACT concerning

Environment – Personal Care Products Containing Synthetic Plastic Microbeads – Prohibition on Manufacturing or Sale

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

Affirmative – 127 Negative – 10 (See Roll Call No. 498)

The Bill was then sent to the Senate.

House Bill 512 – Delegates K. Young, Hill, and Reznik

AN ACT concerning

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

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

Affirmative – 137 Negative – 0 (See Roll Call No. 499)

The Bill was then sent to the Senate.

House Bill 540 – Delegate Mautz

EMERGENCY BILL

AN ACT concerning

Public Health – Regulation of Milk Products – Revisions

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

Affirmative – 137 Negative – 0 (See Roll Call No. 500)

The Bill was then sent to the Senate.

House Bill 542 – Delegates O’Donnell and Jackson

AN ACT concerning

Circuit Court for Calvert County – Fees for Appearance of Counsel

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

Affirmative – 130 Negative – 6 (See Roll Call No. 501)

The Bill was then sent to the Senate.

House Bill 555 – ~~Delegate Kipke~~ Anne Arundel County Delegation

AN ACT concerning

Anne Arundel County – Semipermanent Food Service Facilities – Wastewater Disposal

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

Affirmative – 137 Negative – 0 (See Roll Call No. 502)

The Bill was then sent to the Senate.

House Bill 603 – Delegates S. Robinson, Carr, Clippinger, Gilchrist, Kelly, Korman, A. Miller, Moon, Pendergrass, ~~and Platt~~ Platt, and Jalisi

AN ACT concerning

~~**Composting and Anaerobic Digestion Facilities**~~ – **Yard Waste and Food Residuals Diversion and Infrastructure Task Force**

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

Affirmative – 125 Negative – 10 (See Roll Call No. 503)

The Bill was then sent to the Senate.

House Bill 674 – Delegates Barron, Angel, Hayes, Hill, Luedtke, McDonough, Oaks, Pena–Melnyk, Reznik, Sample–Hughes, ~~and Tarlau~~ Tarlau, Hammen, Bromwell, Cullison, Kelly, Kipke, Krebs, McMillan, Miele, Morgan, Morhaim, Pendergrass, Rose, Saab, West, and K. Young

AN ACT concerning

Public Information Act – List of Contact Information for Governmental Unit Representatives

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

Affirmative – 137 Negative – 0 (See Roll Call No. 504)

The Bill was then sent to the Senate.

House Bill 738 – Delegate Krebs

AN ACT concerning

Jurisdiction of the State Ethics Commission and the Maryland State Board of Contract Appeals – Participation in Procurement

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

Affirmative – 134 Negative – 0 (See Roll Call No. 505)

The Bill was then sent to the Senate.

House Bill 746 – Delegates Barve, Branch, Chang, Jalisi, Lam, A. Miller, Moon, Morhaim, and Platt

AN ACT concerning

General Provisions – Commemorative Days – South Asian American Heritage Day

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

Affirmative – 136 Negative – 0 (See Roll Call No. 506)

The Bill was then sent to the Senate.

House Bill 902 – Calvert County Delegation

AN ACT concerning

Calvert County – Public Facilities Bonds

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

Affirmative – 137 Negative – 0 (See Roll Call No. 507)

The Bill was then sent to the Senate.

House Bill 1035 – Delegate Oaks (By Request – Baltimore City Administration) and Delegates Anderson, Carter, Clippinger, Hammen, Haynes, Lierman, McIntosh, and Rosenberg

AN ACT concerning

Baltimore City – Tax Sales

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

Affirmative – 133 Negative – 4 (See Roll Call No. 508)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #38

House Bill 209 – ~~Delegate Turner~~ Howard County Delegation

AN ACT concerning

**Howard County – Room Rental Tax – Room Rental Fee
Ho. Co. 12–15**

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

Affirmative – 90 Negative – 44 (See Roll Call No. 509)

The Bill was then sent to the Senate.

House Bill 556 – Delegate Pendergrass

AN ACT concerning

State Board of Environmental Health Specialists – Revisions

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

Affirmative – 137 Negative – 0 (See Roll Call No. 510)

The Bill was then sent to the Senate.

House Bill 658 – Delegates Pena–Melnik, Angel, Beidle, Bromwell, Carr, Cullison, Hayes, Hill, Kelly, Kipke, Kramer, Krebs, Lam, McDonough, McMillan, Miele, Moon, Morales, Morhaim, Oaks, Pendergrass, Reznik, B. Robinson, Sample–Hughes, Sophocleus, Szeliga, Tarlau, ~~and Valderrama~~ Valderrama, Hammen, Saab, West, Rose, and K. Young

AN ACT concerning

Public Health – Emergency ~~Use Auto-Injectable Epinephrine~~ and Allergy Treatment Program

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

Affirmative – 137 Negative – 0 (See Roll Call No. 511)

The Bill was then sent to the Senate.

House Bill 770 – Delegate Davis

AN ACT concerning

Insurance – Standard Valuation Law and Reserve and Nonforfeiture Requirements

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

Affirmative – 136 Negative – 0 (See Roll Call No. 512)

The Bill was then sent to the Senate.

House Bill 847 – ~~Delegate Simonaire~~ Delegates Simonaire, Afzali, D. Barnes, Buckel, Ebersole, Fennell, Hixson, Hornberger, C. Howard, Kaiser, Long, Luedtke, Metzgar, Patterson, Platt, Reilly, Shoemaker, Tarlau, Turner, Walker, A. Washington, and M. Washington

AN ACT concerning

Community Colleges – Victims of Human Trafficking – Exemption From Out-of-County and Out-of-Region Fees

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

Affirmative – 137 Negative – 0 (See Roll Call No. 513)

The Bill was then sent to the Senate.

House Bill 848 – ~~Delegate Simonaire~~ Anne Arundel County Delegation

AN ACT concerning

Anne Arundel County Public Schools Funding Accountability and Transparency Act

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

Affirmative – 137 Negative – 0 (See Roll Call No. 514)

The Bill was then sent to the Senate.

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

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

Affirmative – 88 Negative – 49 (See Roll Call No. 515)

The Bill was then sent to the Senate.

House Bill 1178 – Delegate Lafferty

EMERGENCY BILL

AN ACT concerning

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

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

Affirmative – 137 Negative – 0 (See Roll Call No. 516)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #39

House Bill 561 – Delegate Krebs

AN ACT concerning

State Board of Morticians and Funeral Directors – Notice of Member Vacancies

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

Affirmative – 137 Negative – 0 (See Roll Call No. 517)

The Bill was then sent to the Senate.

House Bill 598 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Raffles – Charitable Foundations ~~and Repeal of~~
~~Monetary Cap~~
PG 301-15**

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

Affirmative – 135 Negative – 1 (See Roll Call No. 518)

The Bill was then sent to the Senate.

House Bill 618 – Delegates Carter, Anderson, Dumais, Morales, and Smith

AN ACT concerning

Juveniles – Transfer Determinations – Confinement in Juvenile Facilities

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

Affirmative – 129 Negative – 8 (See Roll Call No. 519)

The Bill was then sent to the Senate.

House Bill 642 – Delegates Luedtke, Morales, Afzali, Barkley, Buckel, Dumais, Fraser–Hidalgo, Gutierrez, Hixson, C. Howard, Jackson, Jalisi, Kaiser, Kelly, Krimm, Moon, Platt, Reilly, Smith, Turner, A. Washington, M. Washington, and B. Wilson

AN ACT concerning

**Children – Child Care Facilities, Public Schools, and Nonpublic Schools –
Contractors and Subcontractors**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 520)

The Bill was then sent to the Senate.

House Bill 745 – Delegates Bromwell, Barron, Morales, Morhaim, Reznik, ~~and Valentino–Smith~~ Valentino–Smith, Hammen, Hayes, McMillan, Oaks, Pena–Melnyk, Miele, Saab, Kelly, McDonough, Morgan, Kipke, Cullison, Sample–Hughes, West, Rose, Hill, Krebs, and K. Young

AN ACT concerning

Public Health – Overdose Response Program

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

Affirmative – 136 Negative – 0 (See Roll Call No. 521)

The Bill was then sent to the Senate.

House Bill 1105 – Delegates Zucker, Kelly, McIntosh, B. Barnes, Barve, Gaines, Hammen, Haynes, Hixson, Jones, ~~and A. Miller~~ A. Miller, Beitzel, Carozza, Chang, Ciliberti, Ghrist, Grammer, Gutierrez, Hettleman, Jackson, Korman, Krimm, Lierman, McKay, B. Robinson, Sophocleus, Vogt, Wivell, P. Young, Kipke, and Szeliga

AN ACT concerning

**Disabled Individuals – Task Force on the Maryland ABLE Program –
~~Established~~**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 522)

The Bill was then sent to the Senate.

**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**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 523)

The Bill was then sent to the Senate.

SPECIAL ORDERS

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

**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)**

STATUS OF BILL: BILL ON 3RD READING.

Delegate Walker moved the Bill be recommitted.

The motion was adopted.

QUORUM CALL

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

(See Roll Call No. 524)

ADJOURNMENT

At 8:10 P.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day March 20, 2015, Calendar Day Monday, March 23, 2015.

Annapolis, Maryland
Legislative Day: March 20, 2015
Calendar Day: Monday, March 23, 2015

The House met at 10:09 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Angela Angel of Prince George's County.

QUORUM CALL

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

(See Roll Call No. 526)

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

EXCUSES:

Del. Davis – late – doctor's appointment

Del. Proctor – illness

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #11

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 286 – Delegates O'Donnell and Fisher

AN ACT concerning

Highways – Scenic Byways – Signs

HB0286/790615/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 286

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Highways" and substitute "Calvert and St. Mary's Counties"; in line 4, after "highway" insert "in Calvert County or St. Mary's County in

conformance with federal law”; in line 6, after “area;” insert “establishing certain standards for a sign erected under this Act; requiring the State Highway Administration to adopt a plan and appropriate policies to implement this Act on or before a certain date;”; and in line 7, after “byways” insert “in Calvert and St. Mary’s counties”.

AMENDMENT NO. 2

On page 1, after line 12, insert:

“Preamble

WHEREAS, Federal law establishes and Federal Highway Administration regulations implement the Federal Highway Beautification Act (federal Act) for the control of outdoor advertising signs on areas adjacent to the federal highway system to protect public investment in the highways, promote the safety and recreational value of public travel, and preserve natural beauty; and

WHEREAS, The federal Act disproportionately affects rural and agricultural areas; and

WHEREAS, In Maryland, agriculture and aquaculture are significant contributors to the economy in the rural counties of the State; and

WHEREAS, Many tobacco farmers in the State voluntarily participated in the State sponsored tobacco buyout program, often investing the funds obtained under the program to pursue retail agricultural pursuits, including wineries, fruit and vegetable farms, nurseries, and agritourism; and

WHEREAS, These retail agricultural operations rely heavily on directional signs to attract business; and

WHEREAS, The federal Act and federal regulations recognize that prohibiting or removing directional signs that provide information about goods and services to the travelling public may cause substantial economic hardship and thus provide certain exemptions; and

WHEREAS, These retail agricultural operations would have been able to have their signs remain in place lawfully under State law had the permits been issued before 2011; now, therefore,”.

AMENDMENT NO. 3

On page 2, in line 10, before “THE” insert “**(1) THIS SUBSECTION APPLIES ONLY IN CALVERT COUNTY AND ST. MARY’S COUNTY.**”

(2)”;

in line 10, after “MAY” insert “**, IN CONFORMANCE WITH FEDERAL LAW,**”; in lines 13, 14, 15, and 17, strike “**(1)**”, “**(2)**”, “**(I)**”, and “**(II)**”, respectively, and substitute “**(I)**”, “**(II)**”, “**1.**”, and “**2.**”, respectively; after line 17, insert:

“(3) A SIGN ERECTED UNDER THIS SUBSECTION SHALL BE ERECTED AND MAINTAINED IN A MANNER THAT IS SAFE AND DOES NOT DETRACT FROM THE SCENIC OR CULTURAL CHARACTER OF THE SCENIC BYWAY ALONG WHICH THE SIGN IS LOCATED.”;

in line 18, after “That” insert “**the State Highway Administration shall develop a plan and appropriate policies to implement this Act on or before October 1, 2015.**”

SECTION 3. AND BE IT FURTHER ENACTED, That”;

and in line 19, strike “October” and substitute “**June**”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 449 – Delegates Fraser–Hidalgo, S. Robinson, Anderson, Angel, Atterbeary, Barkley, B. Barnes, Beidle, Carr, Cullison, Ebersole, Frush, Gutierrez, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Kelly, Lam, Lierman, Luedtke, A. Miller, Moon, Morales, Morhaim, Oaks, Pena–Melnik, Pendergrass, Platt, Reznik, B. Robinson, Smith, Turner, Valderrama, Waldstreicher, A. Washington, M. Washington, C. Wilson, and K. Young

AN ACT concerning

Environment – Hydraulic Fracturing – Protect Our Health and Communities

HB0449/110711/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 449

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “permit” insert “, or accepting and reviewing an application for a permit,”; in line 4, after the second “of” insert “oil or”; in line 14, after “of” insert “oil or”; and strike in their entirety lines 20 through 23, inclusive.

On page 2, strike in their entirety lines 1 through 32, inclusive.

AMENDMENT NO. 2

On page 3, in line 2, strike “(1)”; strike beginning with “DRILLING” in line 2 down through “GAS” in line 7 and substitute “STIMULATION TREATMENT PERFORMED ON OIL AND GAS WELLS IN LOW-PERMEABILITY OIL OR GAS RESERVOIRS WHEREBY SPECIALLY ENGINEERED FLUIDS ARE PUMPED AT HIGH PRESSURE AND RATE INTO THE RESERVOIR INTERVAL TO BE TREATED, CAUSING FRACTURES TO OPEN”; strike in their entirety lines 8 through 11, inclusive; and in line 12, after “PERMIT” insert “, OR ACCEPT AND REVIEW AN APPLICATION FOR A PERMIT,”.

AMENDMENT NO. 3

On page 3, in line 14, after “OF” insert “OIL OR”; in line 15, strike “2023” and substitute “2018”.

On page 4, in lines 11 and 15, in each instance, strike “2022” and substitute “2017”; in line 16, strike “2023” and substitute “2018”; and in line 20, after “OF” insert “OIL OR”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Beitzel moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 818 – Delegates Fraser–Hidalgo, Pena–Melnyk, Barkley, Carr, Morales,
and Smith

AN ACT concerning

Vehicle Laws – Rules of the Road – Lane Changes

HB0818/810014/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 818

(First Reading File Bill)

AMENDMENT NO. 1

In line 4, strike “it is safe to do so rather than when”; in line 5, after “has” insert “reasonably”; in the same line, strike “so;” and substitute “so and activated the appropriate turn signal; prohibiting a person from moving a vehicle right or left on a roadway in order to change lanes unless the person gives an appropriate signal in a certain manner, subject to a certain exception; making certain stylistic changes;”; in line 6, after “roadways” insert “and changing lanes”; in line 9, after “21–309(b)” insert “and 21–604”; and after line 11, insert:

“BY repealing and reenacting, without amendments,

Article – Transportation

Section 21–605

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

In line 18, strike the brackets; in the same line, after “has” insert “**REASONABLY**”; in the same line, after “so” insert “**AND ACTIVATED THE APPROPRIATE TURN SIGNAL**”; and after line 18, insert:

“21–604.

(a) A person may not turn a vehicle at an intersection, unless the vehicle is in the position required by § 21–601 of this subtitle.

(b) A person may not turn a vehicle to enter a private road or driveway or otherwise turn a vehicle from a direct course or move it right or left on a roadway or from

a shoulder or bikeway onto a roadway, unless the movement can be made with reasonable safety.

(c) A person may not, if any other vehicle might be affected by the movement, turn a vehicle [until he] **OR MOVE IT RIGHT OR LEFT ON A ROADWAY IN ORDER TO CHANGE LANES UNLESS THE PERSON** gives an appropriate signal in the manner required by this subtitle.

(d) **(1)** When required, a signal of intention to turn right or left shall be given continuously during at least the last 100 feet traveled by the vehicle before [turning:] **TURNING**, except that a bicyclist may interrupt the turning signal to maintain control of the bicycle.

(2) **WHEN REQUIRED, A SIGNAL OF INTENTION TO CHANGE LANES SHALL BE GIVEN CONTINUOUSLY BEFORE CHANGING LANES, EXCEPT THAT A BICYCLIST MAY INTERRUPT THE TURNING SIGNAL TO MAINTAIN CONTROL OF THE BICYCLE.**

(e) If there is an opportunity to signal, a person may not stop or suddenly decrease the speed of a vehicle [until he] **UNLESS THE PERSON** gives an appropriate signal in the manner required by this subtitle to the driver of any other vehicle immediately to the rear.

(f) The signals provided for in § 21–605(b) and (c) of this subtitle:

(1) May be used to indicate an intention to turn, change lanes, or start from a stopped, standing, or parked position; and

(2) May not be flashed as a courtesy or “do pass” signal to the driver of any other vehicle approaching from the rear.

21–605.

(a) Except as provided in subsections (b) and (c) of this section, each required stop or turn signal shall be given:

(1) By hand and arm in conformity with § 21–606 of this subtitle; or

(2) By signal lamps.

(b) Each motor vehicle in use on a highway shall be equipped with and the required signal given by signal lamps, if the distance from the center of the top of the steering post to the left outside limit of the body, cab, or load of the vehicle is more than 24 inches.

(c) Each motor vehicle in use on a highway shall be equipped with and the required signal given by signal lamps if, for any vehicle or combination of vehicles, the distance from the center of the top of the steering post to the rear limit of the body or load is more than 14 feet.”.

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 1007 – Delegates McMillan, Davis, and Holmes

AN ACT concerning

Real Property – Condominiums and Homeowners Associations – Disclosures to Purchasers on Resale of Unit or Lot – Limitation on Fees

HB1007/620012/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1007

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 5 down through “fee;” in line 8 and substitute “providing that a council of unit owners is entitled to charge certain fees for an inspection of a unit and for ensuring the completion of a certain inspection and preparation and delivery of a certain certificate within a certain period of time; providing that a homeowners association is entitled to a certain fee for providing certain information; providing that a homeowners association is entitled to a certain fee for providing certain

information within a certain period of time; limiting the liability of a council of unit owners or a homeowners association for certain errors and omissions;”.

AMENDMENT NO. 2

On page 4, in line 2, strike “\$250” and substitute “\$175”; after line 7, insert:

“(2) IN ADDITION TO THE FEE UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE COUNCIL OF UNIT OWNERS IS ENTITLED TO A REASONABLE FEE NOT TO EXCEED \$100 FOR AN INSPECTION OF THE UNIT OWNER’S UNIT.

(3) IN ADDITION TO THE FEES UNDER PARAGRAPHS (1) AND (2) OF THIS SUBSECTION, THE COUNCIL OF UNIT OWNERS IS ENTITLED TO A REASONABLE FEE NOT TO EXCEED \$100 FOR ENSURING COMPLETION OF THE INSPECTION OF THE UNIT OWNER’S UNIT AND PREPARATION AND DELIVERY OF THE CERTIFICATE UNDER PARAGRAPH (1) OF THIS SUBSECTION WITHIN 14 DAYS AFTER A WRITTEN REQUEST BY A UNIT OWNER.

(4) ANY LIABILITY OF THE COUNCIL OF UNIT OWNERS FOR AN ERROR OR OMISSION IN THE CERTIFICATE SHALL BE LIMITED TO THE AMOUNT OF THE FEES PAID FOR THE CERTIFICATE.”;

and in line 8, strike “(2)” and substitute “(5)”.

AMENDMENT NO. 3

On page 6, in line 26, after “(C)” insert “(1)”; in line 30, strike “\$250” and substitute “\$175”; strike line 31 in its entirety and substitute “THE INFORMATION LISTED UNDER”; and after line 32, insert:

“(2) IN ADDITION TO THE FEE UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE HOMEOWNERS ASSOCIATION IS ENTITLED TO A REASONABLE FEE NOT EXCEEDING \$100 FOR PROVIDING THE INFORMATION WITHIN 14 DAYS AFTER A WRITTEN REQUEST BY A LOT OWNER.

(3) ANY LIABILITY OF THE HOMEOWNERS ASSOCIATION FOR AN ERROR OR OMISSION IN THE INFORMATION PROVIDED SHALL BE LIMITED TO THE AMOUNT OF THE FEES PAID FOR THE INFORMATION.”.

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 1048 – Delegates Gilchrist, Frush, Holmes, and Platt

AN ACT concerning

Vehicle Laws – Drivers’ Education – Licensing

HB1048/450617/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1048

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 3 down through “applicants” in line 17 and substitute “requiring the Motor Vehicle Administration to provide written notice to a drivers’ school or driving instructor license holder or applicant before imposing certain administrative penalties; authorizing the Administration to allow a license holder or an applicant to remedy the violation before imposing certain administrative penalties; authorizing a licensee to provide required documents electronically in certain circumstances in a format determined by the Administration; authorizing the Administration to allow certain persons to conduct certain driving tests and evaluations; authorizing the Administration to adopt certain regulations”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 7 through 16, inclusive, and substitute:

“(D) (1) THE ADMINISTRATION SHALL PROVIDE WRITTEN NOTICE TO A LICENSEE OR AN APPLICANT FOR A LICENSE UNDER THIS SUBTITLE BEFORE IMPOSING A FINE, REVOCATION, SUSPENSION, OR REFUSAL TO ISSUE OR RENEW A LICENSE.

(2) THE ADMINISTRATION MAY ALLOW A LICENSEE TO REMEDY ANY VIOLATION OR NONCOMPLIANT CONDITION RELATING TO THE REVOCATION OR SUSPENSION OF THE LICENSE RATHER THAN IMPOSE THE REVOCATION OR SUSPENSION.”;

and strike in their entirety lines 18 through 24, inclusive, and substitute:

“(A) A LICENSEE OR AN APPLICANT FOR A LICENSE UNDER THIS SUBTITLE MAY PROVIDE ELECTRONICALLY TO THE ADMINISTRATION APPROPRIATE DOCUMENTS REQUIRED BY THE ADMINISTRATION UNDER THIS SUBTITLE, IF AUTHORIZED BY THE ADMINISTRATION.

(B) THE ADMINISTRATION MAY DETERMINE THE FORMAT IN WHICH ELECTRONIC DOCUMENTS SHALL BE TRANSMITTED TO THE ADMINISTRATION.

(C) ANY DOCUMENTS REQUIRED BY THE ADMINISTRATION UNDER THIS SUBTITLE THAT ARE MAINTAINED BY THE LICENSEE IN ELECTRONIC FORMAT SHALL BE ACCESSIBLE TO THE ADMINISTRATION ON REQUEST.”.

AMENDMENT NO. 3

On page 4, strike in their entirety lines 4 through 13, inclusive, and substitute:

“(C) (1) THE ADMINISTRATION SHALL PROVIDE WRITTEN NOTICE TO A LICENSEE OR AN APPLICANT FOR A LICENSE UNDER THIS SUBTITLE BEFORE IMPOSING A FINE, REVOCATION, OR SUSPENSION, OR REFUSING TO ISSUE OR RENEW A LICENSE.

(2) THE ADMINISTRATION MAY ALLOW A LICENSEE TO REMEDY ANY VIOLATION OR NONCOMPLIANT CONDITION RELATING TO THE REVOCATION OR SUSPENSION OF THE LICENSE RATHER THAN IMPOSE THE REVOCATION OR SUSPENSION.”;

and strike in their entirety lines 15 through 22, inclusive, and substitute:

“(A) (1) A LICENSEE OR AN APPLICANT FOR A LICENSE UNDER THIS SUBTITLE MAY PROVIDE ELECTRONICALLY TO THE ADMINISTRATION APPROPRIATE

DOCUMENTS REQUIRED BY THE ADMINISTRATION UNDER THIS SUBTITLE, IF AUTHORIZED BY THE ADMINISTRATION.

(2) THE ADMINISTRATION MAY DETERMINE THE FORMAT IN WHICH ELECTRONIC DOCUMENTS SHALL BE TRANSMITTED TO THE ADMINISTRATION.

(3) ANY DOCUMENTS REQUIRED BY THE ADMINISTRATION UNDER THIS SUBTITLE THAT ARE MAINTAINED BY THE LICENSEE IN ELECTRONIC FORMAT SHALL BE ACCESSIBLE TO THE ADMINISTRATION ON REQUEST.

(B) THE ADMINISTRATION MAY ALLOW A QUALIFIED INDIVIDUAL TO CONDUCT THE KNOWLEDGE TEST AND BASIC SKILLS EVALUATION FOR BOTH THE CLASSROOM AND BEHIND-THE-WHEEL INSTRUCTION FOR APPLICANTS FOR A LICENSE UNDER THIS SUBTITLE.

(C) THE ADMINISTRATION MAY ADOPT REGULATIONS TO IMPLEMENT THIS SUBTITLE.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 527)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #40

House Bill 395 – Delegates Valentino-Smith, Folden, McComas, B. Wilson, and C. Wilson

AN ACT concerning

Death or Life-Threatening Injury by Motor Vehicle or Vessel – Subsequent Offenders – Penalties

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

Affirmative – 136 Negative – 0 (See Roll Call No. 528)

The Bill was then sent to the Senate.

House Bill 430 – Delegates Folden and Afzali

AN ACT concerning

Drunk Driving – Accidents Resulting in Death – Sanctions for Administrative Per Se Offenses

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

Affirmative – 137 Negative – 0 (See Roll Call No. 529)

The Bill was then sent to the Senate.

House Bill 452 – Delegates Ebersole, Afzali, Atterbeary, Barkley, Cassilly, Cullison, Davis, Fraser-Hidalgo, Hill, Hixson, Hornberger, C. Howard, Jalisi, Kaiser, Kelly, Kipke, Krimm, Lafferty, Lam, Lisanti, Luedtke, McComas, McCray, McDonough, Metzgar, Moon, Oaks, Pendergrass, Platt, Reilly, Reznik, Shoemaker, Sydnor, Szeliga, Tarlau, Turner, Waldstreicher, A. Washington, and M. Washington

AN ACT concerning

Commission to Review Maryland’s Use of Assessments and Testing in Public Schools

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

Affirmative – 138 Negative – 0 (See Roll Call No. 530)

The Bill was then sent to the Senate.

House Bill 468 – Delegates Jameson and Davis

AN ACT concerning

**Chesapeake Employers' Insurance Company and Injured Workers' Insurance
Fund Advisory Board**

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

Affirmative – 119 Negative – 18 (See Roll Call No. 531)

The Bill was then sent to the Senate.

**House Bill 585 – Montgomery County Delegation and Prince George's County
Delegation**

AN ACT concerning

**Maryland–National Capital Park and Planning Commission – Regulations to
Prohibit Smoking
MC/PG 109–15**

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

Affirmative – 87 Negative – 51 (See Roll Call No. 532)

The Bill was then sent to the Senate.

**House Bill 615 – Delegates Moon, Morales, Anderson, Carter, Jalisi, Korman,
Platt, and Smith**

AN ACT concerning

**~~Division of Parole and Probation – Revocation~~ Sanctioning Prohibited –
Marijuana Citation**

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

Affirmative – 74 Negative – 64 (See Roll Call No. 533)

The Bill was then sent to the Senate.

House Bill 932 – Prince George's County Delegation

AN ACT concerning

**Prince George's County – City of College Park – Class D Beer and Wine License
PG 317–15**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 534)

The Bill was then sent to the Senate.

House Bill 954 – Delegates A. Washington, Morales, Anderson, D. Barnes, Carter, Conaway, Patterson, Smith, and Sydnor

AN ACT concerning

Public Safety – Deaths Involving a Law Enforcement Officer – Reports

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

Affirmative – 98 Negative – 42 (See Roll Call No. 535)

The Bill was then sent to the Senate.

House Bill 1032 – Delegates Jackson, Cluster, and Folden

AN ACT concerning

Public Safety – Transport of Weapons on School Property – Retired Law Enforcement Officers

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

Affirmative – 136 Negative – 1 (See Roll Call No. 536)

The Bill was then sent to the Senate.

House Bill 1087 – Delegates Clippinger, B. Barnes, Conaway, Fennell, Frick, Kelly, Kramer, Luedtke, Platt, S. Robinson, Rosenberg, Vaughn, Waldstreicher, A. Washington, M. Washington, and C. Wilson

AN ACT concerning

Electricity – Community Solar Energy Generating System Program

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

Affirmative – 111 Negative – 29 (See Roll Call No. 537)

The Bill was then sent to the Senate.

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**

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

Affirmative – 138 Negative – 1 (See Roll Call No. 538)

The Bill was then sent to the Senate.

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

AN ACT concerning

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

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

Affirmative – 139 Negative – 0 (See Roll Call No. 539)

The Bill was then sent to the Senate.

**House Bill 1137 – Delegates Shoemaker, Buckel, ~~and McKay~~ McKay, Afzali,
D. Barnes, Ebersole, Fennell, Hixson, Hornberger, C. Howard, Kaiser, Long,
Luedtke, Metzgar, Patterson, Platt, Reilly, Simonaire, Tarlau, Turner,
Walker, A. Washington, and M. Washington**

AN ACT concerning

**Primary Education – ~~State Standardized~~ Prekindergarten Through Grade 2
State Assessments – ~~Moratorium~~ Required Study**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 540)

The Bill was then sent to the Senate.

House Bill 1185 – Delegate Dumais

AN ACT concerning

Family Law – Application for Divorce – Residency Requirement

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

Affirmative – 129 Negative – 11 (See Roll Call No. 541)

The Bill was then sent to the Senate.

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #12

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 300 – Delegates Korman, Platt, Angel, Barkley, D. Barnes, Barron, Campos, Carr, Cullison, Dumais, Ebersole, Fennell, Fraser-Hidalgo, Frick, Gilchrist, Gutierrez, Hettleman, Jackson, Kaiser, Kelly, Knotts, Kramer, Krebs, Krimm, Lam, Luedtke, A. Miller, Moon, Morales, Reznik, S. Robinson, Smith, Tarlau, Valderrama, Waldstreicher, A. Washington, M. Washington, K. Young, and Zucker

AN ACT concerning

Department of Transportation – Washington Metropolitan Area Transit Authority Services – Utilization Study

HB0300/360818/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 300

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “Authority” insert “with a certain frequency”; in line 9, after “time” insert “, subject to a certain exception”; in line 12, after “date” insert “with a certain frequency”; in the same line, strike “providing for the termination of this Act;”; and after line 14, insert:

“BY adding to

Article – Transportation

Section 7–708

Annotated Code of Maryland

(2008 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 1, in line 16, after “That” insert “the Laws of Maryland read as follows”; and after line 16, insert:

“Article – Transportation

7-708.

(A) (1) THE DEPARTMENT, IN COOPERATION WITH THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA), SHALL CONDUCT A STUDY EVERY 5 YEARS OF THE UTILIZATION OF BUS, RAIL, AND SUBWAY TRANSPORTATION SERVICES UNDER THE JURISDICTION OF WMATA.

(2) IN CONDUCTING THE STUDY, THE DEPARTMENT SHALL:

1. COMPILE AND ANALYZE STATISTICS REGARDING THE STARTING POINTS AND DESTINATIONS, BY JURISDICTION, OF INDIVIDUALS USING WMATA-PROVIDED TRANSPORTATION SERVICES;

2. DETERMINE THE MODES OF TRANSPORTATION INDIVIDUALS USE TO CONNECT TO WMATA-PROVIDED TRANSPORTATION SERVICES AND THE MODES OF TRANSPORTATION USED BETWEEN WMATA-PROVIDED TRANSPORTATION SERVICES AND FINAL DESTINATIONS, INCLUDING WALKING, PERSONAL VEHICLE, BUS, AND MARYLAND AREA RAIL COMMUTER (MARC) TRAIN;

3. COMPILE AND ANALYZE DATA ON THE NUMBER OF INDIVIDUALS WHO USE METRORAIL, METROBUS, AND METROACCESS AND THE FREQUENCY OF USE; AND

4. STUDY AND COMPARE THE VARIOUS REASONS INDIVIDUALS USE WMATA-PROVIDED TRANSPORTATION SERVICES, INCLUDING TRAVELING FOR WORK, EDUCATIONAL, ENTERTAINMENT, RECREATIONAL, OR OTHER PURPOSES.

(3) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE INFORMATION USED IN THE STUDY SHALL BE FROM DATA GATHERED WITHIN THE PREVIOUS 5 YEARS.

(II) IN CONDUCTING THE FIRST STUDY, THE DEPARTMENT SHALL COMPILE AND ANALYZE THE INFORMATION PERTAINING TO WMATA-PROVIDED TRANSPORTATION SERVICES LISTED UNDER PARAGRAPH (2) OF THIS SUBSECTION THAT IS AVAILABLE AT THE TIME.

(4) (I) INFORMATION USED IN THE STUDY PERTAINING TO MARYLAND JURISDICTIONS SHALL BE ORGANIZED:

1. EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, BY JURISDICTION RATHER THAN BY REGION, INCLUDING SEPARATE INFORMATION FOR BALTIMORE COUNTY AND BALTIMORE CITY; OR

2. BY ZIP CODE.

(II) INFORMATION PERTAINING TO CAROLINE COUNTY, CECIL COUNTY, DORCHESTER COUNTY, KENT COUNTY, QUEEN ANNE’S COUNTY, SOMERSET COUNTY, TALBOT COUNTY, WICOMICO COUNTY, AND WORCESTER COUNTY MAY BE COMPILED AND ORGANIZED UNDER THE CATEGORY “OTHER MARYLAND”.

(B) ON OR BEFORE DECEMBER 1, 2015, AND EVERY 5 YEARS THEREAFTER, THE DEPARTMENT SHALL SUBMIT A REPORT DETAILING THE RESULTS OF THE STUDY CONDUCTED UNDER THIS SECTION TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE SENATE BUDGET AND TAXATION COMMITTEE, THE SENATE FINANCE COMMITTEE, THE HOUSE APPROPRIATIONS COMMITTEE, AND THE HOUSE ENVIRONMENT AND TRANSPORTATION COMMITTEE.”.

AMENDMENT NO. 3

On pages 1 and 2, strike in their entirety the lines beginning with line 17 on page 1 through line 22 on page 2, inclusive.

On page 2, strike beginning with “It” in line 24 down through the period in line 26.

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 313 – Delegate Beidle

AN ACT concerning

Motor Vehicle Administration – Temporary Registration Plates – Regulations

HB0313/850118/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 313

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute “Vehicle Laws – Dealers – Financing or Leasing Agreements”; strike beginning with “requiring” in line 3 down through “plates” in line 7 and substitute “requiring that a certain notice be provided to a buyer purchasing a vehicle through dealer–arranged financing or leasing before approval of a third–party financial institution has been received; requiring a dealer to notify a buyer in writing if the terms of a certain financing or lease agreement are not approved by a third party finance source within a certain period of time; requiring a buyer to return a vehicle to a dealer within a certain period of time under certain circumstances; authorizing a dealer to repossess a vehicle in accordance with certain provisions of law under certain circumstances; authorizing a dealer and a buyer to agree on new financing or leasing terms under certain circumstances; authorizing a dealer or a buyer to cancel a sale under certain circumstances; requiring a dealer to return any trade–in vehicle, down payment, titling fee and excise tax, dealer processing charge, and any other fee, tax, or charge to a buyer if a certain sale is canceled; prohibiting a dealer from charging a fee to a buyer for the use of a vehicle if a certain sale is canceled; stating that certain provisions of law apply to a financing or lease agreement between a dealer and a buyer; and generally relating to sales contracts and financing or leasing agreements for vehicles”; and strike in their entirety lines 8 through 12, inclusive, and substitute:

“BY adding to

Article – Transportation

Section 15–311.3
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 15, insert:

“15–311.3.

(A) (1) FOR A BUYER PURCHASING A VEHICLE THROUGH DEALER–ARRANGED FINANCING OR LEASING BEFORE APPROVAL OF A THIRD–PARTY INSTITUTION HAS BEEN RECEIVED, THE FOLLOWING NOTICE SHALL BE PROVIDED TO THE BUYER IN A SEPARATE DOCUMENT AND SIGNED BY THE DEALER AND THE BUYER:

“FOR FINANCE OR LEASE SALES: THE FINANCING OR LEASE AGREEMENT YOU ENTERED INTO WITH THE DEALER MAY NOT BE FINAL AND MUST BE APPROVED BY A THIRD–PARTY FINANCIAL INSTITUTION. IF THE TERMS ARE APPROVED, THE SALE CANNOT BE CANCELED. IF THE TERMS ARE NOT APPROVED, THE DEALER MUST NOTIFY YOU IN WRITING WITHIN 3 DAYS OF DELIVERY OF THE VEHICLE TO YOU, AND YOU OR THE DEALER MAY CANCEL THIS SALE. IF THE SALE IS CANCELED, THE VEHICLE DELIVERED TO YOU MUST BE RETURNED TO THE DEALER IN THE SAME CONDITION IT WAS GIVEN TO YOU, EXCEPT FOR NORMAL WEAR AND TEAR, WITHIN 2 DAYS OF YOUR RECEIPT OF A WRITTEN NOTICE OF THE THIRD–PARTY REJECTION. UNLESS YOU AND THE DEALER AGREE ON DIFFERENT TERMS, ANY DOWN PAYMENT, TITLING FEE, EXCISE TAX, DEALER PROCESSING CHARGE, OR ANY OTHER FEE, TAX, OR CHARGE ASSOCIATED WITH THE TRANSACTION, AND ANY TRADE–IN VEHICLE, IN THE SAME CONDITION IN WHICH THE DEALER RECEIVED THE VEHICLE, WILL BE RETURNED TO YOU IMMEDIATELY AND YOU MAY NOT BE CHARGED A FEE FOR USE OF THE VEHICLE THAT WAS THE SUBJECT OF THE SALE. IF YOU FEEL THE DEALER HAS FAILED TO COMPLY WITH THE TERMS OF THIS NOTICE, YOU MAY CONTACT THE MOTOR VEHICLE ADMINISTRATION OR THE CONSUMER PROTECTION DIVISION OF THE OFFICE OF THE ATTORNEY GENERAL.”.

(2) A COPY OF THE SIGNED NOTICE SHALL BE PROVIDED TO THE BUYER BEFORE DELIVERY OF THE VEHICLE TO THE BUYER.

(B) A DEALER SHALL NOTIFY A BUYER IN WRITING IF THE TERMS OF A FINANCING OR LEASE AGREEMENT BETWEEN A DEALER AND A BUYER ARE NOT APPROVED BY A THIRD-PARTY FINANCE SOURCE WITHIN 3 DAYS OF DELIVERY OF A VEHICLE TO THE BUYER.

(C) (1) IF THE TERMS OF A FINANCING OR LEASE AGREEMENT BETWEEN A DEALER AND A BUYER ARE NOT APPROVED BY A THIRD-PARTY FINANCE SOURCE, THE BUYER SHALL RETURN THE VEHICLE TO THE DEALER IN THE SAME CONDITION IN WHICH THE BUYER RECEIVED THE VEHICLE, EXCEPT FOR NORMAL WEAR AND TEAR, WITHIN 2 DAYS OF DELIVERY OF THE NOTICE REQUIRED UNDER SUBSECTION (A) OF THIS SECTION.

(2) IF A BUYER DOES NOT RETURN THE VEHICLE TO THE DEALER AS REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE DEALER MAY REPOSSESS THE VEHICLE IN ACCORDANCE WITH § 12-624 OF THE COMMERCIAL LAW ARTICLE.

(D) (1) A DEALER AND A BUYER MAY AGREE ON NEW FINANCING OR LEASING TERMS ON RETURN OF A VEHICLE UNDER SUBSECTION (C)(1) OF THIS SECTION.

(2) (I) IF A DEALER AND A BUYER DO NOT AGREE ON NEW FINANCING OR LEASING TERMS, THE DEALER OR THE BUYER MAY CANCEL THE SALE.

(II) IF A SALE IS CANCELED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE DEALER:

1. SHALL RETURN TO THE BUYER:

A. ANY TRADE-IN VEHICLE IN THE SAME CONDITION IN WHICH THE DEALER RECEIVED THE VEHICLE;

B. ANY DOWN PAYMENT;

C. THE TITLING FEE AND EXCISE TAX PAID UNDER TITLE 13, SUBTITLE 8 OF THIS ARTICLE;

D. ANY DEALER PROCESSING CHARGE; AND

E. ANY OTHER FEE, TAX, OR CHARGE ASSOCIATED WITH THE TRANSACTION; AND

2. MAY NOT CHARGE THE BUYER A FEE FOR THE USE OF THE VEHICLE.

(E) THE PROVISIONS OF §§ 12-609 AND 12-1023 OF THE COMMERCIAL LAW ARTICLE APPLY TO A FINANCING OR LEASE AGREEMENT BETWEEN A DEALER AND A BUYER.”

AMENDMENT NO. 3

On pages 1 and 2, strike in their entirety the lines beginning with line 16 on page 1 through line 14 on page 2, 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 466 – Delegates Folden, Adams, Afzali, Anderton, Angel, Arentz, Atterbeary, B. Barnes, Buckel, Campos, Carozza, Cassilly, Cluster, Dumais, Ebersole, Ghrist, Glass, Grammer, Hornberger, S. Howard, Impallaria, Jackson, Jacobs, Jalisi, Kelly, Kipke, Kittleman, Knotts, Kramer, Krebs, Krimm, Lisanti, Long, Mautz, McComas, McConkey, McCray, McDonough, McKay, McMillan, Metzgar, Miele, W. Miller, Moon, Morales, Morgan, Otto, Reilly, Rey, Saab, Shoemaker, Simonaire, Smith, Sophocleus, Sydnor, Szeliga, Valderrama, Valentino-Smith, Vallario, Vitale, Vogt, West, B. Wilson, C. Wilson, K. Young, P. Young, and Ciliberti

AN ACT concerning

**State Highway Administration – Dedication of Structures – Gold Star Families
(Hero’s Highway Act)**

HB0466/160110/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 466
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “State Highway Administration” and substitute “Transportation”; in the same line, strike “– Gold Star Families”; in line 4, strike “State Highway Administration” and substitute “Department of Transportation”; in line 5, strike “a member of the General Assembly” and substitute “certain persons”; strike beginning with “, on” in line 5 down through “recipient,” in line 6; strike beginning with “the” in line 7 down through “combat” in line 8 and substitute “a certain member of the armed forces or a certain emergency responder”; and in line 8, strike “State highways” and substitute “the dedication of State highways”.

AMENDMENT NO. 2

On page 2, in line 1, strike “ADMINISTRATION” and substitute “DEPARTMENT”; in line 2, after “ASSEMBLY” insert “, ANOTHER ELECTED OFFICIAL, OR ANY MEMBER OF THE GENERAL PUBLIC”; strike beginning with “, ON” in line 2 down through “COMBAT” in line 8 and substitute “THAT THE DEPARTMENT DEDICATE A BRIDGE OR ANOTHER APPROPRIATE TRANSPORTATION STRUCTURE UNDER THE JURISDICTION OF THE DEPARTMENT TO:

(1) A DECEASED MEMBER OF THE ARMED FORCES WHOSE SURVIVING SPOUSE, PARENT, OR NEXT OF KIN IS A RECIPIENT OF THE U.S. DEPARTMENT OF DEFENSE GOLD STAR MEMORIALIZING THAT THE MEMBER WAS KILLED IN ACTION; OR

(2) A FIRE FIGHTER, LAW ENFORCEMENT OFFICER, OR ANOTHER EMERGENCY RESPONDER WHO DIED IN THE LINE OF DUTY”.

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 506 – Delegate Anderson (By Request – Baltimore City Administration)
and Delegates Conaway, Glenn, Haynes, and B. Robinson**

AN ACT concerning

Baltimore City – Vehicle Laws – Traffic Safety

HB0506/440615/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 506

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “authorizing” in line 6 down through “Law;” in line 8; and strike in their entirety lines 19 through 25, inclusive.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 6 through 31, 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 652 – Montgomery County Delegation and Prince George’s County
Delegation**

AN ACT concerning

**Maryland–National Capital Park and Planning Commission – Montgomery
County – Commissioner Terms
MC/PG 105–15**

HB0652/310217/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 652

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “who” in line 5 down through “change” in line 8 and substitute “to be appointed for a certain number of full terms as a member of the Maryland–National Capital Park and Planning Commission if the commissioner is designated as chair of the Montgomery County Planning Board during a certain term in office”.

AMENDMENT NO. 2

On page 2, in line 25, in each instance, strike the bracket; in the same line, strike “**MORE THAN TWO**”; and strike beginning with “**WHO**” in line 27 down through “**COMMISSION**” in line 30 and substitute “**MAY BE APPOINTED FOR A MAXIMUM OF THREE CONSECUTIVE FULL TERMS AS A MEMBER OF THE COMMISSION IF THE COMMISSIONER IS DESIGNATED AS CHAIR OF THE MONTGOMERY COUNTY PLANNING BOARD DURING THE COMMISSIONER’S SECOND TERM IN OFFICE**”.

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

AN ACT concerning

Maryland–National Capital Park and Planning Commission – Regulation of Off–Highway Recreational Vehicles in Prince George’s County
MC/PG 114–15

HB0653/650710/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 653

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “in Prince George’s County”; strike beginning with the comma in line 6 down through the comma in line 7; and in line 8, strike “located in Prince George’s County”.

AMENDMENT NO. 2

On page 2, strike beginning with the comma in line 3 down through the comma in line 4; and in line 7, strike “LOCATED IN PRINCE GEORGE’S COUNTY”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 675 – Montgomery County Delegation and Prince George’s County Delegation

AN ACT concerning

**Maryland–National Capital Park and Planning Commission Reform Act of 2015
MC/PG 104–15**

HB0675/220317/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 675

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Maryland–National Capital Park and Planning Commission Reform Act of 2015” and substitute “Prince George’s County – Maryland–National Capital Park and Planning Commission – Performance Audit”; and strike beginning with “establishing” in line 4 down through “Commission” in line 29 and substitute “requiring the Office of Legislative Audits to conduct a performance audit evaluating certain Maryland–National Capital Park and Planning Commission project management practices in Prince George’s County; requiring the Office of Legislative”

Audits, before initiating the audit, to coordinate with the Commission to develop the scope of the audit and submit the scope of the audit to the Joint Audit Committee for approval; specifying the scope of the audit; requiring that the Office of Legislative Audits have access to and be allowed to inspect certain records for the purpose of performing the audit; and generally relating to a performance audit of the Commission's project management practices in Prince George's County".

On page 2, strike in their entirety lines 1 through 40, inclusive.

AMENDMENT NO. 2

On page 3, in line 2, strike "the Laws of Maryland read as follows"; and after line 2, insert:

"(a) The Office of Legislative Audits shall conduct a performance audit evaluating the Maryland-National Capital Park and Planning Commission's project management practices relating to its capital program in Prince George's County.

(b) (1) Before initiating the audit, the Office of Legislative Audits shall:

(i) coordinate with the Maryland-National Capital Park and Planning Commission to develop the scope of the audit; and

(ii) submit the scope of the audit to the Joint Audit Committee for approval.

(2) The scope of the audit may include planning, executing, and monitoring of individual capital projects.

(c) Consistent with the audit procedures under § 2-1223 of the State Government Article, when performing the audit, the employees or authorized representatives of the Office of Legislative Audits shall have access to and may inspect all relevant records of the Commission and its contractors, including records that are confidential by law."

AMENDMENT NO. 3

On pages 3 through 8, strike in their entirety the lines beginning with line 3 on page 3 through line 26 on page 8, 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 793 – Washington County Delegation

AN ACT concerning

Washington County – County Clerk

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 811 – Delegates Hornberger, Buckel, Cassilly, and Metzgar

AN ACT concerning

Vehicle Laws – Historic Motor Vehicles – Minimum Age

HB0811/490410/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 811

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Metzgar” and substitute “Metzgar, and Jalisi”; and in line 4, after “vehicle;” insert “providing for the prospective application of this Act;”.

On page 1, in line 17, strike “**25**” and substitute “**30**”.

AMENDMENT NO. 2

On page 2, after line 29, insert:

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

in line 30, strike “2.” and substitute “3.”; and in line 31, strike “October” and substitute “June”.

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 1158 – Delegate Stein

AN ACT concerning

Lead Risk Reduction Standards – Maintenance of Exemptions

HB1158/550119/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1158

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 11 down through “exemption” in line 13 and substitute “requiring an owner of a certain residential rental property to maintain a copy of each affidavit for a certain time period, and, on request, to submit a copy of an affidavit to the Department; requiring a certain written notice of chipping, peeling, or flaking paint be sent in a certain manner”; and strike beginning with “standards” in line 15 down through “Development” in line 16 and substitute “regulations adopted by the Department”.

AMENDMENT NO. 2

On page 2, in line 17, strike “In” and substitute “SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, IN”; in line 26, strike “AN” and substitute “A NOTARIZED”; in line 27,

after “DEPARTMENT,” insert “AFFIRMING”; and strike beginning with “A” in line 29 down through “EXEMPTION” in line 31 and substitute “THE OWNER SHALL:”

(I) MAINTAIN A COPY OF EACH AFFIDAVIT REQUIRED UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION FOR AT LEAST 10 YEARS OR THE DURATION OF OWNERSHIP OF THE AFFECTED PROPERTY, WHICHEVER IS LONGER; AND

(II) ON REQUEST OF THE DEPARTMENT, SUBMIT A COPY OF AN AFFIDAVIT REQUIRED UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION TO THE DEPARTMENT.

(3) THE WRITTEN NOTICE OF CHIPPING, PEELING, OR FLAKING PAINT SUBMITTED UNDER PARAGRAPH (1)(I) OF THIS SUBSECTION SHALL BE SENT BY:

(I) CERTIFIED MAIL, RETURN RECEIPT REQUESTED; OR

(II) A VERIFIABLE METHOD APPROVED BY THE DEPARTMENT”.

On page 3, in line 12, strike “OR (C)”; in lines 13 and 14, strike “, COMMON AREAS, AND EXTERIOR SURFACES”; and strike beginning with “TABLE” in line 14 down through “DEVELOPMENT” in line 18, inclusive, and substitute “REGULATIONS ADOPTED BY THE DEPARTMENT”.

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 1229 – Chair, Environment and Transportation Committee (By Request – Departmental – Transportation)

AN ACT concerning

Commercial Motor Vehicles – Denial, Cancellation, Suspension, or Revocation of Registration

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 1241 – Chair, Environment and Transportation Committee (By Request – Departmental – Transportation)

AN ACT concerning

Maryland Transportation Authority – Payment of Tolls and Related Fees

HB1241/620613/1

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 1241

(First Reading File Bill)

On page 5, in line 31, after “NUMBER” insert “OR FEDERAL EMPLOYER IDENTIFICATION NUMBER”.

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 HEALTH AND GOVERNMENT OPERATIONS REPORT
#7**

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

House Bill 349 – Delegate B. Robinson

AN ACT concerning

**Procurement Preferences – Blind Industries and Services of Maryland –
Janitorial Products**

HB0349/516286/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 349

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “Blind” in line 2 down through “Products” in line 3 and substitute “Pricing and Selection Committees”; strike beginning with “requirement” in line 4 down through “circumstances;” in line 7 and substitute “Pricing Committee for Blind Industries and Services of Maryland and merging the functions of the Committee with the Pricing and Selection Committee for the Employment Works Program; altering the membership and duties of a certain pricing and selection committee; requiring the Governor’s Office of Minority Affairs and the Department of General Services to report to certain committees of the General Assembly on or before certain dates; providing for the termination of certain provisions of this Act;”; strike line 8 in its entirety and substitute “preferences and pricing and selection committees”; in line 9, strike “with” and substitute “without”; and after line 13, insert:

“BY repealing

Article – State Finance and Procurement

Section 14–104 and 14–105

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 14–106 and 14–107

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 2, in lines 22 and 25, in each instance, strike the bracket; and after line 25, insert:

“[14–104.

(a) In this section, “Committee” means the Pricing Committee for Blind Industries and Services of Maryland.

(b) There is a Pricing Committee for Blind Industries and Services of Maryland.

(c) The Committee consists of the following 4 members or their respective designees:

(1) the Secretary of General Services;

(2) the Secretary of Public Safety and Correctional Services;

(3) the President of Blind Industries and Services of Maryland; and

(4) a member of the Executive Board of the National Federation of the Blind of Maryland appointed by that Executive Board.

(d) A member of the Committee:

(1) may not receive compensation; but

(2) is entitled to reimbursement for expenses under the Standard State Travel Regulations, as provided in the State budget.

(e) The Committee shall receive assistance from the staff of Blind Industries and Services of Maryland.

(f) (1) The Committee shall set the prices of supplies and services that Blind Industries and Services of Maryland provides.

(2) The prices shall reflect the fair market prices for the supplies and services.]

[14–105.

Every 6 months, Blind Industries and Services of Maryland shall:

(1) revise the list of supplies and services that it provides; and

(2) send the list to the Secretary of General Services and each person responsible for buying supplies or services for the State or a State aided or controlled entity.]

14–106.

(a) In this section, “Committee” means the Pricing and Selection Committee for **BLIND INDUSTRIES AND SERVICES OF MARYLAND AND** the Employment Works Program.

(b) There is a Pricing and Selection Committee for **BLIND INDUSTRIES AND SERVICES OF MARYLAND AND** the Employment Works Program.

(c) The Committee consists of the following 6 members:

(1) the Secretary of Transportation or a designee;

(2) the Secretary of General Services or a designee;

(3) the Secretary of Public Safety and Correctional Services or a designee;

(4) [the President of Blind Industries and Services of Maryland or a designee;] **A MEMBER OF THE EXECUTIVE BOARD OF THE NATIONAL FEDERATION OF THE BLIND OF MARYLAND APPOINTED BY THAT EXECUTIVE BOARD;**

(5) the Assistant Secretary for Vocational Rehabilitation within the State Department of Education or a designee; and

(6) the Secretary of Labor, Licensing, and Regulation or a designee.

(d) A member of the Committee:

(1) may not receive compensation; but

(2) is entitled to reimbursement for expenses under the Standard State Travel Regulations as provided in the State budget.

(e) The Committee shall:

(1) **ENSURE THAT SUPPLIES AND SERVICES PROVIDED BY BLIND INDUSTRIES AND SERVICES OF MARYLAND OR A COMMUNITY SERVICE PROVIDER**

CREATE WORK OPPORTUNITIES FOR INDIVIDUALS WHO HAVE A MENTAL OR PHYSICAL DISABILITY, INCLUDING BLINDNESS, FOR WHICH BLIND INDUSTRIES AND SERVICES OF MARYLAND OR THE COMMUNITY SERVICE PROVIDER WAS ESTABLISHED TO ASSIST;

(2) SET THE PRICES OF SUPPLIES AND SERVICES THAT BLIND INDUSTRIES AND SERVICES OF MARYLAND PROVIDES TO REFLECT THE FAIR MARKET PRICES FOR THE SUPPLIES AND SERVICES;

[(1)](3) establish procedures to govern procurement of supplies and services from community service providers and individual with disability owned businesses;

[(2)](4) from the State procurement list, choose appropriate supplies and services for community service providers and individual with disability owned businesses to offer for procurement;

[(3)](5) provide that the State procure those supplies and services from a community service provider or an individual with disability owned business;

[(4)](6) if supplies or services are not available for procurement from a unit of the State government, determine whether supplies or services are available from a community service provider or an individual with disability owned business;

[(5)](7) determine the fair market price of supplies and services that community service providers and individual with disability owned businesses provide;

[(6)](8) in accordance with market conditions, adjust prices for the supplies and services that community service providers and individual with disability owned businesses provide; and

[(7)](9) at the request of a community service provider or an individual with disability owned business, review and, if appropriate, change the price of a supply or service.

(f) In addition to the duties specified under subsection (e) of this section, the Committee shall:

(1) establish and periodically review eligibility policies or guidelines for participating community service providers and individual with disability owned businesses;

(2) maintain a current list of community service providers and individual with disability owned businesses;

(3) periodically review and revise its list of community service providers and individual with disability owned businesses; and

(4) send any revised list to the Secretary of General Services who shall make the list available to each person responsible for buying supplies or services for the State or a State aided or controlled entity.

14–107.

The Pricing and Selection Committee for **BLIND INDUSTRIES AND SERVICES OF MARYLAND** AND the Employment Works Program shall:

(1) **(I) MAINTAIN A CURRENT LIST OF SUPPLIES AND SERVICES THAT BLIND INDUSTRIES AND SERVICES OF MARYLAND PROVIDES; AND**

(II) maintain a current list of supplies and services that community service providers and individual with disability owned businesses provide;

(2) periodically review and revise [its list] **THE LISTS** of supplies and services [that community service providers and individual with disability owned businesses provide] **MAINTAINED IN ACCORDANCE WITH ITEM (1) OF THIS SECTION;** and

(3) send the [list] **LISTS**, and any revised [list] **LISTS**, to the Secretary of General Services who shall make the [list] **LISTS** available to each person responsible for buying supplies or services for the State or a State aided or controlled entity.

SECTION 2. AND BE IT FURTHER ENACTED, That, on or before January 1 of each year, the Governor’s Office of Minority Affairs and the Department of General Services shall report to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee, in accordance with § 2–1246 of the State Government Article, on the impact of § 14–103(c) of the State Finance and

Procurement Article on the procurement by prime contractors of janitorial products from minority business enterprises.”;

in line 26, strike “2.” and substitute “3.”; in line 27, strike “October” and substitute “July”; and in the same line, after “2015.” insert “Section 2 of this Act 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, Section 2 of this Act shall be abrogated and of no further force and effect.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 463 – Delegate K. Young

AN ACT concerning

**State Board of Morticians and Funeral Directors – Funeral Establishment
Licenses – Ownership and Operation Requirements**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 566 – Delegate Rosenberg

AN ACT concerning

**Administrative Procedure Act – Department of Health and Mental Hygiene –
Emergency Exception**

HB0566/896987/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 566

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Administrative Procedure Act –”; in the same line, after “Hygiene –” insert “Licenses Providing Services to Individuals With Developmental Disabilities –”; in line 3, strike “Exception” and substitute “Action”; in line 4, strike “to order” and substitute “, under certain circumstances, to suspend the license of”; in line 5, after “disabilities” insert “or order the licensee”; strike beginning with “instead” in line 6 down through “license” in line 7; in lines 7 and 8, strike “the Administrative Procedure Act and”; strike in their entirety lines 11 through 14, inclusive, and substitute:

“Article – Health – General
Section 7–910
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 17 on page 1 through line 13 on page 2, inclusive, and substitute:

“Article – Health – General

7–910.

(a) The Administration shall deny a license to any applicant or suspend or revoke a license if the applicant or licensee fails to comply with the applicable laws, rules, or regulations of this State.

(b) Any applicant or licensee who knowingly and willfully makes a false statement in connection with an application under this subtitle shall be guilty of a misdemeanor and upon conviction shall be subject to a fine not to exceed \$1,000, or imprisonment not exceeding 1 year, or both.

(c) The Administration may impose a penalty not exceeding \$500 per day per violation for each day a violation occurs on a licensee that fails to comply with the reporting requirements established under § 7–306.1(l) of this title.

(d) Except as otherwise provided in § 10–226 of the State Government Article AND SUBSECTION (E) OF THIS SECTION, before the Administration takes any action

under this section, the Administration shall give the applicant or licensee notice and an opportunity for a hearing.

(E) (1) IF THE DEPARTMENT FINDS THAT THE PUBLIC HEALTH, SAFETY, OR WELFARE OF INDIVIDUALS WITH DISABILITIES RECEIVING SERVICES FROM A LICENSEE IMPERATIVELY REQUIRES EMERGENCY ACTION, THE DEPARTMENT MAY SUSPEND THE LICENSE OR ORDER A LICENSEE TO REMEDY IMMEDIATELY THE SITUATION REQUIRING THE EMERGENCY ACTION.

(2) THE ORDER TO REMEDY IMMEDIATELY THE SITUATION SHALL BE EFFECTIVE IMMEDIATELY AND SHALL REMAIN IN EFFECT UNTIL:

(I) THE DEPARTMENT RESCINDS THE ORDER; OR

(II) THERE IS A RESOLUTION THROUGH THE ADMINISTRATIVE HEARING PROCESS.

(3) IF THE DEPARTMENT ISSUES AN ORDER UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE DEPARTMENT PROMPTLY SHALL GIVE THE LICENSEE:

(I) WRITTEN NOTICE OF THE ORDER, THE FINDING, AND THE REASONS THAT SUPPORT THE FINDING; AND

(II) AN OPPORTUNITY TO BE HEARD.”

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 602 – Delegates Glenn, Cullison, Gaines, Hill, Kelly, Kittleman, Lam, McCray, McMillan, Morales, Morhaim, B. Robinson, and K. Young

AN ACT concerning

Maryland Health Care Commission – Uterine Fibroids – Study

HB0602/406981/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 602

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Maryland Health Care Commission –” and substitute “University of Maryland School of Medicine – Workgroup to Study Issues Related to”; in the same line, strike “– Study”; in line 3, strike “Maryland Health Care Commission, in consultation with” and substitute “University of Maryland School of Medicine to convene a workgroup that includes representatives from”; in line 5, strike the comma; in the same line, strike “conduct a”; in the same line, strike the first “of”; in line 6, strike “study” and substitute “workgroup”; in line 7, strike “Commission” and substitute “University of Maryland School of Medicine”; and strike beginning with “Maryland” in line 8 down through “of” in line 9 and substitute “workgroup convened by the University of Maryland School of Medicine to study issues related to”.

AMENDMENT NO. 2

On page 1, in line 12, strike “Maryland Health Care Commission, in consultation with” and substitute “University of Maryland School of Medicine shall convene a workgroup that includes representatives of”; in lines 13 and 14, strike “, shall conduct a” and substitute “to”; in line 14, strike the first “of”; and in line 15, strike “study conducted” and substitute “workgroup convened”.

On page 2, in line 5, strike “Maryland Health Care Commission” and substitute “University of Maryland School of Medicine”; and in line 7, strike “study conducted” and substitute “workgroup convened”.

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 629 – Delegates Pena–Melnyk, Glenn, Gutierrez, Hayes, Kelly, Kipke, Lam, Morhaim, Oaks, B. Robinson, and M. Washington

AN ACT concerning

Health Occupations – Alcohol and Drug Counselors – Qualifications and Practice Limitations

HB0629/606280/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 629

(First Reading File Bill)

On page 2, in lines 27 and 28, strike “**36**” and “**60**”, respectively, and substitute “**39**” and “**65**”, respectively.

On page 5, in line 1, strike “**48**” and substitute “**27**”; and in the same line, strike “**72**” and substitute “**18**”.

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 716 – Delegates Pena–Melnyk, Krebs, Barron, Bromwell, Cullison, Hayes, Hill, and Oaks

AN ACT concerning

Health Occupations – Prescriber–Pharmacist Agreements and Therapy Management Contracts

HB0716/146588/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 716

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “dentists,”; strike beginning with “nurse” in line 4 down through “practitioners” in line 5 and substitute “and advanced practice nurses”; in line 11, strike the third “certain”; in line 12, after “protocol” insert “by a licensed physician and licensed pharmacist”; strike beginning with “providing” in line 12 down through “circumstances,” in line 14; and in line 21, after “regulations” insert “in consultation with certain other health occupations boards”.

AMENDMENT NO. 2

On page 2, in line 11, strike “**LICENSED DENTIST,**”; and strike beginning with “**CERTIFIED**” in line 12 down through “**AUTHORIZED**” in line 14 and substitute “**OR CERTIFIED ADVANCED PRACTICE NURSE WITH PRESCRIPTIVE AUTHORITY**”.

On page 4, after line 25, insert:

“(I) FOR PROTOCOLS BY A LICENSED PHYSICIAN AND LICENSED PHARMACIST, THE INITIATION OF DRUG THERAPY UNDER WRITTEN, DISEASE–STATE SPECIFIC PROTOCOLS;”;

in lines 26, 28, and 29, strike “(i)”, “(ii)”, and “(iii)”, respectively, and substitute “**(II)**”, “**(III)**”, and “**(IV)**”, respectively; and in line 26, strike “**INITIATION,**”.

On page 5, in line 3, strike the brackets; in the same line, strike “**MAY AUTHORIZE**”; in lines 4 and 5, in each instance, strike the bracket; in line 4, strike “physician” and substitute “**AUTHORIZED PRESCRIBER**”; and in line 5, strike “**AUTHORIZED PRESCRIBER**”.

AMENDMENT NO. 3

On page 6, in line 8, after “**AND**” insert “**IN CONSULTATION WITH THE BOARD OF PODIATRIC MEDICAL EXAMINERS AND**”.

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 729 – Delegates Angel, Barron, Frush, Gaines, Haynes, Jalisi, Kelly, McComas, B. Robinson, Smith, and B. Wilson

AN ACT concerning

State Board of Morticians and Funeral Directors – Cease and Desist Orders and Injunctive Relief – Authority

HB0729/896081/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 729

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “a” insert “public”; in the same line, strike “obtain injunctive relief” and substitute “impose a civil fine of no more than a certain amount”; in line 6, after “law” insert “under certain circumstances”; in the same line, strike “making a technical correction” and substitute “providing that each violation of certain provisions of law is a separate offense under certain circumstances”; and strike in their entirety lines 8 through 12, inclusive, and substitute:

“BY repealing and reenacting, without amendments,

Article – Health Occupations

Section 7–501 and 7–502

Annotated Code of Maryland

(2014 Replacement Volume)

BY adding to

Article – Health Occupations

Section 7–509

Annotated Code of Maryland

(2014 Replacement Volume)”.

AMENDMENT NO. 2

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

“7–501.

Except as otherwise provided in this title, a person may not practice, attempt to practice, offer to practice, or assist in the practice of mortuary science in this State unless licensed by the Board.

7-502.

Unless authorized to practice mortuary science under this title, a person may not represent to the public by title, by description of services, methods, or procedures, or otherwise, that the person is authorized to practice mortuary science in this State.

7-509.

(A) SUBJECT TO SUBSECTION (C) OF THIS SECTION AND THE HEARING PROVISIONS OF § 7-319 OF THIS TITLE, AND IN ADDITION TO ANY OTHER SANCTION AUTHORIZED FOR A VIOLATION OF § 7-501 OR § 7-502 OF THIS SUBTITLE, THE BOARD MAY ISSUE A PUBLIC CEASE AND DESIST ORDER, IMPOSE A CIVIL FINE OF NOT MORE THAN \$5,000 PER OFFENSE, OR BOTH.

(B) FOR THE PURPOSES OF THIS SECTION, EACH VIOLATION IS A SEPARATE OFFENSE IF THE VIOLATION OCCURS:

(1) AT A DIFFERENT TIME, DATE, OR LOCATION; OR

(2) ON THE SAME DATE AND LOCATION AT A DIFFERENT TIME.

(C) THE BOARD MAY NOT ISSUE A PUBLIC CEASE AND DESIST ORDER TO A FUNERAL ESTABLISHMENT THAT WAS PREVIOUSLY LICENSED BY THE BOARD.”.

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 742 – Delegates Hayes, Barron, Cullison, Miele, and Saab

AN ACT concerning

**State Board for the Certification of Residential Child Care Program
Professionals – Revisions**

HB0742/916587/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 742
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, after “circumstances;” insert “altering the period of time during which a noncertified person may serve in the capacity of acting program administrator;”; and in line 19, after “waive” insert “, for certain applicants.”.

AMENDMENT NO. 2

On page 4, in line 17, strike “180” and substitute “**60**”; and in lines 23 and 25, in each instance, strike “180-day” and substitute “**60-DAY**”.

AMENDMENT NO. 3

On page 8 in line 19, on page 11 in line 21, and on page 12 in line 25, in each instance, strike “**IF THE APPLICANT**” and substitute “**FOR AN OUT-OF-STATE APPLICANT WHO**”.

On page 8 in line 21, on page 11 in line 23, and on page 12 in line 27, in each instance, after “**OBTAINING**” insert “**, FROM THE APPLICANT’S STATE OF RESIDENCE, A BACKGROUND CLEARANCE THAT IS EQUIVALENT TO**”.

On page 8 in line 22, on page 11 in line 24, and on page 12 in line 28, in each instance, strike “**IN A TIMELY MANNER**”.

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 838 – Delegates Hill, Atterbeary, Barkley, Barron, Carter, Davis, Dumais, Ebersole, Fennell, Fraser-Hidalgo, Gaines, Lam, Lisanti, Luedtke, Morales, Oaks, and B. Robinson

AN ACT concerning

Health Insurance – Mandated Benefits – In Vitro Fertilization and Artificial Insemination Procedures

HB0838/356085/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 838

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “Mandated” in line 2 down through “Procedures” in line 3 and substitute “Coverage for Infertility Services”; strike beginning with “excluding” in line 5 down through “married;” in line 8 and substitute “requiring certain conditions of coverage for certain infertility benefits for a patient who is married to an individual of the same sex; providing that certain provisions of law relating to health insurance coverage of in vitro fertilization do not apply to insurers, nonprofit health service plans, and health maintenance organizations that provide certain benefits under certain health insurance policies or contracts;”; in line 10, strike “or artificial insemination”; in line 11, strike “capable of producing sperm;” and substitute “of the opposite sex; specifying that a history of involuntary infertility required as a condition of coverage be involuntary; specifying how the history of involuntary infertility may be demonstrated;”; strike beginning with “requiring” in line 11 down through “sex;” in line 12; in line 14, after “conform;” insert “providing that certain insurers, nonprofit health service plans, and health maintenance organizations are not responsible for certain costs; providing that a denial of coverage for certain in vitro fertilization benefits constitutes an adverse decision under a certain provision of law; prohibiting this Act from being construed to require the provision of certain coverage;”; and in lines 15 and 16, strike “mandated health insurance benefits for in vitro fertilization and artificial insemination procedures” and substitute “health insurance coverage for infertility services”.

AMENDMENT NO. 2

On page 2, after line 7, insert:

“(B) AN ENTITY SUBJECT TO THIS SECTION THAT PROVIDES COVERAGE FOR INFERTILITY BENEFITS OTHER THAN IN VITRO FERTILIZATION MAY NOT REQUIRE AS A CONDITION OF THAT COVERAGE, FOR A PATIENT WHO IS MARRIED TO AN INDIVIDUAL OF THE SAME SEX:

(1) THAT THE PATIENT’S SPOUSE’S SPERM BE USED IN THE COVERED TREATMENTS OR PROCEDURES; OR

(2) THAT THE PATIENT DEMONSTRATE INFERTILITY EXCLUSIVELY BY MEANS OF A HISTORY OF UNSUCCESSFUL HETEROSEXUAL INTERCOURSE.”;

in line 8, strike “(b)” and substitute “(C)”; in the same line, after “(1)” insert “THIS SUBSECTION DOES NOT APPLY TO INSURERS, NONPROFIT HEALTH SERVICE PLANS, AND HEALTH MAINTENANCE ORGANIZATIONS THAT PROVIDE HOSPITAL, MEDICAL, OR SURGICAL BENEFITS UNDER HEALTH INSURANCE POLICIES OR CONTRACTS:

(I) THAT ARE ISSUED OR DELIVERED TO A SMALL EMPLOYER IN THE STATE; AND

(II) FOR WHICH THE ADMINISTRATION HAS DETERMINED THAT IN VITRO FERTILIZATION PROCEDURES ARE NOT ESSENTIAL HEALTH BENEFITS, AS DETERMINED UNDER § 31-116 OF THIS ARTICLE.

(2)”;

in line 10, strike “OR ARTIFICIAL INSEMINATION”; in the same line, strike “MARRIED”; in line 13, strike “(2)” and substitute “(3)”; in line 18, strike “(c)” and substitute “(D)”; in the same line, strike “(b)” and substitute “(C)”; in lines 21 and 22, strike “CAPABLE OF PRODUCING SPERM,” and substitute “OF THE OPPOSITE SEX,”; in line 23, after “of” insert “INVOLUNTARY”; in line 24, strike “of at least 2 years’ duration” and substitute “, WHICH MAY BE DEMONSTRATED BY A HISTORY OF:

1. IF THE PATIENT AND THE PATIENT’S SPOUSE ARE OF OPPOSITE SEXES, INTERCOURSE OF AT LEAST 2 YEARS’ DURATION FAILING TO RESULT IN PREGNANCY; OR

2. IF THE PATIENT AND THE PATIENT’S SPOUSE ARE OF THE SAME SEX, SIX ATTEMPTS OF ARTIFICIAL INSEMINATION OVER THE COURSE OF 2 YEARS FAILING TO RESULT IN PREGNANCY”;

and in the same line, strike the brackets.

AMENDMENT NO. 3

On page 3, strike beginning with “OR” in line 2 down through “SEX;” in line 4; in line 5, strike “FOR IN VITRO FERTILIZATION BENEFITS,”; in line 8, strike the brackets; in the same line, strike “COVERED”; in lines 13 and 16, strike “(d)” and “(e)”, respectively, and substitute “**(E)**” and “**(I)**”, respectively; after line 15, insert:

“(F) AN ENTITY SUBJECT TO THIS SECTION IS NOT RESPONSIBLE FOR ANY COSTS INCURRED BY A POLICYHOLDER OR SUBSCRIBER OR A DEPENDENT OF A POLICYHOLDER OR SUBSCRIBER IN OBTAINING DONOR SPERM.

(G) A DENIAL OF COVERAGE FOR IN VITRO FERTILIZATION BENEFITS REQUIRED UNDER THIS SECTION BY AN ENTITY SUBJECT TO THIS SECTION CONSTITUTES AN ADVERSE DECISION UNDER SUBTITLE 10A OF THIS TITLE.

(H) THIS SECTION MAY NOT BE CONSTRUED TO REQUIRE AN ENTITY SUBJECT TO THIS SECTION TO PROVIDE COVERAGE FOR A TREATMENT OR A PROCEDURE THAT WOULD NOT TREAT A DIAGNOSED MEDICAL CONDITION OF A PATIENT.”;

in line 22, strike the first “or”; in the same line, after “renewed” insert “, or in force”; and in lines 23 and 25, in each instance, strike “October” and substitute “July”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0838/613428/1

BY: Delegate Afzali

AMENDMENT NO. 1

On page 1, in line 4, after “of” insert “establishing that certain provisions of law relating to health insurance coverage of in vitro fertilization procedures apply only to health insurance policies or contracts for which the Maryland Insurance Administration has made a certain determination.”.

AMENDMENT NO. 2

On page 2, in line 1, after “(a)” insert “**(1)**”; in lines 2 and 5, strike “(1)” and “(2)”, respectively, and substitute “**(I)**” and “**(II)**”, respectively; and after line 7, insert:

“(2) THIS SECTION APPLIES ONLY TO HEALTH INSURANCE POLICIES OR CONTRACTS FOR WHICH THE ADMINISTRATION HAS DETERMINED THAT IN VITRO FERTILIZATION PROCEDURES ARE ESSENTIAL HEALTH BENEFITS, UNDER § 31-116 OF THIS ARTICLE.”

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 51 Negative – 86 (See Roll Call No. 542)

Delegate Flanagan moved to make the Bill a Special Order for next session.

The motion was adopted.

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

House Bill 862 – Delegates Moon, Cullison, Barkley, Carr, Fraser-Hidalgo, Gutierrez, Kaiser, Kelly, Korman, Lam, Luedtke, McIntosh, Morales, Platt, Reznik, S. Robinson, Rosenberg, Smith, Tarlau, M. Washington, and Zucker

AN ACT concerning

Vital Records – New Certificates of Birth – Sex Change or Diagnosis of an Intersex Condition

HB0862/446587/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 862

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “altering” in line 9 down through “Act;” in line 13; and in line 14, after “conforming” insert “, technical.”

AMENDMENT NO. 2

On page 4, in line 28, strike “**PROVIDER**” and substitute “**PRACTITIONER**”.

On page 7, in lines 12 and 22, in each instance, strike the brackets; strike beginning with the semicolon in line 14 down through “**SECTION**” in line 18; and strike beginning with the semicolon in line 24 down through “**INDIVIDUAL**” in line 30.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate McComas moved to make the Bill a Special Order for next session.

The motion was adopted.

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

House Bill 887 – Delegates K. Young, Hill, Jalisi, Kelly, Morhaim, Oaks, Pena–Melnyk, and Reznik

AN ACT concerning

Health Insurance – Abuse–Deterrent Opioid Analgesic Drug Products – Coverage

HB0887/996386/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 887

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Reznik” and substitute “Reznik, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Kipke, McDonough, McMillan, Miele, Morgan, Pendergrass, Rose, Saab, Sample–Hughes, and West”; in line 5, after “provide” insert “certain”; in the same line, after “for” insert “a certain minimum number of brand name”; in line 6, after “products” insert “and, if available, a certain minimum number of generic”

abuse-deterrent opioid analgesic drug products”; strike beginning with “prohibiting” in line 6 down through “product;” in line 10; in line 13, strike “an” and substitute “a certain”; strike beginning with “prohibiting” in line 14 down through “compliance;” in line 16; and in line 20, after “Act;” insert “providing for a delayed effective date;”.

AMENDMENT NO. 2

On page 3, strike beginning with “ABUSE-DETERRENT” in line 11 down through “OR” in line 18 and substitute “:

(I) AT LEAST TWO BRAND NAME ABUSE-DETERRENT OPIOID ANALGESIC DRUG PRODUCTS, EACH CONTAINING DIFFERENT ANALGESIC INGREDIENTS, ON THE LOWEST COST TIER FOR BRAND NAME PRESCRIPTION DRUGS ON THE ENTITY’S FORMULARY FOR PRESCRIPTION DRUG COVERAGE; AND

(II) IF AVAILABLE, AT LEAST TWO GENERIC ABUSE-DETERRENT OPIOID ANALGESIC DRUG PRODUCTS, EACH CONTAINING DIFFERENT ANALGESIC INGREDIENTS, ON THE LOWEST COST TIER FOR GENERIC DRUGS ON THE ENTITY’S FORMULARY FOR PRESCRIPTION DRUG COVERAGE.”;

in line 19, strike “(II)” and substitute “**(2) AN ENTITY SUBJECT TO THIS SECTION MAY NOT**”; in line 22, after “PRODUCT” insert “**COVERED ON THE ENTITY’S FORMULARY FOR PRESCRIPTION DRUG COVERAGE**”; strike in their entirety lines 23 through 26, inclusive; in line 30, after “PRODUCT” insert “**COVERED BY THE ENTITY**”; and in line 31, after “PRODUCTS” insert “**COVERED BY THE ENTITY IN THE SAME FORMULARY TIER AS THE ABUSE-DETERRENT OPIOID ANALGESIC PRODUCT**”.

AMENDMENT NO. 3

On page 3, in line 34, strike “October 1, 2015” and substitute “January 1, 2016”.

On page 4, in line 2, strike “October 1, 2015” and substitute “January 1, 2016”.

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 896 – Delegate Bromwell

AN ACT concerning

Maryland Opioid Use Disorder Consortium**HB0896/566689/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 896

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Bromwell” and substitute “Delegates Bromwell, Hammen, Hayes, McMillan, Oaks, Pena–Melnyk, Miele, Saab, Kelly, McDonough, Morgan, Morhaim, Angel, Kipke, Cullison, Sample–Hughes, Barron, Reznik, West, Rose, Hill, and K. Young”; in line 2, strike “Maryland Opioid Use Disorder Consortium” and substitute “Joint Committee on Behavioral Health and Opioid Use Disorders”; in line 3, strike “Maryland Opioid Use Disorder Consortium” and substitute “Joint Committee on Behavioral Health and Opioid Use Disorders”; in line 4, strike “composition, cochairs, and staffing of the Consortium” and substitute “membership and cochairs of the Committee”; strike beginning with “prohibiting” in line 4 down through “dates” in line 12 and substitute “specifying the duties and purposes of the Committee”; in line 13, strike “Maryland Opioid Use Disorder Consortium” and substitute “Joint Committee on Behavioral Health and Opioid Use Disorders”; and strike in their entirety lines 14 through 19, inclusive, and substitute:

“BY adding to

Article – State Government
Section 2–10A–02
Annotated Code of Maryland
(2014 Replacement Volume)”.

AMENDMENT NO. 2

On pages 1 through 6, strike in their entirety the lines beginning with line 22 on page 1 through line 31 on page 6, inclusive, and substitute:

“Article – State Government

2-10A-02.

(A) THERE IS A JOINT COMMITTEE ON BEHAVIORAL HEALTH AND OPIOID USE DISORDERS.

(B) (1) THE COMMITTEE CONSISTS OF 10 MEMBERS.

(2) OF THE 10 MEMBERS:

(I) 5 SHALL BE MEMBERS OF THE SENATE, APPOINTED BY THE PRESIDENT OF THE SENATE; AND

(II) 5 SHALL BE MEMBERS OF THE HOUSE OF DELEGATES, APPOINTED BY THE SPEAKER OF THE HOUSE.

(C) THE MEMBERS OF THE COMMITTEE SERVE AT THE PLEASURE OF THE PRESIDING OFFICER WHO APPOINTED THEM.

(D) THE PRESIDENT AND THE SPEAKER JOINTLY SHALL APPOINT A SENATOR AND A DELEGATE TO SERVE AS COCHAIRS.

(E) THE COMMITTEE SHALL HAVE OVERSIGHT OVER:

(1) THE PRESCRIPTION DRUG MONITORING PROGRAM;

(2) STATE AND LOCAL PROGRAMS TO TREAT AND REDUCE BEHAVIORAL HEALTH DISORDERS; AND

(3) STATE AND LOCAL PROGRAMS TO TREAT AND REDUCE OPIOID USE DISORDERS.

(F) THE PURPOSES OF THE COMMITTEE ARE TO:

(1) REVIEW THE FINAL REPORT OF THE GOVERNOR'S HEROIN AND OPIOID EMERGENCY TASK FORCE;

(2) REVIEW AND MONITOR THE ACTIVITIES OF THE GOVERNOR’S INTER-AGENCY HEROIN AND OPIOID COORDINATING COUNCIL;

(3) EVALUATE THE EFFECTIVENESS OF PROGRAMS, POLICIES, AND PRACTICES, INCLUDING:

(I) THE STATE’S BEHAVIORAL HEALTH SYSTEM;

(II) THE CONTROLLED DANGEROUS SUBSTANCES UNIT IN THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE;

(III) THE RAPID RESPONSE TEAM AT THE UNIVERSITY OF MARYLAND SCHOOL OF PHARMACY;

(IV) THE STATE OVERDOSE PREVENTION PLAN DEVELOPED IN 2013 AND UPDATED IN 2014, WHICH INCLUDES PRESCRIBER EDUCATION AND DATA ANALYSIS AND THE USE OF THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE VIRTUAL DATA UNIT;

(V) LOCAL OVERDOSE PREVENTION PLANS;

(VI) STRATEGIC PLANNING PRACTICES TO REDUCE PRESCRIPTION DRUG ABUSE IN THE STATE;

(VII) THE OVERDOSE PREVENTION MEDIA CAMPAIGN IN THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE BEHAVIORAL HEALTH ADMINISTRATION;

(VIII) EFFORTS TO ENHANCE OVERDOSE RESPONSE STATUTORY LAWS, REGULATIONS, AND TRAINING;

(IX) LAWS ESTABLISHING LOCAL OVERDOSE FATALITY REVIEW TEAMS;

(X) PRESCRIBER EDUCATION TRAINING APPROVED BY THE FEDERAL FOOD AND DRUG ADMINISTRATION, INCLUDING TRAINING HELD

STATEWIDE BY MEDCHI, THE MARYLAND STATE MEDICAL SOCIETY, AND THE MARYLAND SOCIETY FOR ADDICTION MEDICINE; AND

(XI) EFFORTS TO EXPAND USE OF THE PRESCRIPTION DRUG MONITORING PROGRAM BY THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE AS A PUBLIC HEALTH TOOL FOR MONITORING AND RESPONDING TO PRESCRIBING PATTERNS ACROSS THE STATE;

(4) REVIEW THE EXTENT TO WHICH HEALTH INSURANCE CARRIERS IN THE STATE ARE COMPLYING WITH FEDERAL AND STATE MENTAL HEALTH AND ADDICTION PARITY LAWS; AND

(5) IDENTIFY AREAS OF CONCERN AND, AS APPROPRIATE, RECOMMEND CORRECTIVE MEASURES TO THE GOVERNOR AND THE GENERAL ASSEMBLY.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 926 – Delegates Sydnor, Brooks, Carter, Hayes, Haynes, Hettleman, Jalisi, McCray, Morales, B. Robinson, A. Washington, M. Washington, and P. Young

AN ACT concerning

Baltimore City and Baltimore County – Police Mental Health Units – Pilot Program

HB0926/656982/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 926

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Hettleman, Jalisi,”; in the same line, strike “P. Young” and substitute “Baltimore County Delegation”; in line 2, strike “Mental” and substitute “Behavioral”; in line 4, after “requiring,” insert “to the extent practicable.”; in lines 5, 10, and 13, in each instance, strike “mental” and substitute “behavioral”; in line 7, strike “mentally ill”; in the same line, after “individuals” insert “with mental health, substance use, or co-occurring mental health and substance use disorders”; and in line 12, after “date,” insert “providing for the construction of this Act; requiring the Baltimore City Police Department to complete a certain study and make certain recommendations;”.

AMENDMENT NO. 2

On page 2, in lines 3, 4, 8, 11, and 14, in each instance, strike “MENTAL” and substitute “BEHAVIORAL”.

On page 2, in lines 6 and 14, in each instance, strike “MENTALLY ILL”; in lines 6 and 15, in each instance, after “INDIVIDUALS” insert “WITH MENTAL HEALTH, SUBSTANCE USE, OR CO-OCCURRING MENTAL HEALTH AND SUBSTANCE USE DISORDERS”; in line 13, strike “ILLNESS” and substitute “HEALTH, SUBSTANCE USE, OR CO-OCCURRING MENTAL HEALTH AND SUBSTANCE USE DISORDER”; and in line 19, strike “mental” and substitute “behavioral”.

AMENDMENT NO. 3

On page 2, in line 1, strike “ON” and substitute “TO THE EXTENT PRACTICABLE, ON”; and in the same line, strike “JUNE” and substitute “OCTOBER”.

AMENDMENT NO. 4

On page 2, in line 14, strike “GOAL” and substitute “GOALS”; in the same line, strike “IS” and substitute “ARE”; in the same line, after “TO” insert “:

(1);

and in line 15, after “SYSTEM” insert “; AND

(2) PREVENT AND REDUCE UNNECESSARY USE OF FORCE AND LOSS OF LIFE IN SITUATIONS INVOLVING INDIVIDUALS WITH MENTAL HEALTH, SUBSTANCE USE, OR CO-OCCURRING MENTAL HEALTH AND SUBSTANCE USE DISORDERS”.

AMENDMENT NO. 5

On page 2, after line 15, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act may not be construed to interfere with or replace any existing crisis intervention team programs in Baltimore City or Baltimore County.

SECTION 3. AND BE IT FURTHER ENACTED, That, on or before December 1, 2015, the Baltimore City Police Department shall complete a study and make recommendations regarding the establishment of a behavioral health unit, including recommendations on the structure, size, cost, potential funding sources, and timeline for establishing the behavioral health unit.”;

and in lines 16 and 21, strike “2.” and “3.”, respectively, and substitute “4.” and “5.”, respectively.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 978 – Delegates Lam, Hill, Jalisi, and Morhaim

AN ACT concerning

HIV Testing – Informed Consent and Pretest Requirements – Modification

HB0978/726282/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 978

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Morhaim” and substitute “Morhaim, McMillan, Oaks, Pena–Melnik, Miele, Kelly, McDonough, Bromwell, Morgan, Angel, Hammen, Kipke, Cullison, Sample–Hughes, Barron, Reznik, West, Rose, and K. Young”; in line 4, after “testing;” insert “requiring consent for HIV testing to be included in a certain

general informed consent for medical care in a certain category of tests; providing, subject to a certain exception, that a health care provider may not be required to obtain certain consent using a separate consent form;”; in line 5, strike “and certain language assistance”; and in line 8, after “treatment;” insert “requiring a certain health care provider who obtains certain results from an HIV test to take certain actions; making certain stylistic changes;”.

AMENDMENT NO. 2

On page 2, in line 17, after “history.” insert a closing bracket; strike in their entirety lines 18 through 27, inclusive; in lines 28 and 31, strike “(II)” and “(III)”, respectively, and substitute “(I)” and “(II)”, respectively; in line 28, strike “ORALLY” and substitute “VERBALLY”; in line 31, strike “ORAL” and substitute “VERBAL”; and in line 32, after “INFORMATION” insert “OR SHOW A VIDEO”.

On page 3, in lines 1 and 3, strike “(IV)” and “(V)”, respectively, and substitute “(III)” and “(IV)”, respectively; after line 4, insert:

“(2) (I) CONSENT FOR HIV TESTING SHALL BE INCLUDED IN A PATIENT’S GENERAL INFORMED CONSENT FOR MEDICAL CARE IN THE SAME CATEGORY AS OTHER SCREENING AND DIAGNOSTIC TESTS.

(II) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, A HEALTH CARE PROVIDER MAY NOT BE REQUIRED TO OBTAIN CONSENT FOR HIV TESTING USING A SEPARATE CONSENT FORM.”;

in line 5, strike “(2)” and substitute “(3)”; strike beginning with the colon in line 5 down through “MAKE” in line 6 and substitute “MAKE”; strike beginning with “WITHIN” in line 8 down through “PROVIDER” in line 9 and substitute “OF THE HEALTH CARE PROVIDER”; strike beginning with “; AND” in line 9 down through “STAFF” in line 12; after line 12, insert:

“(d) (C) (1) If the HIV test is ordered at a location that is not a health care facility, informed consent shall be in writing and signed by the individual on an informed consent for HIV testing document that is approved by the Department.

(2) The informed consent for HIV testing document shall be distinct and separate from all other consent forms.

(3) A patient identifying number obtained from an anonymous and confidential test site which is approved by the Department may be evidence of a patient's informed consent in lieu of a patient's signature.”;

in lines 13, 16, and 18, strike “(C)”, “(D)”, and “(E)”, respectively, and substitute “(D)”, “(E)”, and “(F)”, respectively; in lines 14 and 19, in each instance, strike “antibody”; and in line 18, strike “physician or physician’s designee” and substitute “**HEALTH CARE PROVIDER**”.

On page 4, in line 1, strike “(F)” and substitute “(G)”; and in line 5, 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 Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 981 – Cecil County Delegation

AN ACT concerning

Cecil County – Orphans’ Court – Sessions

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 1080 – Delegates Pena–Melnyk, Angel, B. Barnes, D. Barnes, Barron, Campos, Ebersole, Fraser–Hidalgo, Frush, Gaines, Gutierrez, Hayes, Haynes, Hettleman, Hixson, C. Howard, Jalisi, Kaiser, Lam, Luedtke, McCray, Miele, A. Miller, Moon, Morales, Morhaim, Oaks, Patterson, B. Robinson, S. Robinson, Sample–Hughes, Shoemaker, Simonaire, Smith, Valentino–Smith, Vaughn, M. Washington, and C. Wilson

AN ACT concerning

**9–1–1 Emergency Telephone System – Multiple–Line Telephone Systems – Direct
Dial
(Kari’s Law)**

HB1080/126682/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1080
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and C. Wilson” and substitute “C. Wilson, Carey, Hammen, Bromwell, Cullison, Hill, Kelly, Kipke, McDonough, McMillan, Morgan, Pendergrass, Reznik, Rose, Saab, West, and K. Young”; and in line 9, after “numbers;” insert “providing a certain exception for a unit of the Executive Branch of State government;”.

AMENDMENT NO. 2

On page 2, in line 8, after “(B)” insert “(1)”; in the same line, strike “ON OR BEFORE DECEMBER 31, 2015,” and substitute “EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, ON OR BEFORE DECEMBER 31, 2017,”; and after line 13, insert:

“(2) A UNIT OF THE EXECUTIVE BRANCH OF STATE GOVERNMENT SHALL COMPLY WITH PARAGRAPH (1) OF THIS SUBSECTION ON THE DATE THAT THE MULTIPLE–LINE TELEPHONE SYSTEM OF THE UNIT IS NEXT UPGRADED.”

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

AN ACT concerning

**Procurement Exemptions – Maryland Public Broadcasting Commission –
Repacking Requirements**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**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

HB1224/566882/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1224

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 11, strike “18” and substitute “8”.

AMENDMENT NO. 2

On page 3, in line 15, strike “October” and substitute “June”.

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 #13

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 387 – Delegate Glass

AN ACT concerning

Harford County – Archery Hunting – Safety Zone**HB0387/120317/1**

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 387

(First Reading File Bill)

On page 2, in line 1, strike “or” and substitute a comma; in the same line, after “County,” insert “OR HARFORD COUNTY”; and strike in their entirety lines 7 through 10, inclusive.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 543 – Delegate Anderson (By Request – Baltimore City Administration) and Delegates Conaway, Glenn, and B. Robinson

AN ACT concerning

Baltimore City – Housing Authority of Baltimore City – Subsidiary Entities

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 655 – Delegate Glass

AN ACT concerning

Harford County – Sunday Hunting – Deer Bow Hunting Season**HB0655/540014/1**

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 655

(First Reading File Bill)

On page 3, in line 1, strike “A” and substitute “ONE”.

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 860 – Delegates Stein, Anderson, Barkley, Carr, Frush, Lafferty, Luedtke, B. Robinson, S. Robinson, and Waldstreicher

AN ACT concerning

**Aquatic Invasive Species – Inspection and Decontamination of Vessels
(State Lakes Invasive Species Act of 2015)**

HB0860/850215/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 860

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Waldstreicher” and substitute “Waldstreicher, McIntosh, and Lam”; in line 2, strike “Inspection and”; strike beginning with “authorizing” in line 4 down through “regulations;” in line 6; in line 8, after “penalties;” insert “requiring the Department of Natural Resources to convene a certain workgroup to evaluate actions that reduce the spread of aquatic invasive species from vessels placed in lakes that are owned or managed by the State; requiring the workgroup to make certain recommendations and to submit a certain report to certain committees of the General Assembly on or before a certain date;”; in line 9, strike “inspection and”; and strike in its entirety line 22.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 1 through 11, inclusive; in lines 12 and 25, strike “(C)” and “(D)”, respectively, and substitute “(B)” and “(C)”, respectively; in line 13, strike the colon; in line 14, strike “(1) CLEANED” and substitute “CLEANED”; and strike beginning with the semicolon in line 15 down through “REGULATION” in line 24.

AMENDMENT NO. 3

On page 3, after line 3, insert:

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

(a) The Department of Natural Resources shall convene a workgroup consisting of the Department, at least one expert in boat cleaning and decontamination programs, and other stakeholders representative of interested parties to evaluate actions that reduce the spread of aquatic invasive species from vessels placed in lakes that are owned or managed by the State.

(b) The workgroup shall:

(1) make recommendations on the most appropriate actions to reduce the spread of aquatic invasive species from vessels placed in lakes that are owned or managed by the State, including:

(i) recommended budget items;

(ii) recommended funding sources; and

(iii) prioritized activities and resources; and

(2) include a plan in the report required under subsection (c) of this section to implement the recommendations of the workgroup by July 1, 2016.

(c) On or before December 31, 2015, the workgroup shall report its recommendations to the Senate Education, Health, and Environmental Affairs Committee and the House Environment and Transportation Committee, in accordance with § 2-1246 of the State Government Article.”;

and in line 4, 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 Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 1002 – Delegates Jacobs, Adams, Anderton, Arentz, Carozza, Ghrist, Mautz, and Otto

AN ACT concerning

Natural Resources – County Oyster Committees – Authority

HB1002/800415/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1002

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “– Authority”; strike beginning with “authorizing” in line 3 down through “fishery” in line 4 and substitute “requiring the Department of Natural Resources to form a certain workgroup with representatives of county oyster committees to examine certain issues and submit a certain report on or before a certain date”; in line 5, strike “the authority of”; and strike lines 6 through 10, inclusive.

AMENDMENT NO. 2

On pages 1 and 2, strike beginning with “the” in line 12 on page 1 through “**FISHERY.**” in line 34 on page 2 and substitute “:

(1) during the 2015 interim, the Department of Natural Resources shall form a workgroup with representatives of the county oyster committees to examine issues related to the composition and duties of county oyster committees; and

(2) on or before December 1, 2015, report its findings and recommendations to the Governor and, subject to § 2–1246 of the State Government Article, the Senate Education, Health, and Environmental Affairs Committee and the House Environment and Transportation Committee.”.

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 1073 – Delegates Lam, Atterbeary, Carr, Ebersole, Fraser–Hidalgo, Gutierrez, Healey, Hill, Kaiser, Lierman, McComas, Moon, Morales, Morhaim, Platt, B. Robinson, Smith, and Tarlau

AN ACT concerning

Environment – Crude Oil Rail Transport – Risk Assessment and Accident Prevention Study

HB1073/510218/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1073

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 4 and 5, strike “and the Department of Health and Mental Hygiene”; in lines 5 and 9, in each instance, strike “jointly”; in line 8, strike “joint”; and in lines 7 and 9, in each instance, strike “and the Department of Health and Mental Hygiene”.

AMENDMENT NO. 2

On page 1, in lines 16 and 17, strike “and the Department of Health and Mental Hygiene”; in line 17, strike “jointly”; in line 19, strike “joint”; and in lines 19 and 20, strike “and the Department of Health and Mental Hygiene”.

On page 2, in line 2, strike “and the Department of Health and Mental Hygiene”; and in the same line, strike “jointly”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Buckel 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 reported favorably with amendments:

House Bill 1129 – Delegates O’Donnell and Dumais

AN ACT concerning

Real Property – Actions to Quiet Title

HB1129/540313/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1129

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “action;” insert “requiring a certain notice to be sent to certain holders of security interests; requiring the filing of a certain affidavit acknowledging that the plaintiff sent certain notices; providing for the effect of the failure of a holder of a security interest to receive a certain notice.”.

AMENDMENT NO. 2

On page 2, after line 27, insert:

“(C) “HOLDER OF A SECURITY INTEREST” MEANS:

(1) THE TRUSTEE, BENEFICIARY, NOMINEE, OR ASSIGNEE OF RECORD, IF ANY, OF A RECORDED DEED OF TRUST; OR

(2) A MORTGAGEE OF A RECORDED MORTGAGE.”;

in line 28, strike “(C)” and substitute “(D)”; and after line 29, insert:

“(E) “SECURITY INSTRUMENT” MEANS:

(1) A RECORDED MORTGAGE OR DEED OF TRUST; OR

(2) A RECORDED ASSIGNMENT OF A RECORDED MORTGAGE OR DEED OF TRUST.”.

AMENDMENT NO. 3

On page 4, after line 10, insert:

“(D) (1) AT THE TIME A COMPLAINT IS FILED UNDER THIS SUBTITLE, THE PLAINTIFF SHALL SEND NOTICE TO EACH HOLDER OF A SECURITY INTEREST THAT IS NOT NAMED AS A PARTY IN THE COMPLAINT.

(2) THE NOTICE REQUIRED BY THIS SUBSECTION SHALL INCLUDE A COPY OF THE FILED COMPLAINT WITH EXHIBITS AND A STATEMENT THAT:

(I) THE PROPERTY FOR WHICH THE PLAINTIFF SEEKS A DETERMINATION OF TITLE MAY BE SUBJECT TO CLAIMS OF THE HOLDER OF THE SECURITY INTEREST;

(II) THE HOLDER OF THE SECURITY INTEREST IS NOT A PARTY IN THE PROCEEDING AND ANY JUDGMENT IN THE PROCEEDING WILL NOT AFFECT ANY CLAIM OF THE HOLDER OF THE SECURITY INTEREST IN THE PROPERTY; AND

(III) IF THE HOLDER OF THE SECURITY INTEREST ELECTS TO APPEAR IN THE PROCEEDING, THE HOLDER OF THE SECURITY INTEREST WILL APPEAR AS A DEFENDANT AND BE BOUND BY ANY JUDGMENT ENTERED IN THE PROCEEDING.

(3) THE NOTICE REQUIRED BY THIS SUBSECTION SHALL BE SENT BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED, AND BY FIRST-CLASS MAIL, TO EACH HOLDER OF A SECURITY INTEREST:

(I) AT THE ADDRESS FOR RECEIPT OF NOTICE INDICATED IN THE SECURITY INSTRUMENT THAT IDENTIFIES THE HOLDER OF THE SECURITY INTEREST; OR

(II) IF NO ADDRESS FOR RECEIPT OF NOTICE IS INDICATED IN THE SECURITY INSTRUMENT, AT THE LAST KNOWN ADDRESS OF THE HOLDER OF THE SECURITY INTEREST.

(4) (I) THE PLAINTIFF SHALL FILE WITH THE COURT AN AFFIDAVIT ACKNOWLEDGING THAT THE PLAINTIFF SENT ALL NOTICES REQUIRED BY THIS SUBSECTION.

(II) THE AFFIDAVIT REQUIRED BY THIS PARAGRAPH SHALL BE ACCOMPANIED BY A LIST OF THE NAMES AND ADDRESSES OF EACH HOLDER OF A SECURITY INTEREST TO WHICH THE PLAINTIFF SENT NOTICE.

(5) FAILURE OF A HOLDER OF A SECURITY INTEREST TO RECEIVE THE NOTICE REQUIRED BY THIS SUBSECTION MAY NOT AFFECT ANY JUDGMENT ENTERED IN THE PROCEEDING OR ANY CLAIM OF A HOLDER OF A SECURITY INTEREST WHO IS NOT MADE A DEFENDANT IN THE PROCEEDING.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 140 Members present.

(See Roll Call No. 543)

ADJOURNMENT

At 12:28 P.M. on motion of Delegate Kaiser the House adjourned until 6:00 P.M. on Legislative Day March 21, 2015, Calendar Day Monday, March 23, 2015.

Annapolis, Maryland
Legislative Day: March 21, 2015
Calendar Day: Monday, March 23, 2015

The House met at 6:39 P.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 136 Members present.

(See Roll Call No. 544)

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

EXCUSES:

Del. McDonough – late – personal

Del. Proctor – illness

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #14

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

**House Bill 910 – Montgomery County Delegation and Prince George’s County
Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Polybutylene Connection Pipe
Replacement Loan Program
MC/PG 116–15**

HB0910/190916/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 910
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “Program” insert “for replacement of certain pipes on certain property”; in line 7, after “requirements;” insert “requiring that the replacement of certain pipes be performed by a licensed plumber; prohibiting the Commission from replacing certain pipes;”; in lines 8, 9, and 11, in each instance, strike “surcharge” and substitute “charge”; in line 12, strike “surcharge;” and substitute “charge; providing that each loan provided under the Program is a lien against certain property and that the Commission is the sole holder of the lien; prohibiting the Program from providing more than a certain amount in loans;”; and strike beginning with “finance” in line 12 down through “fund” in line 13 and substitute “establish the Polybutylene Connection Pipe Replacement Fund; specifying the purpose of the Fund; requiring the Commission to administer the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; defining a certain term; providing for the termination of this Act”.

AMENDMENT NO. 2

On page 2, in line 5, after “PROPERTY” insert “LOCATED IN THE COMMISSION’S SERVICE AREA”; in line 7, strike “PROVIDE FOR”; in line 8, after “(1)” insert “PROVIDE FOR”; in line 13, strike “AND”; in line 14, after “(2)” insert “PROVIDE FOR”; in the same line, after “CONDITIONS” insert “;

(3) REQUIRE THAT THE REPLACEMENT OF MALFUNCTIONING POLYBUTYLENE PIPES UNDER THE PROGRAM BE PERFORMED BY A LICENSED PLUMBER; AND

(4) PROHIBIT THE COMMISSION FROM REPLACING MALFUNCTIONING POLYBUTYLENE PIPES UNDER THE PROGRAM;

in line 17, strike “SURCHARGE” and substitute “SEPARATE CHARGE”; in lines 18, 23, and 24, in each instance, strike “SURCHARGE” and substitute “CHARGE”; after line 24, insert:

(4) (I) EACH LOAN PROVIDED UNDER THE PROGRAM SHALL BE A LIEN AGAINST THE PROPERTY ON WHICH THE MALFUNCTIONING POLYBUTYLENE PIPE HAS BEEN REPLACED THAT CONTINUES UNTIL THE LOAN IS PAID IN FULL TO THE COMMISSION.

(II) THE COMMISSION SHALL BE THE SOLE HOLDER OF THE LIEN ESTABLISHED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.

(5) THE PROGRAM MAY NOT PROVIDE MORE THAN \$1,000,000 TOTAL IN LOANS.;

strike beginning with “THE” in line 25 down through “FUND” in line 26 and substitute

“(1) IN THIS SECTION, “FUND” MEANS THE POLYBUTYLENE CONNECTION PIPE REPLACEMENT FUND.

(2) THERE IS A POLYBUTYLENE CONNECTION PIPE REPLACEMENT FUND.

(3) THE PURPOSE OF THE FUND IS TO PROVIDE FUNDING FOR THE POLYBUTYLENE CONNECTION PIPE REPLACEMENT LOAN PROGRAM.

(4) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE FUND SHALL BE ADMINISTERED SOLELY BY THE COMMISSION.

(5) THE FUND CONSISTS OF:

(I) MONEY APPROPRIATED BY THE COMMISSION FROM RATEPAYER FUNDS ONLY;

(II) ANY INVESTMENT EARNINGS OF THE FUND; AND

(III) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR THE BENEFIT OF THE FUND.

(6) THE FUND MAY BE USED ONLY FOR PROVIDING LOANS THROUGH THE PROGRAM”;

and in line 28, after “October 1, 2015.” insert “It shall remain effective for a period of 10 years and, at the end of September 30, 2025, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 938 – Montgomery County Delegation and Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Maryland–Washington Regional District – Fairness in Zoning
MC/PG 112–15**

HB0938/750218/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 938

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 5 down through “council;” in line 14; in line 16, after “hearing;” insert “altering the circumstances under which a certain person or entity aggrieved by a certain decision of the district council may request judicial review of any final decision of the district council; repealing the authority of a certain person to request judicial review of a decision of the county planning board;”; in the same line, strike “file” and substitute “make”; in line 17, strike “for judicial” and substitute “to the district council for the”; in the same line, strike “board of appeals to the circuit court” and substitute “zoning hearing examiner or the planning board”; in line 23, after “remanded” insert “and relevant information is received from the applicant or the district council”; in line 27, strike “20–202, 22–104, 22–120, and”; and in the same line, after “22–206” insert “, 22–407(a)(1), and 23–401”.

AMENDMENT NO. 2

On pages 2 through 5, strike in their entirety the lines beginning with line 9 on page 2 through line 16 on page 5, inclusive.

AMENDMENT NO. 3

On page 6, after line 17, insert:

“22–407.

(a) (1) Judicial review of [a] ANY final decision of the district council, including an individual map amendment or a sectional map amendment, may be requested by ANY PERSON OR ENTITY THAT IS AGGRIEVED BY THE DECISION OF THE DISTRICT COUNCIL AND IS:

(i) [any] A municipal corporation, governed special taxing district, or person in the county;

(ii) [any] A civic or homeowners association representing property owners affected by the final decision; [or]

(iii) THE OWNER OF THE PROPERTY THAT IS THE SUBJECT OF THE DECISION; OR

(IV) [if aggrieved,] the applicant.

23–401.

(a) (1) Within 30 days after the county planning board takes final action on an application for subdivision approval, judicial review may be requested by:

(i) a person aggrieved by the action; or

(ii) a [person or] municipal corporation that appeared at the hearing in person, by attorney, or in writing.

(2) A petition for judicial review filed under this section may be made to the circuit court for the appropriate county.

(3) The court may:

(i) affirm or reverse the action; or

(ii) remand the action to the county planning board for further consideration.

(b) (1) If a petition for judicial review is filed under this section, a copy of the petition shall be served on the county planning board in accordance with Maryland Rule 7-202(d).

(2) On receiving a copy of the petition, the county planning board shall:

(i) promptly give notice of the petition to all parties to the proceeding before it; and

(ii) within 30 days after the filing of the petition, file with the circuit court:

1. the originals or certified copies of all papers and evidence presented to the county planning board in the proceeding before it; and

2. a copy of its opinion and resolution deciding the application.

(3) Any party to the proceeding in the circuit court aggrieved by the judgment of the court may appeal from the judgment to the Court of Special Appeals.

(4) The review proceedings provided by this section are exclusive.”;

in line 20, strike “FILE” and substitute “MAKE”; in the same line, strike “FOR JUDICIAL REVIEW” and substitute “TO THE DISTRICT COUNCIL FOR THE REVIEW”; strike beginning with the third “A” in line 20 down through “COURT” in line 21 and substitute “THE ZONING HEARING EXAMINER OR THE PLANNING BOARD”; and strike beginning with the colon in line 21 down through “LOCATED” in line 27 and substitute “THE PERSON IS AN AGGRIEVED PERSON THAT APPEARED AT THE HEARING BEFORE THE ZONING HEARING EXAMINER OR PLANNING BOARD IN PERSON, BY AN ATTORNEY, OR IN WRITING”.

AMENDMENT NO. 4

On page 7, in line 4, strike “100” and substitute “30”; and in the same line, after “REMANDED” insert “AND RELEVANT INFORMATION IS RECEIVED FROM THE APPLICANT OR THE DISTRICT COUNCIL”.

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 recommended the following Joint Resolution be re-referred to the Committee on Rules and Executive Nominations:

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)

The Joint Resolution was re-referred to the Committee on Rules and Executive Nominations.

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #15

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

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

HB1234/270017/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1234

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2, 5, and 10, in each instance, strike “Affordability” and substitute “Assistance”; in line 4, strike “authorizing” and substitute “requiring”; and in line 5, after “purpose” insert “on or before a certain date”.

AMENDMENT NO. 2

On page 2, in lines 9 and 17, in each instance, strike “**AFFORDABILITY**” and substitute “**ASSISTANCE**”; in line 8, strike “**MAY**” and substitute “**SHALL**”; in the same line, after “**LAW,**” insert “**ON OR BEFORE JULY 1, 2015,**”; and in line 20, strike “October 1, 2015” and substitute “June 1, 2015”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT #8

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

House Bill 657 – Delegates Pena–Melnik, Krebs, Barron, Cullison, and Oaks

AN ACT concerning

Pharmacists – Scope of Practice – Revisions

HB0657/816684/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 657

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Delegates” insert “Krebs,”; in the same line, strike “Krebs,”; in line 2, strike “Revisions” and substitute “Administration of Drugs”; in lines 3 and 4, strike “drugs or biological products” and substitute “a self-administered drug to a patient”; strike beginning with “authorizing” in line 5 down through “regulations;” in line 6; in line 7, strike “certain terms” and substitute “a certain term”; in line 8, strike “and

prescribe medication” and substitute “drugs”; and in line 16, strike “12–509 and 12–510” and substitute “12–101(v–1) and 12–509”.

AMENDMENT NO. 2

On page 1, in line 23, strike “**(1)**”; and in line 24, strike “certified nurse midwife to the extent permitted”.

On page 2, strike line 1 in its entirety and substitute “**ADVANCED PRACTICE NURSE WITH PRESCRIPTIVE AUTHORITY UNDER § 8–508 OF**”; strike in their entirety lines 4 and 5; in line 21, strike “**OTHER DRUGS AND BIOLOGICAL PRODUCTS**” and substitute “**SELF–ADMINISTERED DRUGS**”; in line 28, strike the brackets; and strike beginning with the semicolon in line 30 down through “**TITLE**” in line 32.

On page 3, after line 2, insert:

“(v–1) (1) “SELF–ADMINISTERED DRUG” MEANS A DRUG THAT IS REGULARLY ADMINISTERED BY THE PATIENT FOR WHOM THE DRUG IS PRESCRIBED OR BY AN INDIVIDUAL WHO IS NOT OTHERWISE AUTHORIZED TO ADMINISTER DRUGS UNDER THIS ARTICLE.

(2) “SELF–ADMINISTERED DRUG” INCLUDES:

(i) EYEDROPS; AND

(ii) A DRUG THAT IS ADMINISTERED BY AN INTRAMUSCULAR INJECTION OR A SUBCUTANEOUS INJECTION.”;

in line 5, after “**PHARMACIST**” insert “**, IN ACCORDANCE WITH REGULATIONS ADOPTED BY THE BOARD,**”; in lines 5 and 6, strike “**DRUG OR BIOLOGICAL PRODUCT**” and substitute “**SELF–ADMINISTERED DRUG TO A PATIENT**”; and strike beginning with “**IN**” in line 6 down through “**BOARD**” in line 7.

AMENDMENT NO. 3

On page 3, strike in their entirety lines 8 through 14, 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 1106 – Delegate Morhaim

AN ACT concerning

Public Health – Electronic Advance Directives – Witness Requirements

HB1106/496682/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1106

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “prohibiting” in line 3 down through “directive;” in line 5 and substitute “providing that an electronic advance directive that is created in compliance with certain protocols satisfies the requirement that certain witnesses sign the advance directive;”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 4 through 8, inclusive, and substitute:

“(3) AN ELECTRONIC ADVANCE DIRECTIVE THAT IS CREATED IN COMPLIANCE WITH THE ELECTRONIC WITNESS PROTOCOLS OF THE ADVANCE DIRECTIVE REGISTRY OF THE DEPARTMENT SHALL SATISFY THE WITNESS REQUIREMENT OF PARAGRAPH (1) OF THIS SUBSECTION.”

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 139 Members present.

(See Roll Call No. 545)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #41

House Bill 9 – ~~Delegate Kelly~~ Delegates Kelly, Afzali, Grammer, Korman, McMillan, Moon, Morhaim, Parrott, Stein, Valderrama, Vogt, Hayes, Oaks, Pena-Melnyk, Miele, Saab, Morgan, Pendergrass, Hammen, Kipke, Cullison, Sample-Hughes, Barron, Reznik, West, Rose, Hill, Krebs, and K. Young

AN ACT concerning

Maryland ~~Home Birth Safety~~ Licensure of Direct-Entry Midwives Act

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

Affirmative – 138 Negative – 0 (See Roll Call No. 546)

The Bill was then sent to the Senate.

House Bill 90 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Alcoholic Beverages – ~~Waiver of~~ License Requirements MC 17-15

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

Affirmative – 138 Negative – 0 (See Roll Call No. 547)

The Bill was then sent to the Senate.

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 for Second-Time Offenders

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

Affirmative – 85 Negative – 55 (See Roll Call No. 548)

The Bill was then sent to the Senate.

House Bill 274 – Frederick County Delegation

AN ACT concerning

Frederick County – Gaming Events

Delegate Vaughn moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

House Bill 280 – Carroll County Delegation

AN ACT concerning

Carroll County – Table Gaming Events

Delegate Korman moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

House Bill 375 – ~~Delegate Cullison~~ Delegates Cullison, Hammen, Hayes, McMillan, Oaks, Pena-Melnyk, Miele, Saab, Kelly, McDonough, Bromwell, Morgan, Morhaim, Pendergrass, Kipke, Sample-Hughes, Barron, Reznik, West, Rose, Hill, Krebs, and K. Young

AN ACT concerning

Education – Maryland Council on Advancement of School-Based Health Centers

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

Affirmative – 136 Negative – 4 (See Roll Call No. 549)

The Bill was then sent to the Senate.

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 P. Young, Conaway, Carr, Korman, Waldstreicher, Kittleman, and B. Wilson

AN ACT concerning

**Wiretapping and Electronic Surveillance – Body-Worn Digital Recording Device
and Electronic Control Device – Exception**

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

Affirmative – 129 Negative – 11 (See Roll Call No. 550)

The Bill was then sent to the Senate.

House Bill 535 – Delegates Turner, Anderson, Angel, Atterbeary, Barkley, Carr, Conaway, Dumais, Ebersole, Fraser-Hidalgo, Frush, Gilchrist, Glass, Glenn, Haynes, Hill, Hixson, C. Howard, Impallaria, Jackson, Kaiser, Kelly, Kramer, Lam, Lierman, Luedtke, McCray, A. Miller, O'Donnell, Pendergrass, Proctor, Reznik, S. Robinson, Rosenberg, Stein, A. Washington, and M. Washington

AN ACT concerning

**Blind or Visually Impaired Children – Individualized Education Programs –
Orientation and Mobility Instruction**

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

Affirmative – 135 Negative – 5 (See Roll Call No. 551)

The Bill was then sent to the Senate.

House Bill 630 – Delegate Jameson

AN ACT concerning

Transportation – Mechanical Repair Contracts

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

Affirmative – 138 Negative – 0 (See Roll Call No. 552)

The Bill was then sent to the Senate.

House Bill 670 – Delegates Frick, Barkley, Kelly, Lam, and Zucker

AN ACT concerning

Commercial Law – Consumer Protection – Ticket Transfers

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

Affirmative – 129 Negative – 11 (See Roll Call No. 553)

The Bill was then sent to the Senate.

House Bill 780 – Delegates McComas, Arentz, Carozza, Cassilly, Chang, Kittleman, Krebs, Lam, Mautz, McConkey, McMillan, Metzgar, Miele, Platt, B. Robinson, S. Robinson, Shoemaker, Szeliga, Vogt, and B. Wilson

AN ACT concerning

Task Force on the Prevention of Child Abuse and Neglect

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

Affirmative – 137 Negative – 1 (See Roll Call No. 554)

The Bill was then sent to the Senate.

House Bill 851 – Prince George’s County Delegation

AN ACT concerning

**Alcoholic Beverages – Towne Centre at Laurel – Class A License
PG 316–15**

Delegate Kipke moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

House Bill 931 – Prince George’s County Delegation

AN ACT concerning

**Alcoholic Beverages – Prince George’s County – Seven Day Sales
PG 318–15**

Delegate Krebs moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

THE COMMITTEE ON WAYS AND MEANS REPORT #13

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 425 – Howard County Delegation

AN ACT concerning

Howard County – Casino Events – Authorized

Ho. Co. 7-15

HB0425/385569/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 425

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after “met;” insert “requiring an individual who participates in or helps operate a casino event to be of a certain age; authorizing a permit holder under this Act to charge only a preset entrance fee; requiring participants in a 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 and certain information about winners of certain prizes to the Department; requiring the Department to forward a certain report and certain information to the State Lottery and Gaming Control Commission;”.

AMENDMENT NO. 2

On page 3, after line 18, insert:

“(2) (I) AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY CHARGE ONLY A PRESET ENTRANCE FEE FOR A CASINO EVENT.

(II) PARTICIPANTS IN A CASINO EVENT SHALL RECEIVE TOKENS FOR WAGERING IN EXCHANGE FOR THE ENTRANCE FEE.

(III) A PARTICIPANT MAY PURCHASE ADDITIONAL TOKENS, AT A TOTAL COST NOT EXCEEDING 100% OF THE ENTRANCE FEE, DURING A CASINO EVENT.

(IV) AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY NOT ALLOW CASH TO BE USED FOR WAGERING.”;

and in line 19, strike “(2)” and substitute “(3)”.

AMENDMENT NO. 3

On page 3, after line 30, insert:

“(4) (I) TO VOLUNTEER AS AN OPERATOR AT A CASINO EVENT, AN INDIVIDUAL SHALL BE AT LEAST 18 YEARS OLD.

(II) TO PARTICIPATE IN A CASINO EVENT, AN INDIVIDUAL SHALL BE AT LEAST 21 YEARS OLD.”.

On page 4, in line 1, strike “(3)” and substitute “(5)”.

AMENDMENT NO. 4

On page 4, in line 3, after “DEPARTMENT” insert “:

1.”;

in line 4, after “EVENT” insert “;AND

2. THE NAME, ADDRESS, AND SOCIAL SECURITY NUMBER OF A PARTICIPANT THAT IS DECLARED THE WINNER AT A CASINO EVENT OF A PRIZE FOR WHICH THE ISSUANCE OF INTERNAL REVENUE SERVICE FORM W-2G OR A SUBSTANTIALLY EQUIVALENT FORM IS REQUIRED”;

and after line 7, insert:

“(III) THE DEPARTMENT SHALL FORWARD THE FINANCIAL REPORTS AND INFORMATION REQUIRED UNDER PARAGRAPH (5) OF THIS SUBSECTION TO THE STATE LOTTERY AND GAMING CONTROL COMMISSION.”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Krebs moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 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)**

HB0644/395163/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 644

(Bill as Printed for Third Reading)

AMENDMENT NO. 1

On page 1, in line 2, strike the first comma and substitute “Individuals and”; in the same line, strike “, and Returning Residents”; strike line 3 in its entirety; in lines 7 and 12, in each instance, strike the first comma and substitute “or”; in line 7, strike “, or recently returned to the State”; and strike beginning with the second comma in line 12 down through “State” in line 13.

AMENDMENT NO. 2

On page 2, in line 9, after “**YEARS;**” insert “OR”; strike beginning with the semicolon in line 11 down through “**STATE**” in line 14 and substitute “WHO IS AT LEAST 65 YEARS OLD”; after line 27, insert:

“(1) THE MAXIMUM ASSESSED VALUE OF A DWELLING THAT IS ELIGIBLE FOR THE TAX CREDIT UNDER THIS SECTION;”;

and in line 28, strike “(1)” and substitute “(2)”.

On page 3, in lines 1 and 3, strike “(2)”, and “(3)”, respectively, and substitute “(3)”, and “(4)”, 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 1081 – Delegates A. Miller, Afzali, Carr, C. Howard, Jalisi, Kelly, Korman, McMillan, Moon, Pena–Melnyk, Platt, Waldstreicher, and C. Wilson

AN ACT concerning

Education – Orange Ribbon for Healthy School Hours – Establishment

HB1081/785460/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1081
(First Reading File Bill)

On page 1, in the sponsor line, strike “and C. Wilson” and substitute “C. Wilson, Ebersole, Hornberger, and Tarlau”.

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. 555)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #42

House Bill 349 – Delegate B. Robinson

AN ACT concerning

Procurement Preferences – ~~Blind Industries and Services of Maryland –~~ ~~Janitorial Products~~ Pricing and Selection Committees

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

Affirmative – 140 Negative – 0 (See Roll Call No. 556)

The Bill was then sent to the Senate.

House Bill 463 – Delegate K. Young

AN ACT concerning

State Board of Morticians and Funeral Directors – Funeral Establishment Licenses – Ownership and Operation Requirements

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

Affirmative – 123 Negative – 16 (See Roll Call No. 557)

The Bill was then sent to the Senate.

House Bill 543 – Delegate Anderson (By Request – Baltimore City Administration) and Delegates Conaway, Glenn, and B. Robinson

AN ACT concerning

Baltimore City – Housing Authority of Baltimore City – Subsidiary Entities

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

Affirmative – 112 Negative – 26 (See Roll Call No. 558)

The Bill was then sent to the Senate.

House Bill 566 – Delegate Rosenberg

AN ACT concerning

**Administrative Procedure Act – Department of Health and Mental Hygiene –
Licensees Providing Services to Individuals With Developmental Disabilities –
Emergency ~~Exception~~ Action**

FOR the purpose of authorizing the Department of Health and Mental Hygiene ~~to order,~~
under certain circumstances, to suspend the license of a licensee that provides
services to individuals with developmental disabilities or order the licensee to
remedy immediately a situation requiring emergency action ~~instead of ordering the~~
~~suspension of the license;~~ and generally relating to ~~the Administrative Procedure Act~~
~~and~~ emergency actions by the Department of Health and Mental Hygiene concerning
licensees that provide services to individuals with developmental disabilities.

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

Affirmative – 137 Negative – 0 (See Roll Call No. 559)

The Bill was then sent to the Senate.

**House Bill 602 – Delegates Glenn, Cullison, Gaines, Hill, Kelly, Kittleman, Lam,
McCray, McMillan, Morales, Morhaim, B. Robinson, and K. Young**

AN ACT concerning

**Maryland Health Care Commission – University of Maryland School of Medicine
– Workgroup to Study Issues Related to Uterine Fibroids – ~~Study~~**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 560)

The Bill was then sent to the Senate.

**House Bill 629 – Delegates Pena–Melnik, Glenn, Gutierrez, Hayes, Kelly, Kipke,
Lam, Morhaim, Oaks, B. Robinson, and M. Washington**

AN ACT concerning

**Health Occupations – Alcohol and Drug Counselors – Qualifications and
Practice Limitations**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 561)

The Bill was then sent to the Senate.

House Bill 716 – Delegates Pena–Melnyk, Krebs, Barron, Bromwell, Cullison, Hayes, Hill, and Oaks

AN ACT concerning

Health Occupations – Prescriber–Pharmacist Agreements and Therapy Management Contracts

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

Affirmative – 140 Negative – 0 (See Roll Call No. 562)

The Bill was then sent to the Senate.

House Bill 729 – Delegates Angel, Barron, Frush, Gaines, Haynes, Jalisi, Kelly, McComas, B. Robinson, Smith, and B. Wilson

AN ACT concerning

State Board of Morticians and Funeral Directors – Cease and Desist Orders and Injunctive Relief – Authority

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

Affirmative – 139 Negative – 0 (See Roll Call No. 563)

The Bill was then sent to the Senate.

SPECIAL ORDERS

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

House Bill 449 – Delegates Fraser–Hidalgo, S. Robinson, Anderson, Angel, Atterbeary, Barkley, B. Barnes, Beidle, Carr, Cullison, Ebersole, Frush, Gutierrez, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Kelly, Lam, Lierman, Luedtke, A. Miller, Moon, Morales, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Platt, Reznik, B. Robinson, Smith, Turner, Valderrama, Waldstreicher, A. Washington, M. Washington, C. Wilson, and K. Young

AN ACT concerning

Environment – Hydraulic Fracturing – Protect Our Health and Communities

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

FLOOR AMENDMENT

HB0449/183028/2

BY: Delegate Beitzel

AMENDMENT TO HOUSE BILL 449

(First Reading File Bill)

On page 4, in lines 2 and 4, in each instance, strike “CREDENTIALLED”; in line 3, after “HEALTH” insert “WHO ARE CREDENTIALLED AND EXPERIENCED IN THE FIELD OF ENERGY PRODUCTION AND DEVELOPMENT”; in line 5, after “ENGINEERING” insert “WHO ARE CREDENTIALLED AND EXPERIENCED IN THE FIELD OF ENERGY PRODUCTION AND DEVELOPMENT”; and after line 10, insert:

“(III) A MEMBER MAY NOT BE EMPLOYED BY OR BE A MEMBER OF AN ENTITY THAT IS OPPOSED TO HYDRAULIC FRACTURING.”

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

Affirmative – 47 Negative – 93 (See Roll Call No. 564)

FLOOR AMENDMENT

HB0449/593620/1

BY: Delegate Beitzel

AMENDMENTS TO HOUSE BILL 449

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, after “date;” insert “providing for the application of this Act;”.

AMENDMENT NO. 2

On page 3, after line 11, insert:

“(B) THIS SECTION DOES NOT APPLY IN AN AREA OF THE STATE WHERE THE GEOLOGICAL FORMATIONS KNOWN AS THE MARCELLUS SHALE OR THE UTICA SHALE OCCUR.”;

in lines 12 and 20, strike “(B)” and “(C)”, respectively, and substitute “(C)” and “(D)”, respectively; and in lines 17 and 19, strike “(C)” and “(D)”, respectively, and substitute “(D)” and “(E)”, respectively.

On page 4, in line 16, strike “(D)” and substitute “(E)”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 49 Negative – 88 (See Roll Call No. 565)

FLOOR AMENDMENT

HB0449/903121/1

BY: Delegate Beitzel

AMENDMENTS TO HOUSE BILL 449

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, after “date;” insert “providing for the application of this Act;”.

AMENDMENT NO. 2

On page 3, after line 11, insert:

“(B) THIS SECTION DOES NOT APPLY TO THE AREA OF THE STATE THAT IS LOCATED IN GARRETT COUNTY WEST OF THE EASTERN CONTINENTAL DIVIDE AND DOES NOT DRAIN TO THE CHESAPEAKE BAY.”;

in lines 12 and 20, strike “(B)” and “(C)”, respectively, and substitute “(C)” and “(D)”, respectively; and in lines 17 and 19, strike “(C)” and “(D)”, respectively, and substitute “(D)” and “(E)”, respectively.

On page 4, in line 16, strike “(D)” and substitute “(E)”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 47 Negative – 93 (See Roll Call No. 566)

FLOOR AMENDMENT

HB0449/303425/1

BY: Delegate McKay

AMENDMENTS TO HOUSE BILL 449

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “date” insert “, subject to a certain exception; authorizing the Department to issue a certain number of permits for test wells for hydraulic fracturing that uses certain technology”.

AMENDMENT NO. 2

On page 3, in line 12, strike “**THE**” and substitute “**(1) EXCEPT AS PROVIDED UNDER PARAGRAPH (2) OF THIS SUBSECTION, THE**”; in lines 15 and 16, strike “**(1)**” and “**(2)**”, respectively, and substitute “**(I)**” and “**(II)**”, respectively; in lines 16 and 18, strike “**(I)**” and “**(II)**”, respectively, and substitute “**1.**” and “**2.**”, respectively; and after line 19, insert:

“(2) THE DEPARTMENT MAY ACCEPT A PERMIT, REVIEW AN APPLICATION FOR A PERMIT, AND ISSUE A PERMIT UNDER THIS SUBTITLE TO AUTHORIZE UP TO SIX TEST WELLS FOR HYDRAULIC FRACTURING THAT USES TECHNOLOGY THAT DOES NOT USE LARGE QUANTITIES OF WATER, SUCH AS PROPELLANT-BASED WELL STIMULATION.”

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 43 Negative – 95 (See Roll Call No. 567)

FLOOR AMENDMENT

HB0449/303124/1

BY: Delegate Impallaria

AMENDMENTS TO HOUSE BILL 449

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, after “date;” insert “requiring the University of Maryland to lease certain land for a certain purpose and use the income from the lease for certain purposes;”.

AMENDMENT NO. 2

On page 4, after line 20, insert:

“(E) THE UNIVERSITY OF MARYLAND SHALL:

(1) LEASE LAND OWNED BY THE UNIVERSITY OF MARYLAND IN WESTERN MARYLAND FOR THE PURPOSE OF USING THE LAND FOR HYDRAULIC FRACTURING; AND

(2) USE THE INCOME FROM THE LEASE:

(I) FOR THE MAINTENANCE AND UPKEEP OF THE LAND; AND

(II) TO LOWER TUITION CHARGED TO STUDENTS ATTENDING THE UNIVERSITY OF MARYLAND.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 47 Negative – 92 (See Roll Call No. 568)

FLOOR AMENDMENT

HB0449/363920/1

BY: Delegate Beitzel

AMENDMENT TO HOUSE BILL 449, AS AMENDED

In the Environment and Transportation Committee Amendments (HB0449/110711/1), in line 2 of Amendment No. 3, strike “**2018**” and substitute “**2017**”; and in line 4, strike “**2017**” and substitute “**2016**”.

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

Affirmative – 50 Negative – 88 (See Roll Call No. 569)

FLOOR AMENDMENT

HB0449/673227/1

BY: Delegate Buckel

AMENDMENTS TO HOUSE BILL 449

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “date;” insert “requiring the State to compensate a landowner for the value of a certain lease that is canceled by the lessee during a certain period of time;”.

AMENDMENT NO. 2

On page 3, in lines 17 and 19, strike “(C)” and “(D)”, respectively, and substitute “(D)” and “(E)”, respectively; and in line 20, after “(C)” insert “**THE STATE SHALL COMPENSATE A LANDOWNER FOR THE VALUE OF A LEASE FOR THE PRODUCTION OF OIL OR GAS ON THE LANDOWNER’S PROPERTY IF THE LEASE IS:**

(1) ENTERED INTO BEFORE OCTOBER 1, 2015; AND

(2) CANCELED BY THE LESSEE DURING ANY TIME FROM OCTOBER 1, 2015, TO APRIL 30, 2018.

(D)”.

On page 4, in line 16, strike “(D)” and substitute “(E)”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 41 Negative – 93 (See Roll Call No. 570)

FLOOR AMENDMENT

HB0449/653624/1

BY: Delegate Beitzel

AMENDMENTS TO HOUSE BILL 449

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “date;” insert “exempting from the prohibition a certain area used as an underground gas storage field and any other well that is actively producing gas on or before a certain date;”.

AMENDMENT NO. 2

On page 3, in line 12, strike “**THE**” and substitute “**EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, THE**”; in lines 17 and 19, strike “**(C)**” and “**(D)**”, respectively, and substitute “**(D)**” and “**(E)**”, respectively; after line 19, insert:

“(C) THE DEPARTMENT MAY ISSUE A PERMIT, OR ACCEPT AND REVIEW AN APPLICATION FOR A PERMIT, UNDER THIS SUBTITLE TO AUTHORIZE HYDRAULIC FRACTURING OF:

(1) THE AREA LOCATED NEAR ACCIDENT, MARYLAND, THAT IS IN USE AS AN UNDERGROUND GAS STORAGE FIELD ON OR BEFORE OCTOBER 1, 2015; AND

(2) ANY OTHER WELL THAT IS ACTIVELY PRODUCING GAS ON OR BEFORE OCTOBER 1, 2015.”;

and in line 20, strike “**(C)**” and substitute “**(D)**”.

On page 4, in line 16, strike “**(D)**” and substitute “**(E)**”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 52 Negative – 84 (See Roll Call No. 571)

Read the second time and ordered prepared for Third Reading.

House Bill 838 – Delegates Hill, Atterbeary, Barkley, Barron, Carter, Davis, Dumais, Ebersole, Fennell, Fraser-Hidalgo, Gaines, Lam, Lisanti, Luedtke, Morales, Oaks, and B. Robinson

AN ACT concerning

Health Insurance – Mandated Benefits – In Vitro Fertilization and Artificial Insemination Procedures

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

Read the second time and ordered prepared for Third Reading.

House Bill 1073 – Delegates Lam, Atterbeary, Carr, Ebersole, Fraser–Hidalgo, Gutierrez, Healey, Hill, Kaiser, Lierman, McComas, Moon, Morales, Morhaim, Platt, B. Robinson, Smith, and Tarlau

AN ACT concerning

Environment – Crude Oil Rail Transport – Risk Assessment and Accident Prevention Study

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

Read the second time and ordered prepared for Third Reading.

RECONSIDERATION

Delegate Clippinger moved to reconsider the vote by which **House Bill 54** failed Third Reading.

The motion was adopted.

House Bill 54 – 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 – 82 Negative – 58 (See Roll Call No. 572)

The Bill was then sent to the Senate.

House Bill 862 – Delegates Moon, Cullison, Barkley, Carr, Fraser–Hidalgo, Gutierrez, Kaiser, Kelly, Korman, Lam, Luedtke, McIntosh, Morales, Platt, Reznik, S. Robinson, Rosenberg, Smith, Tarlau, M. Washington, and Zucker

AN ACT concerning

Vital Records – New Certificates of Birth – Sex Change or Diagnosis of an Intersex Condition

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

FLOOR AMENDMENT

HB0862/863120/1

BY: Delegate Impallaria

AMENDMENTS TO HOUSE BILL 862

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, before “repealing” insert “altering the circumstances under which the Secretary may break the seal on certain records relating to the issuance of a certain certificate of birth; establishing an exception to the requirement a certain certified copy of a certificate of birth be a new certificate of birth;”.

AMENDMENT NO. 2

On page 7, in line 12, strike “or”; in line 14, after “Article” insert “; **OR**

(IV) WITH RESPECT TO AN INDIVIDUAL FOR WHOM A NEW CERTIFICATE OF BIRTH WAS MADE UNDER SUBSECTION (B) OF THIS SECTION, ON REQUEST OF A LOCAL, STATE, OR FEDERAL LAW ENFORCEMENT AGENCY OR AN AGENCY OF THE FEDERAL GOVERNMENT”;

and in line 24, after “birth” insert “; **OR**

(III) A LOCAL, STATE, OR FEDERAL LAW ENFORCEMENT AGENCY OR AN AGENCY OF THE FEDERAL GOVERNMENT REQUESTS A CERTIFICATE OF BIRTH FOR AN INDIVIDUAL FOR WHOM A NEW CERTIFICATE OF BIRTH WAS MADE UNDER SUBSECTION (B) OF THIS SECTION”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 45 Negative – 86 (See Roll Call No. 573)

FLOOR AMENDMENT

HB0862/633123/1

BY: Delegate Parrott

AMENDMENTS TO HOUSE BILL 862

(First Reading File Bill)

On page 5, in line 1, after “UNDERGONE” insert “SURGICAL”; in line 2, strike “TRANSITION” and substitute “CHANGE”; and strike beginning with the comma in line 10 down through “OTHER” in line 11.

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

Affirmative – 44 Negative – 91 (See Roll Call No. 574)

Read the second time and ordered prepared for Third Reading.

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

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED. FLOOR AMENDMENT BY DEL. DUMAIS ADOPTED.

Delegate Dumais moved the Bill be recommitted.

The motion was adopted.

House Bill 425 – Howard County Delegation

AN ACT concerning

**Howard County – Casino Events – Authorized
Ho. Co. 7–15**

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 140 Members present.

(See Roll Call No. 575)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #43

House Bill 742 – Delegates Hayes, Barron, Cullison, Miele, and Saab

AN ACT concerning

**State Board for the Certification of Residential Child Care Program
Professionals – Revisions**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 576)

The Bill was then sent to the Senate.

**House Bill 818 – Delegates Fraser–Hidalgo, Pena–Melnik, Barkley, Carr, Morales,
and Smith**

AN ACT concerning

Vehicle Laws – Rules of the Road – Lane Changes

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

Affirmative – 128 Negative – 11 (See Roll Call No. 577)

The Bill was then sent to the Senate.

**House Bill 926 – Delegates Sydnor, Brooks, Carter, Hayes, Haynes, ~~Hettleman,~~
~~Jalisi,~~ McCray, Morales, B. Robinson, A. Washington, M. Washington, and
~~P. Young~~ Baltimore County Delegation**

AN ACT concerning

Baltimore City and Baltimore County – Police ~~Mental~~ Behavioral Health Units – Pilot Program

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

Affirmative – 139 Negative – 1 (See Roll Call No. 578)

The Bill was then sent to the Senate.

House Bill 978 – Delegates Lam, Hill, Jalisi, ~~and Morhaim~~ Morhaim, McMillan, Oaks, Pena–Melnyk, Miele, Kelly, McDonough, Bromwell, Morgan, Angel, Hammen, Kipke, Cullison, Sample–Hughes, Barron, Reznik, West, Rose, and K. Young

AN ACT concerning

HIV Testing – Informed Consent and Pretest Requirements – Modification

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

Affirmative – 139 Negative – 1 (See Roll Call No. 579)

The Bill was then sent to the Senate.

House Bill 1048 – Delegates Gilchrist, Frush, Holmes, and Platt

AN ACT concerning

Vehicle Laws – Drivers’ Education – Licensing

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

Affirmative – 140 Negative – 0 (See Roll Call No. 580)

The Bill was then sent to the Senate.

House Bill 1080 – Delegates Pena–Melnyk, Angel, B. Barnes, D. Barnes, Barron, Campos, Ebersole, Fraser–Hidalgo, Frush, Gaines, Gutierrez, Hayes, Haynes, Hettleman, Hixson, C. Howard, Jalisi, Kaiser, Lam, Luedtke, McCray, Miele, A. Miller, Moon, Morales, Morhaim, Oaks, Patterson, B. Robinson, S. Robinson, Sample–Hughes, Shoemaker, Simonaire, Smith, Valentino–Smith, Vaughn, M. Washington, ~~and C. Wilson~~ C. Wilson, Carey, Hammen, Bromwell, Cullison, Hill, Kelly, Kipke, McDonough, McMillan, Morgan, Pendergrass, Reznik, Rose, Saab, West, and K. Young

AN ACT concerning

**9–1–1 Emergency Telephone System – Multiple–Line Telephone Systems – Direct Dial
(Kari’s Law)**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 581)

The Bill was then sent to the Senate.

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

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

Affirmative – 140 Negative – 0 (See Roll Call No. 582)

The Bill was then sent to the Senate.

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

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

Affirmative – 139 Negative – 1 (See Roll Call No. 583)

The Bill was then sent to the Senate.

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

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

Affirmative – 140 Negative – 0 (See Roll Call No. 584)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #44

House Bill 300 – Delegates Korman, Platt, Angel, Barkley, D. Barnes, Barron, Campos, Carr, Cullison, Dumais, Ebersole, Fennell, Fraser-Hidalgo, Frick, Gilchrist, Gutierrez, Hettleman, Jackson, Kaiser, Kelly, Knotts, Kramer, Krebs, Krimm, Lam, Luedtke, A. Miller, Moon, Morales, Reznik, S. Robinson, Smith, Tarlau, Valderrama, Waldstreicher, A. Washington, M. Washington, K. Young, and Zucker

AN ACT concerning

Department of Transportation – Washington Metropolitan Area Transit Authority Services – Utilization Study

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

Affirmative – 136 Negative – 4 (See Roll Call No. 585)

The Bill was then sent to the Senate.

House Bill 313 – Delegate Beidle

AN ACT concerning

~~**Motor Vehicle Administration – Temporary Registration Plates – Regulations**~~ **Vehicle Laws – Dealers – Financing or Leasing Agreements**

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

Affirmative – 138 Negative – 2 (See Roll Call No. 586)

The Bill was then sent to the Senate.

House Bill 506 – Delegate Anderson (By Request – Baltimore City Administration) and Delegates Conaway, Glenn, Haynes, and B. Robinson

AN ACT concerning

Baltimore City – Vehicle Laws – Traffic Safety

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

Affirmative – 139 Negative – 0 (See Roll Call No. 587)

The Bill was then sent to the Senate.

House Bill 652 – Montgomery County Delegation and Prince George’s County Delegation

AN ACT concerning

**Maryland–National Capital Park and Planning Commission – Montgomery County – Commissioner Terms
MC/PG 105–15**

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

Affirmative – 136 Negative – 3 (See Roll Call No. 588)

The Bill was then sent to the Senate.

House Bill 653 – Montgomery County Delegation and Prince George’s County Delegation

AN ACT concerning

**Maryland–National Capital Park and Planning Commission – Regulation of Off-Highway Recreational Vehicles ~~in Prince George’s County~~
MC/PG 114–15**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 589)

The Bill was then sent to the Senate.

House Bill 675 – Montgomery County Delegation and Prince George’s County Delegation

AN ACT concerning

~~Maryland–National Capital Park and Planning Commission Reform Act of 2015~~
Prince George’s County – Maryland–National Capital Park and Planning Commission – Performance Audit
MC/PG 104–15

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

Affirmative – 137 Negative – 3 (See Roll Call No. 590)

The Bill was then sent to the Senate.

House Bill 860 – Delegates Stein, Anderson, Barkley, Carr, Frush, Lafferty, Luedtke, B. Robinson, S. Robinson, ~~and Waldstreicher~~ Waldstreicher, McIntosh, and Lam

AN ACT concerning

**Aquatic Invasive Species – ~~Inspection and~~ Decontamination of Vessels
(State Lakes Invasive Species Act of 2015)**

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

Affirmative – 112 Negative – 28 (See Roll Call No. 591)

The Bill was then sent to the Senate.

House Bill 887 – Delegates K. Young, Hill, Jalisi, Kelly, Morhaim, Oaks, Pena-Melnyk, ~~and Reznik~~ Reznik, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Kipke, McDonough, McMillan, Miele, Morgan, Pendergrass, Rose, Saab, Sample-Hughes, and West

AN ACT concerning

**Health Insurance – Abuse-Deterrent Opioid Analgesic Drug Products –
Coverage**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 592)

The Bill was then sent to the Senate.

House Bill 896 – ~~Delegate Bromwell~~ Delegates Bromwell, Hammen, Hayes, McMillan, Oaks, Pena-Melnyk, Miele, Saab, Kelly, McDonough, Morgan, Morhaim, Angel, Kipke, Cullison, Sample-Hughes, Barron, Reznik, West, Rose, Hill, and K. Young

AN ACT concerning

**~~Maryland Opioid Use Disorder Consortium~~
Joint Committee on Behavioral Health and Opioid Use Disorders**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 593)

The Bill was then sent to the Senate.

House Bill 1158 – Delegate Stein

AN ACT concerning

Lead Risk Reduction Standards – Maintenance of Exemptions

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

Affirmative – 137 Negative – 2 (See Roll Call No. 594)

The Bill was then sent to the Senate.

**House Bill 1241 – Chair, Environment and Transportation Committee (By
Request – Departmental – Transportation)**

AN ACT concerning

Maryland Transportation Authority – Payment of Tolls and Related Fees

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

Affirmative – 138 Negative – 0 (See Roll Call No. 595)

The Bill was then sent to the Senate.

SPECIAL ORDERS

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

House Bill 851 – Prince George’s County Delegation

AN ACT concerning

**Alcoholic Beverages – Towne Centre at Laurel – Class A License
PG 316–15**

STATUS OF BILL: BILL ON THIRD READING.

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

Affirmative – 139 Negative – 0 (See Roll Call No. 596)

The Bill was then sent to the Senate.

House Bill 931 – Prince George’s County Delegation

AN ACT concerning

**Alcoholic Beverages – Prince George’s County – Seven Day Sales
PG 318–15**

STATUS OF BILL: BILL ON THIRD READING.

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

Affirmative – 133 Negative – 3 (See Roll Call No. 597)

The Bill was then sent to the Senate.

House Bill 274 – Frederick County Delegation

AN ACT concerning

Frederick County – Gaming Events

STATUS OF BILL: BILL ON THIRD READING.

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

Affirmative – 138 Negative – 1 (See Roll Call No. 598)

The Bill was then sent to the Senate.

House Bill 280 – Carroll County Delegation

AN ACT concerning

Carroll County – Table Gaming Events

STATUS OF BILL: BILL ON THIRD READING.

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

Affirmative – 139 Negative – 1 (See Roll Call No. 599)

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. 600)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #45**House Bill 286 – Delegates O’Donnell and Fisher**

AN ACT concerning

Highways Calvert and St. Mary’s Counties – Scenic Byways – Signs

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

Affirmative – 140 Negative – 0 (See Roll Call No. 601)

The Bill was then sent to the Senate.

House Bill 387 – Delegate Glass

AN ACT concerning

Harford County – Archery Hunting – Safety Zone

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

Affirmative – 135 Negative – 4 (See Roll Call No. 602)

The Bill was then sent to the Senate.

House Bill 466 – Delegates Folden, Adams, Afzali, Anderton, Angel, Arentz, Atterbeary, B. Barnes, Buckel, Campos, Carozza, Cassilly, Cluster, Dumais, Ebersole, Ghrist, Glass, Grammer, Hornberger, S. Howard, Impallaria, Jackson, Jacobs, Jalisi, Kelly, Kipke, Kittleman, Knotts, Kramer, Krebs, Krimm, Lisanti, Long, Mautz, McComas, McConkey, McCray, McDonough, McKay, McMillan, Metzgar, Miele, W. Miller, Moon, Morales, Morgan, Otto, Reilly, Rey, Saab, Shoemaker, Simonaire, Smith, Sophocleus, Sydnor,

**Szeliga, Valderrama, Valentino-Smith, Vallario, Vitale, Vogt, West,
B. Wilson, C. Wilson, K. Young, P. Young, and Ciliberti**

AN ACT concerning

~~State Highway Administration Transportation – Dedication of Structures – Gold
Star Families~~
(Hero's Highway Act)

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

Affirmative – 140 Negative – 0 (See Roll Call No. 603)

The Bill was then sent to the Senate.

House Bill 655 – Delegate Glass

AN ACT concerning

Harford County – Sunday Hunting – Deer Bow Hunting Season

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

Affirmative – 126 Negative – 9 (See Roll Call No. 604)

The Bill was then sent to the Senate.

House Bill 793 – Washington County Delegation

AN ACT concerning

Washington County – County Clerk

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

Affirmative – 139 Negative – 0 (See Roll Call No. 605)

The Bill was then sent to the Senate.

**House Bill 811 – Delegates Hornberger, Buckel, Cassilly, ~~and Metzgar~~ Metzgar,
and Jalisi**

AN ACT concerning

Vehicle Laws – Historic Motor Vehicles – Minimum Age

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

Affirmative – 123 Negative – 17 (See Roll Call No. 606)

The Bill was then sent to the Senate.

House Bill 981 – Cecil County Delegation

AN ACT concerning

Cecil County – Orphans’ Court – Sessions

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

Affirmative – 140 Negative – 0 (See Roll Call No. 607)

The Bill was then sent to the Senate.

House Bill 1002 – Delegates Jacobs, Adams, Anderton, Arentz, Carozza, Ghrist, Mautz, and Otto

AN ACT concerning

Natural Resources – County Oyster Committees – ~~Authority~~

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

Affirmative – 140 Negative – 0 (See Roll Call No. 608)

The Bill was then sent to the Senate.

House Bill 1007 – Delegates McMillan, Davis, and Holmes

AN ACT concerning

Real Property – Condominiums and Homeowners Associations – Disclosures to Purchasers on Resale of Unit or Lot – Limitation on Fees

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

Affirmative – 140 Negative – 0 (See Roll Call No. 609)

The Bill was then sent to the Senate.

House Bill 1129 – Delegates O’Donnell and Dumais

AN ACT concerning

Real Property – Actions to Quiet Title

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

Affirmative – 140 Negative – 0 (See Roll Call No. 610)

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. 611)

ADJOURNMENT

At 9:30 P.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day March 22, 2015, Calendar Day Tuesday, March 24, 2015.

Annapolis, Maryland
Legislative Day: March 22, 2015
Calendar Day: Tuesday, March 24, 2015

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

Prayer by Delegate Sheila E. Hixson of Montgomery County.

QUORUM CALL

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

(See Roll Call No. 612)

The Journal of March 21, 2015 was read and approved.

EXCUSES:

Del. Carter – late – personal

Del. Kipke – illness

Del. Proctor – illness

QUORUM CALL

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

(See Roll Call No. 613)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #46

House Bill 425 – Howard County Delegation

AN ACT concerning

Howard County – Casino Events – Authorized
Ho. Co. 7-15

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

Affirmative – 131 Negative – 1 (See Roll Call No. 614)

The Bill was then sent to the Senate.

House Bill 449 – Delegates Fraser–Hidalgo, S. Robinson, Anderson, Angel, Atterbeary, Barkley, B. Barnes, Beidle, Carr, Cullison, Ebersole, Frush, Gutierrez, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Kelly, Lam, Lierman, Luedtke, A. Miller, Moon, Morales, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Platt, Reznik, B. Robinson, Smith, Turner, Valderrama, Waldstreicher, A. Washington, M. Washington, C. Wilson, and K. Young

AN ACT concerning

Environment – Hydraulic Fracturing – Protect Our Health and Communities

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

Affirmative – 93 Negative – 45 (See Roll Call No. 615)

The Bill was then sent to the Senate.

House Bill 838 – Delegates Hill, Atterbeary, Barkley, Barron, Carter, Davis, Dumais, Ebersole, Fennell, Fraser–Hidalgo, Gaines, Lam, Lisanti, Luedtke, Morales, Oaks, and B. Robinson

AN ACT concerning

Health Insurance – ~~Mandated Benefits – In Vitro Fertilization and Artificial Insemination Procedures~~ Coverage for Infertility Services

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

Affirmative – 94 Negative – 44 (See Roll Call No. 616)

The Bill was then sent to the Senate.

House Bill 862 – Delegates Moon, Cullison, Barkley, Carr, Fraser–Hidalgo, Gutierrez, Kaiser, Kelly, Korman, Lam, Luedtke, McIntosh, Morales, Platt, Reznik, S. Robinson, Rosenberg, Smith, Tarlau, M. Washington, and Zucker

AN ACT concerning

Vital Records – New Certificates of Birth – Sex Change or Diagnosis of an Intersex Condition

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

Affirmative – 85 Negative – 50 (See Roll Call No. 617)

The Bill was then sent to the Senate.

House Bill 1073 – Delegates Lam, Atterbeary, Carr, Ebersole, Fraser-Hidalgo, Gutierrez, Healey, Hill, Kaiser, Lierman, McComas, Moon, Morales, Morhaim, Platt, B. Robinson, Smith, and Tarlau

AN ACT concerning

Environment – Crude Oil Rail Transport – Risk Assessment and Accident Prevention Study

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

Affirmative – 123 Negative – 14 (See Roll Call No. 618)

The Bill was then sent to the Senate.

House Bill 1234 – Montgomery County Delegation and Prince George’s County Delegation

AN ACT concerning

**Washington Suburban Sanitary Commission – Customer ~~Affordability~~
Assistance Program
MC/PG 107-15**

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

Affirmative – 136 Negative – 3 (See Roll Call No. 619)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #47

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

SECOND PRINTING

AN ACT concerning

**Property Tax Credit – Elderly, Individuals and Veterans, and ~~Returning~~
Residents
~~(Welcome Home, Stay at Home Act)~~**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 620)

The Bill was then sent to the Senate.

**House Bill 657 – Delegates Krebs, Pena–Melnyk, ~~Krebs~~, Barron, Cullison, and
Oaks**

AN ACT concerning

Pharmacists – Scope of Practice – ~~Revisions~~ Administration of Drugs

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

Affirmative – 138 Negative – 0 (See Roll Call No. 621)

The Bill was then sent to the Senate.

**House Bill 910 – Montgomery County Delegation and Prince George’s County
Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Polybutylene Connection Pipe
Replacement Loan Program
MC/PG 116–15**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 622)

The Bill was then sent to the Senate.

**House Bill 938 – Montgomery County Delegation and Prince George’s County
Delegation**

AN ACT concerning

**Prince George’s County – Maryland–Washington Regional District – Fairness in
Zoning
MC/PG 112–15**

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

Affirmative – 137 Negative – 1 (See Roll Call No. 623)

The Bill was then sent to the Senate.

House Bill 1081 – Delegates A. Miller, Afzali, Carr, C. Howard, Jalisi, Kelly, Korman, McMillan, Moon, Pena–Melnyk, Platt, Waldstreicher, ~~and C. Wilson~~ C. Wilson, Ebersole, Hornberger, and Tarlau

AN ACT concerning

Education – Orange Ribbon for Healthy School Hours – Establishment

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

Affirmative – 124 Negative – 14 (See Roll Call No. 624)

The Bill was then sent to the Senate.

House Bill 1106 – Delegate Morhaim

AN ACT concerning

Public Health – Electronic Advance Directives – Witness Requirements

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

Affirmative – 139 Negative – 0 (See Roll Call No. 625)

The Bill was then sent to the Senate.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 331 – Senator Klausmeier

AN ACT concerning

Workers’ Compensation – Baltimore County Deputy Sheriff

FOR the purpose of altering a certain definition of “public safety employee” to include a deputy sheriff in Baltimore County when performing certain duties for purposes of providing for enhanced compensation benefits under the Workers’ Compensation

Law for a compensable permanent partial disability of less than a certain number of weeks under certain circumstances; providing for the application of this Act; and generally relating to workers' compensation benefits for deputy sheriffs in Baltimore County.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 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) and 9–629
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

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

Senate Bill 371 – Senator Rosapepe

AN ACT concerning

State Highway Administration – Bicycle and Pedestrian Priority Areas

FOR the purpose of requiring the State Highway Administration, under certain circumstances, to make a determination by certain dates on whether to designate certain areas as bicycle and pedestrian priority areas; ~~requiring the Administration to adopt a certain statewide policy on or before a certain date;~~ clarifying that the Administration and a local government each must make a certain designation before a certain plan is required to be implemented; making stylistic changes; and generally relating to bicycle and pedestrian priority areas.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 8–204(c) ~~and (i)~~
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 8–204(i)
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

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

Senate Bill 458 – Senators ~~Zirkin and Raskin~~, Raskin, Currie, Ferguson, Guzzone, Kagan, Kelley, Madaleno, Montgomery, Muse, Nathan-Pulliam, Pinsky, Ramirez, and Young

AN ACT concerning

Civil Actions – Hydraulic Fracturing Liability Act

FOR the purpose of ~~providing that a certain permittee is strictly liable for any injury, death, or loss to person or property caused by the hydraulic fracturing activities of the permittee; establishing that compliance with certain standards, laws, and permit conditions is not a defense to a certain action; establishing a certain rebuttable presumption in an action brought by a plaintiff who resides within a certain presumptive impact area; providing that certain permittees shall be presumed to be jointly and severally liable for any injury, death, or loss to person or property alleged by a certain plaintiff, under certain circumstances; providing that a permittee has the burden of proof to rebut a certain presumption; voiding as against public policy a provision of a certain contract or agreement that attempts or purports to waive certain rights or reduce certain liability as against public policy for injury, death, or loss to person or property caused by the hydraulic fracturing activities of a certain permittee; providing for the treatment of certain information relating to a chemical constituent used in hydraulic fracturing for the purposes of a certain action; authorizing a certain plaintiff to recover certain economic and noneconomic damages; requiring a court to make a certain award under certain circumstances; altering the amount of certain insurance coverage a certain permittee is required to maintain; extending the length of time a certain permittee must maintain certain insurance coverage; defining certain terms; and generally relating to civil actions arising from hydraulic fracturing activities.~~

BY adding to

Article – Courts and Judicial Proceedings

Section 3–2101 through ~~3–2107~~ 3–2105 to be under the new subtitle “Subtitle 21.

Hydraulic Fracturing Liability Act”

Annotated Code of Maryland

(2013 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment

Section 14–111(a)(6) and (7) and (b)

Annotated Code of Maryland

(2014 Replacement Volume)

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

Senate Bill 469 – Senators Madaleno, Benson, Feldman, Klausmeier, ~~and Pugh~~ Pugh, Mathias, and Middleton

AN ACT concerning

Public Health – Maryland Behavioral Health Crisis Response System

FOR the purpose of altering the name of the Maryland Mental Health Crisis Response System to be the Maryland Behavioral Health Crisis Response System; establishing the Crisis Response System in the Behavioral Health Administration; ~~requiring~~ authorizing certain services to be provided by the Crisis Response System; ~~requiring~~ authorizing the Crisis Response System to include an evaluation of outcomes of services through the annual collection of certain data; ~~requiring the Administration to maintain a certain bed registry~~; requiring the Administration to implement the Crisis Response System in collaboration with the core service agency serving each jurisdiction; repealing a prohibition against the State spending more than a certain amount of State general funds in each fiscal year to implement the Crisis Response System; providing that community benefit includes certain support of the Crisis Response System; making certain conforming changes; defining a certain term; repealing a certain provision of law that makes the Crisis Response System contingent on the receipt of certain funding; and generally relating to a behavioral health crisis response system.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 10–1401 through 10–1405 to be under the amended subtitle “Subtitle 14.
Maryland Behavioral Health Crisis Response System”

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 – Health – General

Section 19–303(a)(3)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing

Chapter 371 of the Acts of the General Assembly of 2002

Section 2

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

Senate Bill 471 – Senators Nathan–Pulliam, Benson, Conway, Currie, Feldman, Ferguson, Guzzone, Kelley, Lee, Madaleno, Manno, McFadden, Montgomery, Muse, Peters, Pinsky, Ramirez, Raskin, Rosapepe, and Young

AN ACT concerning

Task Force to Study the Provision of Health Care Coverage to Uninsured Marylanders

FOR the purpose of establishing the Task Force to Study the Provision of Health Care Coverage to Uninsured Marylanders; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; establishing the purpose of the Task Force; requiring the Task Force to study and make findings and recommendations regarding certain matters; requiring the Task Force to submit certain reports of its findings and recommendations to certain committees of the General Assembly on or before certain dates; providing for the termination of this Act; and generally relating to the Task Force to Study the Provision of Health Care Coverage to Uninsured Marylanders.

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

Senate Bill 535 – Senators Madaleno, Montgomery, and Rosapepe

AN ACT concerning

Community Colleges – Tuition Waiver for Disabled Individuals – Requirements

FOR the purpose of repealing certain requirements for receiving an exemption from the payment of tuition at community colleges for certain disabled individuals; and generally relating to tuition waivers for disabled individuals at community colleges.

BY repealing and reenacting, with amendments,
 Article – Education
 Section 16–106(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 564 – Senators Peters, Benson, Currie, Muse, and Ramirez

AN ACT concerning

Prince George’s County – Maryland–Washington Regional District – Fairness in Zoning

FOR the purpose of ~~providing that, in Prince George’s County, the planning board’s authority is not exclusive and may be subject to review by the district council under certain circumstances; providing that the district council is not authorized to review certain matters beyond its jurisdiction as provided in a certain article; authorizing the district council in Prince George’s County by local law to adopt and amend zoning law procedures for zoning decisions by the planning board and the district council;~~

~~providing that within the regional district in Prince George's County, certain zoning powers granted to a planning commission or board of appeals under certain provisions shall be construed as vested exclusively in and may be exercised only by the district council;~~ requiring that, in Prince George's County, the zoning hearing examiner shall issue a certain decision not less than a certain time after the date of a certain hearing; altering the circumstances under which a certain person or entity aggrieved by a certain decision of the district council may request judicial review of any final decision of the district council; repealing the authority of a certain person to request judicial review of a decision of the county planning board; providing that, in Prince George's County, a person may file make a request for judicial to the district council for the review of a decision of a board of appeals to the circuit court zoning hearing examiner or the planning board only under certain circumstances; providing that, in Prince George's County, when the district council is hearing a zoning matter that has been appealed from a zoning hearing examiner, the district council may remand the zoning matter back to the zoning hearing examiner only one time and is required to specify that the zoning hearing examiner take action within a certain time frame after the matter is remanded and relevant information is received from the applicant or the district council; and generally relating to zoning and planning powers in the Maryland–Washington Regional District in Prince George's County.

BY repealing and reenacting, with amendments,

Article – Land Use

Section ~~20–202, 22–104, 22–120, and~~ 22–206, 22–407(a)(1), and 23–401

Annotated Code of Maryland

(2012 Volume and 2014 Supplement)

BY adding to

Article – Land Use

Section 25–212 and 25–213

Annotated Code of Maryland

(2012 Volume and 2014 Supplement)

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

Senate Bill 624 – Senators Currie, Bates, Ferguson, Guzzone, King, Madaleno, Montgomery, Rosapepe, and Waugh

AN ACT concerning

Task Force to Study the Expansion of Career and Technical Education in Maryland

FOR the purpose of creating a Task Force to Study the Expansion of Career and Technical Education in Maryland; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations concerning policies and practices concerning

career and technical education; 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 Expansion of Career and Technical Education in Maryland.

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

Senate Bill 673 – Senator Young

AN ACT concerning

Alcoholic Beverages – Brewing Company Off-Site Permit and Nonprofit Beer Festival Permit

FOR the purpose of requiring ~~the Office of the Comptroller~~ certain licensing boards to collect a fee for a nonprofit beer festival permit; authorizing the Comptroller to issue a brewing company off-site permit to certain persons who meet certain requirements; establishing that certain holders of a brewing company off-site permit may use the permit for certain activities during certain events; establishing a nonprofit beer festival permit to be issued by ~~the Comptroller~~ certain licensing boards; authorizing ~~the Comptroller~~ certain licensing boards to issue a nonprofit beer festival permit to certain persons who meet certain requirements, provided that the nonprofit beer festival will occur over a certain period of time; authorizing a nonprofit beer festival permit holder to purchase beer at wholesale to provide and sell beer for certain purposes under certain circumstances; requiring a nonprofit beer festival permit holder to provide space at the nonprofit beer festival for holders of brewing company off-site permits; authorizing a brewing company off-site permit holder to provide and sell beer in the same manner as a nonprofit beer festival permit holder under certain circumstances; authorizing a nonprofit beer festival permit holder to provide or sell at the nonprofit beer festival only certain alcoholic beverages; requiring a nonprofit beer festival permit holder to have certain agents present during a certain event; requiring an applicant for a nonprofit beer festival permit to submit a certain application form provided by the Comptroller within a certain period of time before the proposed event and pay a certain fee to obtain a permit; specifying the contents of an application for a nonprofit beer festival permit; requiring a nonprofit beer festival permit holder to provide ~~the Comptroller~~ certain licensing boards with a list of brewing company off-site permit holders that will attend a certain nonprofit beer festival within a certain period of time before the event; defining a certain term; making a technical change; and generally relating to the brewing company off-site permits and nonprofit beer festival permits.

~~BY repealing and reenacting, without amendments,~~

~~Article 2B – Alcoholic Beverages~~

~~Section 2-101(a)~~

~~Annotated Code of Maryland~~

~~(2011 Replacement Volume and 2014 Supplement)~~

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section ~~2-101(b)~~ and 2-105
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY adding to
Article 2B – Alcoholic Beverages
Section 2-106
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 626)

ADJOURNMENT

At 11:30 A.M. on motion of Delegate Kaiser the House adjourned until 11:00 A.M. on Legislative Day March 23, 2015, Calendar Day Wednesday, March 25, 2015.

Annapolis, Maryland
Legislative Day: March 23, 2015
Calendar Day: Wednesday, March 25, 2015

The House met at 11:05 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Eric M. Bromwell of Baltimore County.

QUORUM CALL

The presiding officer announced a quorum call, showing 126 Members present.

(See Roll Call No. 628)

The Journal of March 22, 2015 was read and approved.

EXCUSES:

Del. B. Barnes – business

Del. Gutierrez – business

Del. Kipke – illness

Del. Proctor – illness

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 70 – Senator Conway

AN ACT concerning

**State Board of Morticians and Funeral Directors – Orders of Summary
Suspension – ~~Prohibition on~~ Stays**

FOR the purpose of ~~prohibiting a stay if a person notes an appeal from an order of summary suspension by the State Board of Morticians and Funeral Directors;~~ requiring a stay if a licensed funeral establishment notes an appeal from an order of summary suspension by the State Board of Morticians and Funeral Directors; authorizing a stay if a certain licensee notes an appeal from an order of summary suspension by the Board; requiring a court to provide notice of an opportunity to be heard to certain parties before staying a certain order; prohibiting a court from staying a certain order if, after a hearing, the court makes a certain finding; and generally relating to the State Board of Morticians and Funeral Directors.

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 7–319(a)
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 7–320
Annotated Code of Maryland
(2014 Replacement Volume)

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

Senate Bill 107 – Senator Conway

EMERGENCY BILL

AN ACT concerning

Public Safety – Hotels – Carbon Monoxide Alarms

FOR the purpose of requiring certain hotels, on or after a certain date, to install a certain carbon monoxide alarm ~~inside each guest room~~ on the ceiling of certain rooms and areas within the hotel; authorizing the owner of a hotel to install a certain carbon monoxide alarm within a certain distance from carbon monoxide-producing fixtures and equipment within the hotel under certain circumstances; altering a certain definition; defining a certain term; making this Act an emergency measure; and generally relating to carbon monoxide alarms.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 12–1101, 12–1102, and 12–1104
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 12–1103, 12–1105, and 12–1106
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 160 – Senators Montgomery, Benson, Guzzone, Kelley, and Raskin

AN ACT concerning

State Board of Morticians and Funeral Directors – Cease and Desist Orders and Injunctive Relief – Authority

FOR the purpose of authorizing the State Board of Morticians and Funeral Directors to issue a public cease and desist order or ~~obtain injunctive relief~~ impose a civil fine of no more than a certain amount for certain violations of certain provisions of law under certain circumstances; ~~making a technical correction~~ providing that each violation of certain provisions of law is a separate offense under certain circumstances; and generally relating to the State Board of Morticians and Funeral Directors.

~~BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 7-316.1
Annotated Code of Maryland
(2014 Replacement Volume)~~

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 7-501 and 7-502
Annotated Code of Maryland
(2014 Replacement Volume)

BY adding to
Article – Health Occupations
Section 7-509
Annotated Code of Maryland
(2014 Replacement Volume)

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

Senate Bill 190 – Senators Madaleno, Eckardt, Guzzone, King, ~~and Manne~~ Manno, and McFadden

AN ACT concerning

Sales and Use Tax – Taxable Price – Accommodations

FOR the purpose of clarifying the definition of “taxable price” for the State sales and use tax as it applies to the sale or use of an accommodation facilitated by an accommodations intermediary; altering the definition of “vendor” under the State sales and use tax to include an accommodations intermediary; defining certain terms; making a conforming change; and generally relating to clarifying the taxable price for an accommodation under the State sales and use tax.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 11–101(a) and (l)(1)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY adding to
Article – Tax – General
Section 11–101(a–1), (a–2), (a–3), ~~(a–4)~~, and (l)(5) and (6)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 11–101(k)(1) and (o)(1)
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 199 – Senator Conway

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~~; prohibiting the Department from using the information obtained from a certain assessment to deny a certain license; 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 Health and Government Operations.

Senate Bill 216 – ~~Senator Kelley~~ Senators Kelley, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Pugh, and Reilly

AN ACT concerning

**Maryland Medical Assistance Program – Guardianship Commissions and Fees –
Income Deduction**

FOR the purpose of requiring the Department of Health and Mental Hygiene to deduct as a remedial service certain guardianship commissions and attorney's fees when determining the portion of income certain recipients of Maryland Medical Assistance Program benefits are required to contribute to the cost of care under the Program; specifying the amount of deductions for certain guardianship commissions and attorney's fees; defining certain terms; and generally relating to the Maryland Medical Assistance Program and guardianship services for Program recipients.

BY adding to

Article – Health – General

Section 15–122.3

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 313 – Senator Ramirez

AN ACT concerning

**Prince George's County – Alcoholic Beverages – Underage Individuals at Special
Entertainment Events in the 47th Legislative District**

FOR the purpose of authorizing a holder of a Class B beer, wine, and liquor license in the 47th legislative district in Prince George's County that obtains a special entertainment permit to allow an individual over a certain age to be present on the licensed premises under certain circumstances; altering the age for admission to certain special entertainment events in the 47th legislative district under certain circumstances; and generally relating to alcoholic beverages licenses in Prince George's County.

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 6–201(a)(1) and (r)(1) and (19)(i), (ii), and (v)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 6–201(r)(2) and (19)(viii)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 339 – Senator Conway

AN ACT concerning

Alcoholic Beverages – Baltimore City – Belvedere Square

FOR the purpose of repealing a prohibition on the issuance of a new alcoholic beverages license within and the transfer of an existing alcoholic beverages license into a certain area beginning on a certain date; prohibiting an existing Class A license from being transferred into a certain ~~area~~ areas beginning on a certain date; authorizing the consumption of alcoholic beverages within a certain area under certain circumstances; ~~requiring a certain owner or designee to report quarterly to certain organizations in accordance with certain requirements;~~ and generally relating to alcoholic beverages in Belvedere Square.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 9–204.1(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 369 – Senator Rosapepe

AN ACT concerning

Prince George’s County – City of College Park – Class D Beer and Wine License

FOR the purpose of authorizing a certain Class D (on–sale) beer and wine license issued for certain premises in the City of College Park to be converted, on or after a certain date, into a certain Class D (on– and off–sale) beer and wine license for certain other premises in the City of College Park; and generally relating to alcoholic beverages licenses in Prince George’s County.

BY adding to
Article 2B – Alcoholic Beverages
Section 9–217(l)(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 374 – The President (By Request – Office of the Attorney General) and Senators Raskin, Benson, Brochin, Conway, Feldman, Gladden, Hough, King, Lee, Madaleno, Manno, McFadden, Montgomery, Muse, Pinsky, Pugh, ~~and Ramirez~~ Ramirez, and Rosapepe

AN ACT concerning

Maryland False Claims Act

FOR the purpose of prohibiting certain actions constituting false claims against a governmental entity; providing certain penalties for making false claims; requiring the court to consider and give special attention to certain factors in determining the amount of fines and penalties provided for in certain provisions of this Act; providing that this Act does not apply to certain claims, records, or statements; authorizing a person and a governmental entity to file a civil action against a person who makes a certain false claim under certain circumstances; providing for the procedures to be followed in the civil action and for certain remedies under the action; requiring the governmental entity to investigate a certain civil action; requiring the governmental entity to make certain efforts to coordinate certain investigations and to establish a certain objective for the governmental entity; authorizing the governmental entity to intervene and proceed with a certain civil action with or without the person who initiated the action; requiring the court to dismiss the action if the governmental entity elects not to intervene in the action; ~~authorizing the governmental entity to pursue certain alternative remedies;~~ providing certain limitations on civil actions filed under this Act; prohibiting a person from taking retaliatory action against an employee, a contractor, or an agent under certain circumstances; authorizing an employee, a contractor, or an agent to file a civil action against a person who takes retaliatory action against the employee, contractor, or agent under certain circumstances; providing certain remedies for retaliatory action; establishing that certain remedies provided under this Act are in addition to certain other appropriate legal and equitable relief; requiring the Comptroller to deposit a certain penalty or damages into the General Fund of the State; requiring the Office of the Attorney General and the attorney for each county and Baltimore City to report certain information annually to the General Assembly; defining certain terms; providing for the prospective application of this Act; and generally relating to false claims against governmental entities.

BY adding to

Article – General Provisions

Section 8–101 through 8–111 to be under the new title “Title 8. False Claims”

Annotated Code of Maryland

(2014 Volume)

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

Senate Bill 400 – Senators Pugh, Bates, Benson, Eckardt, Feldman, Guzzone, Kelley, King, Klausmeier, Madaleno, Manno, Mathias, Middleton, Montgomery, Nathan–Pulliam, Peters, Reilly, Young, and Ready

AN ACT concerning

State Government – Commemorative Months – Alzheimer’s and Brain Awareness Month

FOR the purpose of requiring the Governor annually to proclaim a certain month as Alzheimer’s and Brain Awareness Month and to urge the Department of Health and Mental Hygiene and the Department of Aging, in conjunction with certain entities, to properly observe Alzheimer’s and Brain Awareness Month with appropriate programs, ceremonies, and activities, including certain summits and updates; and generally relating to Alzheimer’s and Brain Awareness Month.

BY renumbering

Article – General Provisions
Section 7–504 through 7–506, respectively
to be Section 7–505 through 7–507, respectively
Annotated Code of Maryland
(2014 Volume)

BY adding to

Article – General Provisions
Section 7–504
Annotated Code of Maryland
(2014 Volume)

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

Senate Bill 416 – Senators Kagan, Conway, Currie, Feldman, Ferguson, Guzzone, Kelley, King, Lee, Madaleno, Manno, McFadden, Montgomery, Pinsky, Pugh, Raskin, Rosapepe, Waugh, and Young

AN ACT concerning

Health Insurance – ~~Mandated Benefits – In Vitro Fertilization and Artificial Insemination Procedures~~ Coverage for Infertility Services

FOR the purpose of prohibiting certain insurers, nonprofit health service plans, and health maintenance organizations from ~~excluding benefits for certain expenses arising from artificial insemination procedures performed on certain individuals; requiring a policyholder or subscriber, whose expenses for certain in vitro fertilization or~~

~~artificial insemination procedures are covered under certain benefits, to be married; requiring certain conditions of coverage for certain infertility benefits for a patient who is married to an individual of the same sex; providing that certain provisions of law relating to health insurance coverage of in vitro fertilization do not apply to insurers, nonprofit health service plans, and health maintenance organizations that provide certain benefits under certain health insurance policies or contracts; applying a certain condition of providing benefits for certain expenses arising from in vitro fertilization or artificial insemination procedures only to a patient whose spouse is capable of producing sperm; of the opposite sex; specifying that a history of infertility required as a condition of coverage be involuntary; specifying how the history of involuntary infertility may be demonstrated; requiring certain benefits to be provided when the patient and the patient's spouse are of the same sex; altering the guidelines and standards to which medical facilities performing certain covered procedures must conform; providing that certain insurers, nonprofit health service plans, and health maintenance organizations are not responsible for certain costs; providing that a denial of coverage for certain in vitro fertilization benefits constitutes an adverse decision under a certain provision of law; prohibiting this Act from being construed to require the provision of certain coverage; making certain technical corrections; providing for the application of this Act; and generally relating to mandated health insurance benefits for in vitro fertilization and artificial insemination procedures~~ health insurance coverage for infertility services.

BY repealing and reenacting, with amendments,
 Article – Insurance
 Section 15–810
 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 423 – Senator Rosapepe

AN ACT concerning

Alcoholic Beverages – Towne Centre at Laurel – Class A License

FOR the purpose of increasing the maximum number of certain Class A alcoholic beverages licenses in Prince George's County; authorizing the Board of License Commissioners to convert a certain Class B–DD alcoholic beverages license to be a certain Class A alcoholic beverages license to be issued to an establishment located within the Towne Centre at Laurel; and generally relating to alcoholic beverages licenses in Prince George's County.

BY repealing and reenacting, without amendments,
 Article 2B – Alcoholic Beverages
 Section 9–217(a)
 Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 9–217(b)(11) and (f)(7)(iv)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY adding to

Article 2B – Alcoholic Beverages

Section 9–217(o)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 426 – Senator Madaleno

AN ACT concerning

Montgomery County – Alcoholic Beverages – ~~Waiver of License Requirements~~

FOR the purpose of ~~authorizing the Montgomery County Board of License Commissioners, on the affirmative vote of a certain number of members, to waive providing that an applicant who is a resident of the State meets certain registered voter and residency requirements for an applicant for an alcoholic beverages license if the application is made for a partnership; authorizing the Board, on the affirmative vote of a certain number of members, to waive providing that an applicant who is a resident of the State meets certain registered voter, taxpayer, and residency requirements for an applicant for an alcoholic beverages license if the application is made for a certain corporation or club; authorizing the Board, on the affirmative vote of a certain number of members, to waive providing that an applicant who is a resident of the State meets certain registered voter, taxpayer, and residency requirements for an applicant for an alcoholic beverages license if the application is made for a limited liability company; authorizing the Board, on the affirmative vote of a certain number of members, to waive providing that an applicant who is a resident of the State meets a certain residency requirement for an applicant for an alcoholic beverages license; requiring the Board to obtain certain criminal records of an applicant for an alcoholic beverages license from a certain local police department under certain circumstances; and generally relating to waivers of requirements for alcoholic beverages licenses in Montgomery County.~~

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 9–101(a)(1)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 9–101(a)(2)(i), (b)(1), and (c)(1) and 10–103(b)(4) ~~and (13)(iv)~~
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 439 – Senator McFadden (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Tax Sales

FOR the purpose of requiring the tax collector in Baltimore City to withhold certain owner-occupied residential property from a tax sale when the taxes on the property are under a certain amount; exempting a person redeeming certain owner-occupied residential property in Baltimore City from the requirement that the person pay the tax collector any taxes, interest, and penalties accruing after the date of the tax sale; altering the time at which a holder of a certificate of sale may file to foreclose the right of redemption on certain owner-occupied residential property in Baltimore City; altering the time at which a certain notice of intent to foreclose the right of redemption on certain owner-occupied residential property in Baltimore City may be sent; authorizing an owner of certain owner-occupied residential property in Baltimore City to request the holder of a certificate of sale to provide certain information; requiring the request to be sent in a certain manner; requiring the holder of a certificate of sale who receives a certain request to provide in a certain manner certain information within a certain number of days; prohibiting a holder of a certificate of sale who receives a certain request from filing a complaint to foreclose the right of redemption on certain owner-occupied residential property in Baltimore City until a certain amount of time has passed; providing that a certain payoff amount provided by the holder of a certificate of sale for owner-occupied residential property in Baltimore City shall be deemed valid for a certain period of time; prohibiting the application of certain restrictions on the filing of a complaint to foreclose the right of redemption for certain owner-occupied residential property in Baltimore City under certain circumstances; altering the amount of time that has to pass before a holder of a certificate of sale of certain owner-occupied residential property in Baltimore City may be reimbursed for certain expenses when the property is redeemed; prohibiting a plaintiff or holder of a certificate of sale of certain owner-occupied residential property in Baltimore City from being reimbursed for certain expenses incurred before a certain period of time has passed; authorizing the Mayor and City Council of Baltimore City to establish, by law, a process to make property redemption payments for certain owner-occupied residential properties by installment; requiring a court to include certain information in a final order in an action to foreclose the right of redemption of certain owner-occupied residential

property in Baltimore City; ~~altering the amount of a lien for unpaid water and sewer service which would authorize Baltimore City to sell the property at a tax sale;~~ authorizing Baltimore City to sell certain owner-occupied residential property at a tax sale for a certain lien for unpaid water and sewer service under certain circumstances; defining a certain term; providing for the application of this Act; making conforming changes; and generally relating to tax sales of certain owner-occupied residential property in Baltimore City.

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 14-801, 14-811, 14-828(a), 14-833, 14-843, 14-844, and 14-849.1

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 484 – Senator Simonaire

AN ACT concerning

Anne Arundel County Public Schools Funding Accountability and Transparency Act

FOR the purpose of requiring the Anne Arundel County Board of Education to develop and operate a certain Web site that includes certain information about certain payments; specifying certain parameters of the Web site; requiring the Board to post certain information in a timely manner; defining certain terms; and generally relating to the development and operation of a searchable Web site by the Anne Arundel County Board of Education.

BY adding to

Article – Education

Section 5-119

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 513 – Senator Klausmeier

AN ACT concerning

Hospitals – Rate-Setting – Participation in 340B Program Under the Federal Public Health Service Act

FOR the purpose of altering the definition of “hospital services” to include a ~~certain~~ hospital outpatient service of a certain hospital that meets certain criteria for the purpose of

~~allowing~~ making it possible for the hospital outpatient service to continue to participate in a certain federal program under rates set by the State Health Services Cost Review Commission; and generally relating to rates for hospital outpatient services.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 19–201
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Health – General
Section 19–219(a) and (b)
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 534 – Senators Madaleno, King, Montgomery, Raskin, Rosapepe, Waugh, and Young

AN ACT concerning

Higher Education – College Admissions Outreach Program for High–Achieving Students – Establishment

FOR the purpose of establishing the College Admissions Outreach Program for High–Achieving Students; requiring the Maryland Higher Education Commission and the Maryland State Department of Education, in collaboration with certain educational officials, agencies, and organizations, to jointly administer the Program; requiring the Program to provide certain information on the college admissions process to certain students free of charge, collaborate with a certain nonprofit entity to identify certain students and to make certain students’ contact information available to certain institutions of higher education, develop and implement a certain system to provide certain institutions of higher education with access to a certain student contact list, and establish a certain grant program; requiring the Commission and the Department to adopt certain regulations; requiring the Commission to submit a certain report to certain committees of the General Assembly on or before a certain date; defining certain terms; and generally relating to the College Admissions Outreach Program for High–Achieving Students.

~~BY repealing and reenacting, without amendments,
Article – Education
Section 18–301 and 18–303
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)~~

BY adding to

Article – Education

Section 18–303.2

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 553 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Motor Clubs – Scope of Law – Fees

FOR the purpose of providing that certain entities are not regulated as motor clubs in the State; requiring motor clubs to file the fees to be charged members with the Insurance Commissioner at the time of initial and renewal application for a motor club license; providing that the fees to be charged members are part of a motor club service contract; prohibiting an unlicensed person from representing to the public that the person is authorized to provide motor club service or engage in the business of a motor club in the State, with certain exceptions; altering a certain definition; and generally relating to motor clubs.

BY repealing and reenacting, without amendments,

Article – Insurance

Section 26–101(a) and (f)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance

Section 26–101(g), 26–102, 26–203(c)(4), 26–206(c), and 26–402(b)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY adding to

Article – Insurance

Section 26–501.1

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 556 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

EMERGENCY BILL

AN ACT concerning

Health Insurance – Conformity With Federal Law

FOR the purpose of providing that certain requirements of the federal Patient Protection and Affordable Care Act relating to prescription drug benefits apply to certain coverage offered in certain markets; repealing a certain provision of law providing for the applicability of a certain limitation on certain deductibles for certain health insurance coverage; altering certain provisions of law relating to the provision of benefits for the diagnosis and treatment of a mental illness, an emotional disorder, a drug abuse disorder, or an alcohol abuse disorder to conform to the requirements of the federal Mental Health Parity and Addiction Equity Act; applying the provisions to health maintenance organizations and repealing certain duplicative provisions of law; ~~requiring certain insurers, nonprofit health service plans, and health maintenance organizations to have procedures in place for certain individuals to request an expedited review of a request for coverage of a nonformulary drug or device based on a certain exigent circumstance; requiring the insurers, nonprofit health service plans, and health maintenance organizations to notify certain individuals about the determination made about the request within a certain period of time and, under certain circumstances, to provide coverage of the nonformulary drug or device;~~ altering the definitions of “full-time employee” and “health benefit plan” for purposes of certain provisions of law governing the small group health insurance market; altering the circumstances under which certain health benefit plans are required to allow certain individuals to enroll for certain coverage; altering the circumstances under which a triggering event occurs for an employee or a dependent of an employee covered under a small group health benefit plan; altering the definition of “health benefit plan” and defining the term “grandfathered health plan coverage” for purposes of certain provisions of law governing the individual health insurance market; establishing the circumstances under which a carrier may make a certain uniform modification of coverage for a certain product offered by the carrier in the small group, individual, and large group health insurance markets; establishing the circumstances under which a certain plan that has been modified is considered to be the same plan; repealing certain provisions of law relating to the certification of creditable coverage and the determination and establishment of a period of creditable coverage; repealing a certain provision of law relating to rating certain policy forms; altering the beginning and ending dates of the annual open enrollment period in the individual health insurance market for certain years; establishing and altering certain effective dates of coverage for individuals who enroll in individual health benefit plans during certain open enrollment periods; ~~altering the length of the special open enrollment period that a carrier in the individual health insurance market must~~ requiring certain carriers to provide for each individual who experiences a triggering event and the circumstances under which a triggering event occurs certain special enrollment periods; providing that a carrier that offers certain student health plans in the individual health insurance

market is not required to take certain actions relating to the plans; providing that a student health plan is not subject to the requirement of a certain risk pool; providing that a student administrative health fee is not considered a cost-sharing requirement with respect to certain services; altering the definition of “health benefit plan” for purposes of certain provisions of law governing the large group health insurance market; altering a certain exception to a requirement relating to the renewal of health benefit plans offered in the large group health insurance market; altering certain limitations on the cancellation or refusal to renew certain health benefit plans; altering the definitions of “full-time employee” and “health benefit plan” and defining the term “minimum essential coverage” for purposes of certain provisions of law governing the Maryland Health Benefit Exchange; altering and repealing certain definitions; defining certain terms; making certain conforming changes; making this Act an emergency measure; and generally relating to health insurance and conformity with federal law.

BY repealing and reenacting, with amendments,

Article – Insurance

Section 15-137.1, 15-802, 15-831, 15-10A-01(b)(1), 15-1201(h) and (i), 15-1208.1(c), 15-1208.2, 15-1212, 15-1301, 15-1309, 15-1316, 15-1401, 15-1408, 15-1409, 27-210(h), and ~~31-101(e-1) and (g)~~ 31-101(e-1), (g), and (z)(1)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY repealing

Article – Insurance

Section 15-1310, 15-1311, 15-1312, 15-1403, 15-1404, and 15-1405

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY adding to

Article – Insurance

Section 15-1318 and 31-101(o-1) and (o-2)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY repealing

Article – Health – General

Section 19-703.1

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 573 – Senator Kelley

AN ACT concerning

Insurance – Standard Valuation Law and Reserve and Nonforfeiture Requirements

FOR the purpose of establishing certain requirements relating to the reserves and opinions relating to the reserves for certain life insurance policies, accident and health insurance contracts, and deposit-type contracts issued by certain companies on or after the operative date of a certain valuation manual; clarifying the scope of certain provisions of law relating to the reserve requirements and opinions relating to the reserve requirements for certain policies, contracts, and benefit agreements required before the operative date of the valuation manual; requiring certain companies to submit annually a certain opinion relating to the reserves and related actuarial items held in support of certain policies and contracts; requiring the valuation manual to prescribe the contents of the opinion and certain other items; requiring certain companies to include with the opinion an additional opinion of a certain actuary, except under certain circumstances; requiring the obligations of a company under certain policies and contracts to include certain benefits and expenses; requiring a certain actuary to consider certain investment earnings and other consideration in reviewing certain assets held by a certain company; requiring a certain memorandum to be prepared to support a certain opinion; authorizing the Maryland Insurance Commissioner to engage a certain actuary at the expense of a certain company under certain circumstances; establishing certain requirements for certain opinions; limiting the liability for damages of certain actuaries under certain circumstances; requiring the Commissioner to adopt regulations to establish disciplinary action against a certain company or certain actuary that violates certain provisions of this Act; repealing certain provisions of law authorizing the Commissioner to certify the amount of certain reserves; altering the circumstances under which the Commissioner may accept a certain valuation; requiring the Commissioner to annually value or cause to be valued the reserves of certain policies and contracts issued by a company on or after the operative date of the valuation manual; establishing the minimum standard for valuation of the policies and contracts; specifying the manner in which the operative date of the valuation manual is determined; providing for the effective date of changes to the valuation manual; requiring the valuation manual to specify certain minimum valuation standards, the format for certain reports, certain other requirements, and certain data and the form of the data that must be submitted under a certain provision of this Act; authorizing a company, under certain circumstances, to comply with a minimum standard of valuation prescribed by the Commissioner by regulation; authorizing the Commissioner to rely on a certain opinion under certain circumstances; authorizing the Commissioner to require a company to change any assumption or method used by the company under certain circumstances; requiring a company to adjust the company's reserves as required by the Commissioner; requiring a company, for policies and contracts specified in the valuation manual, to establish reserves using a certain principle-based valuation; establishing certain requirements for a company that uses a principle-based valuation; requiring a company to submit certain information as prescribed in the valuation manual; providing that certain information of a company is confidential and privileged, is not subject to the

Maryland Public Information Act, and is not subject to subpoena or discovery or admission in evidence in a certain civil action, subject to certain exceptions; authorizing the Commissioner to share and use certain confidential information under certain circumstances and to enter into agreements governing the sharing and use of the information; authorizing the Commissioner to receive certain documents, materials, data, and other information; providing that a certain privilege or claim of confidentiality in confidential information is not waived as a result of a certain disclosure or sharing of the confidential information; authorizing the Commissioner to exempt a specific product form or product line of a certain company under certain circumstances; authorizing the Commissioner to exempt a domestic company from certain reserve requirements and certain information submission requirements under certain circumstances; requiring a domestic company that meets the requirements for exemption to compute reserves in accordance with certain requirements and file a certain statement with the Commissioner before a certain date each year; authorizing the Commissioner to reject the statement before a certain date and require the domestic company to comply with the valuation manual requirements; specifying the mortality tables that may be substituted for certain other mortality tables to be used in determining the minimum nonforfeiture standard for certain policies issued on or after the operative date of the valuation manual; establishing the nonforfeiture interest rate for certain policies issued on or after the operative date of the valuation manual; altering the nonforfeiture interest rate for certain policies issued before the operative date of the valuation manual; providing for the resolution of any conflict between Maryland law and the valuation manual; making this Act subject to certain contingencies; requiring the Commissioner to give certain notice to the Department of Legislative Services; providing that this Act is null and void under certain circumstances; defining certain terms; making certain conforming and clarifying changes; and generally relating to the Maryland Standard Valuation Law and reserve and nonforfeiture requirements for insurance policies and contracts issued in the State.

BY renumbering

Article – Insurance

Section 5–301

to be Section 5–301.1

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance

Section 5–201, 5–303, 5–304(b)(3), (c), (f), and (g), 5–305(c), (d), and (f), 5–306(f)(7), and 16–309

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY adding to

Article – Insurance

Section 5–201.1, 5–301, and 5–313 through 5–317

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

BY repealing and reenacting, with amendments,
Article – Insurance
Section 5–301.1
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)
(As enacted by Section 1 of this Act)

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

**Senate Bill 613 – Senators Astle, Bates, Feldman, Guzzone, Hershey, Jennings,
and Klausmeier**

AN ACT concerning

**Self-Service Storage Facilities – Enforcement of Lien – ~~Advertisement of Sale~~
Procedures**

FOR the purpose of ~~authorizing a sale to enforce a lien on personal property stored in a leased space at a self-service storage facility to be advertised in any commercially reasonable manner specified in the rental agreement or a written change to the rental agreement; establishing that the manner of advertisement shall be deemed commercially reasonable under certain circumstances; defining a certain term;~~ altering certain notice procedures required to enforce a lien on certain property stored in a leased space at a self-service storage facility; requiring a certain agreement to contain a certain statement; establishing that the balance of proceeds from a certain sale is presumed abandoned under certain circumstances; altering certain procedures required for the administration of certain proceeds from a certain sale; and generally relating to self-service storage facilities.

BY adding to
Article – Commercial Law
Section 17–307.1
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Commercial Law
Section 18–504(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Commercial Law
Section ~~18–504(b)~~ 18–503 and 18–504(b) and (e)

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

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

Senate Bill 640 – Senators Serafini, Bates, Eckardt, Edwards, Hough, Salling, and Simonaire

AN ACT concerning

State Retirement and Pension System – Actuarial Stress Tests

FOR the purpose of requiring the ~~Board of Trustees for the State Retirement and Pension System~~ General Assembly to commission ~~an~~ its actuarial consulting firm on or before a certain date to conduct certain stress tests of future financial positions of the several systems in the State Retirement and Pension System; ~~requiring the actuarial consulting firm to be independent from a certain other firm designated to perform a certain actuarial valuation~~; requiring the stress tests to be conducted using certain criteria and assumptions; requiring the actuarial consulting firm to submit its findings to certain committees of the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to actuarial stress tests of the several systems in the State Retirement and Pension System.

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

Senate Bill 677 – Senator Ferguson

AN ACT concerning

Education – Professional Development for Teachers and Providers of Early Childhood Education – Master Plan

FOR the purpose of requiring the State Department of Education, in collaboration with the Maryland Higher Education Commission and certain representatives from certain institutions of higher education, to develop a certain master plan that focuses on certain issues relating to qualified providers of early childhood education services; providing for the contents of a certain master plan; requiring the Department and the Commission to make certain recommendations; requiring the Department and the Commission to submit a certain plan and certain recommendation on or before a certain date; providing for the termination of this Act; and generally relating to professional development in the early childhood education workforce.

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

Senate Bill 702 – Senators Jennings, Klausmeier, and Salling

AN ACT concerning

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

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

BY adding to

Article – Tax – Property

Section 9–305(e)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 711 – Senator Raskin

AN ACT concerning

Election Law – Voting by Absentee Ballot – Prepaid Postage for the Return of Ballots

FOR the purpose of requiring that certain required envelopes used by certain voters voting by absentee ballot to return their ballots include prepaid postage; requiring the State Board of Elections to reimburse counties for the costs of prepaid postage for certain absentee ballot envelopes for certain voters; and generally relating to prepaid postage for the return of certain absentee ballots.

BY repealing and reenacting, with amendments,

Article – Election Law

Section 9–310

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 715 – Senator Edwards

AN ACT concerning

Alcoholic Beverages – Garrett County – Multiple Event License

FOR the purpose of requiring the holder of a certain special multiple event license in Garrett County to ensure that at least one individual who is certified by an approved alcohol awareness program is on the premises when alcoholic beverages are served; authorizing the license holder to store certain alcoholic beverages between certain events under certain circumstances and conditions; requiring the license holder to keep certain records in a certain manner; authorizing certain personnel of the Comptroller's Office and the Board of License Commissioners of Garrett County to inspect certain records in a certain manner; making a technical change; and generally relating to alcoholic beverages in Garrett County.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 7–101(p)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 719 – Senators Ready, Hough, and Bates

AN ACT concerning

Carroll County – Alcoholic Beverages – Hours of Sale on Sundays for Holders of Class A Licenses

FOR the purpose of altering the hours of sale on Sundays for holders of Class A licenses in Carroll County; clarifying language; and generally relating to alcoholic beverages in Carroll County.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 11–507
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 720 – Senators Ready, Hough, and Bates

AN ACT concerning

Maryland Income Tax Refunds – Carroll 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 Carroll County or individuals who have outstanding warrants from

Carroll County; making nonsubstantive changes to certain termination provisions; making conforming changes; providing for a delayed effective date for certain provisions of this Act; 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 743 – Senators Lee, Guzzone, Kagan, King, Madaleno, Manno,
Montgomery, Nathan–Pulliam, Pugh, ~~and Raskin~~ Raskin, Feldman, and
Kelley**

AN ACT concerning

**Vital Records – New Certificates of Birth – Sex Change or Diagnosis of an
Intersex Condition**

FOR the purpose of requiring the Secretary of Health and Mental Hygiene, under certain circumstances, to make a new certificate of birth for an individual whose sex has been changed or who has been diagnosed with an intersex condition; requiring that

a certain sex designation and, under certain circumstances, a certain name be on the new certificate of birth; prohibiting a new certificate of birth from having certain markings or showing on its face certain changes; ~~altering the circumstances under which a seal on an original certificate of birth and certain records may be broken; altering the circumstances under which a copy of an original certificate of birth may be issued to an individual for whom a new certificate of birth was made under a certain provision of this Act;~~ repealing language rendered obsolete by this Act; making conforming, technical, and clarifying changes; defining a certain term; and generally relating to the issuance of new certificates of birth.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 4–201, 4–211, and 4–214
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 750 – Washington County Senators

AN ACT concerning

Washington County – Alcoholic Beverages – Conversion of Class P Licenses

FOR the purpose of establishing in Washington County a Class B beer (on–sale) license, a Class B beer and light wine (on–sale) license, and a Class B beer, wine and liquor (on–sale) license; specifying certain license fees; repealing provisions of law concerning a Class P pouring license; authorizing the Washington County Board of License Commissioners to issue a sidewalk cafe license to a holder of certain Class B licenses under certain circumstances; authorizing the Board to issue certain Class B (on–sale) licenses only if an applicant is a restaurant that meets certain requirements; specifying that certain Class B (on–sale) licenses are not subject to certain population ratio quota requirements; specifying that the Class B (on–sale) licenses authorize the holder to sell certain alcoholic beverages for on–premises consumption; specifying the term of Class B (on–sale) licenses; requiring a license holder to comply with a request from the Board to submit certain information for a certain report under certain circumstances; specifying standards for the information contained in a certain report submitted to the Board; providing for the conversion of certain Class P licenses to Class B (on–sale) licenses or Class D (on–sale) licenses on a certain date; requiring a license holder, as a condition of having a Class P license converted, to submit a certain report under certain circumstances; requiring a certain applicant to attest that the applicant will comply with a certain requirement under certain circumstances; making conforming changes; defining certain terms; and generally relating to alcoholic beverages licenses in Washington County.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages

Section 3–201(a), 5–201(a), and 6–201(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 3–201(w), 5–201(w), 6–201(w), 6–709, 8–222, and 9–222
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY adding to
Article 2B – Alcoholic Beverages
Section 8–222.1
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 755 – Senator Simonaire

AN ACT concerning

Election Law – Campaign Finance – Central Committee Candidates

FOR the purpose of providing that a certain provision of law relating to campaign finance entities does not apply to certain candidates for election to the central committee of a political party; requiring certain candidates for election to the central committee of a political party to keep a certain account book, preserve the account book for certain purposes and for a certain period of time, and file a certain affidavit with the certificate of candidacy; requiring a candidate for election to the central committee of a political party to pay a certain civil penalty under certain circumstances; specifying that a certain civil penalty is a civil offense; requiring certain individuals to issue a certain civil citation; requiring that the citation be served in a certain manner; requiring the District Court, on receipt of a certain citation, to schedule a certain trial and notify a certain candidate of certain information; requiring the District Court to conduct a certain trial in a certain manner and remit certain fees to the State Board of Elections; providing that an adjudication of a certain violation is not a criminal conviction; providing that a certain candidate is liable for certain costs; authorizing the District Court, under certain circumstances, to dismiss a certain citation or enter a certain civil judgment; and generally relating to campaign finance requirements related to candidates for election to the central committee of a political party.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 13–202 and 13–221
Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

BY adding to

Article – Election Law

Section 13–305.1 and 13–604.2

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 757 – Chair, Finance Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Public Health – ~~Drug Overdose Prevention~~ Prescription Drug Monitoring Program – Required Disclosures

FOR the purpose of ~~authorizing an advanced nurse practitioner, instead of a certain nurse practitioner, and a pharmacist to conduct certain overdose prevention educational training programs; altering the circumstances under which certain employees or volunteers may conduct the training programs; authorizing certain individuals to prescribe and dispense naloxone to certain certificate holders by issuing a certain standing order under certain circumstances; authorizing certain individuals to prescribe and dispense naloxone to certain individuals, under certain circumstances, even if the individuals have not completed a certain training program; providing that an advanced practice nurse who prescribes or dispenses naloxone to a certificate holder in a certain manner may not be subject to certain disciplinary action under certain circumstances; exempting certain persons who are authorized to dispense naloxone from certain prescription drug dispensing permit requirements; authorizing the Department of Health and Mental Hygiene, in consultation with certain health occupations boards, to adopt certain regulations; repealing certain provisions of law relating to the renewal period for registration with the Department to manufacture, distribute, or dispense controlled dangerous substances; requiring the Department to adopt regulations establishing the initial term and any renewal term for a registration; requiring the Prescription Drug Monitoring Program to disclose certain data to certain entities; defining certain terms; making conforming, clarifying, and stylistic changes; and generally relating to drug overdose prevention~~ the Prescription Drug Monitoring Program.

~~BY repealing~~

~~Article – Criminal Law~~

~~Section 5–302~~

~~Annotated Code of Maryland~~

~~(2012 Replacement Volume and 2014 Supplement)~~

~~BY adding to~~

~~Article – Criminal Law
Section 5–302
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)~~

BY repealing and reenacting, with amendments,
Article – Health – General
Section ~~13–3101, 13–3104(d)(2), 13–3107(1), 13–3108, 13–3109, and 21–2A–06(b)~~
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

~~BY adding to
Article – Health – General
Section ~~13–3110; and 13–31A–01 through 13–31A–03 to be under the new subtitle
“Subtitle 31A. Additional Third Party Naloxone Prescriptions in Overdose
Response Prevention”
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 758 – Senator Kagan

AN ACT concerning

State Government – Equal Access to Public Services for Individuals With Limited English Proficiency – Web Sites

FOR the purpose of providing that, beginning on a certain date, the reasonable steps certain departments, agencies, and programs are required to take under a certain provision of law include the operation and maintenance of equal access versions of certain Web sites in certain languages subject to a certain exception; requiring the Department of Information Technology to establish certain standards; making conforming changes; stating the intent of the General Assembly; and generally relating to equal access to public services of individuals with limited English proficiency.

BY repealing and reenacting, without amendments,
Article – State Government
Section 10–1102(a) through (c) and (e)
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – State Government
Section 10–1103 through 10–1105
Annotated Code of Maryland
(2014 Replacement Volume)

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

Senate Bill 763 – Senators Peters, DeGrange, Kasemeyer, King, and Miller

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 Ways and Means.

Senate Bill 766 – ~~Senator Ready~~ Senators Ready, Manno, Currie, Edwards, Serafini, and Eckardt

AN ACT concerning

Agricultural Land Transfer Tax – ~~Application~~ Rate Determination

FOR the purpose of ~~clarifying that the agricultural land transfer tax does not apply to~~ providing that, when determining the rate of the agricultural land transfer tax to be imposed, the amount of agricultural land transferred that is exempt from the tax in accordance with certain provisions of law may not be included in the amount of agricultural land that is transferred; and generally relating to the application of the agricultural land transfer tax.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 13–303
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 792 – ~~Senator Astle~~ Senators Astle, Benson, Feldman, Hershey, Jennings, Kelley, Klausmeier, Mathias, Middleton, Pugh, and Reilly

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~~ allow an individual with a disability access to 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; prohibiting certain insurers, nonprofit health service plans, and health maintenance organizations from denying coverage for organ transplantations solely on the basis of an insured's or enrollee's disability; 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)

BY adding to

Article – Insurance

Section 27–915

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 802 – Senators Cassilly, Astle, Eckardt, Edwards, Hershey, Hough, Jennings, Muse, Peters, Reilly, Salling, Serafini, ~~and Simonaire~~ Simonaire, Benson, Feldman, Klausmeier, Mathias, and Pugh

AN ACT concerning

~~State Highway Administration~~ **Department of Transportation – Dedication of Structures – Gold Star Families (Hero’s Highway Act)**

FOR the purpose of requiring the ~~State Highway Administration~~ Department of Transportation to establish a process by which a member of the General Assembly may request, on behalf of a United States Department of Defense Gold Star recipient, that the ~~Administration~~ Department dedicate a bridge or other appropriate structure to the recipient’s spouse, child, or other relative whose life was lost in combat; and generally relating to State highways.

BY adding to

Article – Transportation

Section 8–656

Annotated Code of Maryland

(2008 Replacement Volume and 2014 Supplement)

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

Senate Bill 808 – Senators Klausmeier, Bates, Brochin, Montgomery, Pinsky, ~~and Reilly~~ Reilly, and Simonaire

AN ACT concerning

Natural Resources – Aquaculture – Liability for Trespass

FOR the purpose of establishing certain damages for which certain persons are liable for entering an area leased to another person for aquaculture purposes to harvest, damage, or transfer shellfish or to alter, damage, or remove any markings or equipment; requiring a person who enters an area leased to another person for aquaculture purposes and engages in certain acts to display certain documentation on the request of a law enforcement officer; providing for the application of certain provisions of this Act; and generally relating to liability for trespass on areas leased for aquaculture purposes.

BY repealing and reenacting, without amendments,

Article – Natural Resources

Section 4–11A–16

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY adding to

Article – Natural Resources

Section 4–11A–16.1

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 816 – Senator Rosapepe

AN ACT concerning

Higher Education – Low–Income Student Outreach and College Access Act of 2015

FOR the purpose of establishing the Low–Income Student Outreach and College Access Pilot Program targeting low–income Maryland high school graduates; establishing certain purposes of the Program; requiring the Maryland Higher Education Commission to administer the Program and perform certain duties; establishing certain eligibility requirements for participation in the Program; requiring certain actions from nonprofit organizations that receive Program funding; requiring the Commission to submit a summary report on the Program on or before certain dates; ~~requiring the Governor to make an appropriation in the State budget for the Commission for a certain purpose~~; providing for the termination of this Act; and generally relating to the Low–Income Student Outreach and College Access Pilot Program.

BY adding to

Article – Education

Section 11–1101 through ~~11–1107~~ 11–1106 to be under the new subtitle “Subtitle 11. Low–Income Student Outreach and College Access Pilot Program”

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 818 – Senators Nathan–Pulliam ~~and Pugh~~, Pugh, and Ferguson

AN ACT concerning

Alcoholic Beverages – Baltimore City – ~~Class BWLT License Transfer or~~ Issuance of Licenses

FOR the purpose of applying certain provisions of law relating to the issuance of a Class BWLT beer, wine, and liquor (on–premises) tasting license to a holder of a Class A beer, wine and liquor license in a certain location in Baltimore City; making a certain exception to a certain prohibition against the transfer or issuance of an alcoholic beverages license near a church or school; authorizing the Board of Liquor License Commissioners for Baltimore City to issue or allow the transfer of a certain license for a proposed establishment in a certain location only if the Board of Liquor License Commissioners has executed a certain memorandum of understanding with a certain community association and enforces a certain memorandum of understanding under

certain circumstances; and generally relating to alcoholic beverages licenses in Baltimore City.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 8–403.2 and 9–204.1(f)(6)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 9–204.1(a), (b), and (f)(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 824 – Senator Edwards

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; providing for a delayed effective date for certain provisions of this Act; 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 829 – Senator Conway

AN ACT concerning

**Audiologists and Speech–Language Pathologists – Licensure Exemption –
Clinical Training**

FOR the purpose of exempting certain individuals licensed to practice audiology or speech–language pathology in another state or a foreign country from a certain licensure requirement while individuals are providing a clinical demonstration or receiving clinical training at a training or an educational event in the State; and generally relating to a licensure exemption for audiologists and speech–language pathologists.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 2–301
Annotated Code of Maryland
(2014 Replacement Volume)

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

Senate Bill 830 – Senator Conway

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 Health and Government Operations.

Senate Bill 838 – Senator Waugh

AN ACT concerning

St. Mary’s County – Animal Regulations

FOR the purpose of repealing provisions authorizing the County Commissioners of St. Mary’s County to pass rules, regulations, or resolutions relating to dog licenses, the prohibition of dogs running at large off the property of the owner, the seizure and disposal of dogs found running at large, and the confinement of female dogs in heat; repealing provisions authorizing the county commissioners to delegate, by written contract, the enforcement of certain rules, regulations, or resolutions; authorizing the county commissioners to enact a local law to provide a comprehensive system for the regulation, humane treatment, and keeping of domestic animals and wild animals kept in captivity; authorizing a certain local law to include a schedule of fines for designated violations; providing that a violation of a certain local law is a civil infraction; and generally relating to the regulation of certain animals in St. Mary’s County.

BY repealing and reenacting, with amendments,

Article – Local Government

Section 13–129

Annotated Code of Maryland

(2013 Volume and 2014 Supplement)

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

Senate Bill 844 – Senators Young and Hough

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 a certain zone in Frederick County to use a rifle to harvest deer throughout the year ~~with a certain exception and~~; authorizing an agent of a permittee in a certain zone in Frederick County to use a rifle to harvest deer during a certain period with a certain exception and allowing the agent to harvest deer in a deer firearms season only by using the weapon approved for that season; defining a certain term; requiring the Department of Natural Resources 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 Environment and Transportation.

Senate Bill 847 – Senators Miller and Jennings**CONSTITUTIONAL AMENDMENT**

AN ACT concerning

Judges – Mandatory Retirement Age

FOR the purpose of proposing amendments to the Maryland Constitution altering the mandatory retirement age for certain judges under certain circumstances; repealing certain obsolete provisions; making certain technical corrections; making certain stylistic changes; proposing an addition to the Maryland Constitution to provide for

the application of certain amendments to the Maryland Constitution; and submitting this amendment to the qualified voters of the State for their adoption or rejection.

BY proposing an amendment to the Maryland Constitution
Article IV – Judiciary Department
Section 3, 3A, ~~5A(f)~~ 5A(c) through (g), ~~18B~~, and 41D

BY proposing a repeal of the Maryland Constitution
Article IV – Judiciary Department
Section 18B

BY proposing an addition to the Maryland Constitution
Article IV – Judiciary Department
Section 18B

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

Senate Bill 852 – Senators Young, Kagan, Klausmeier, Montgomery, and Ready

AN ACT concerning

Public Information Act – List of Contact Information for Governmental Unit Representatives

FOR the purpose of requiring certain governmental entities to identify a representative who a member of the public should contact to request a public record, maintain certain contact information, post the information on the unit’s Web site or keep the information in a certain place, and annually update the information and submit it to the Office of the Attorney General; requiring the Office to post certain information on the Office’s Web site and include certain information in a certain manual; and generally relating to a list of contact information for representatives of governmental units that maintain public records.

BY adding to
Article – General Provisions
Section 4–503
Annotated Code of Maryland
(2014 Volume)

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

Senate Bill 855 – Eastern Shore Senators

AN ACT concerning

Maryland Income Tax Refunds – Eastern Shore Counties – 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 the Eastern Shore counties or individuals who have outstanding warrants from an Eastern Shore county; making nonsubstantive changes to certain termination provisions; making conforming changes; providing for a delayed effective date for certain provisions of this Act; 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 864 – Senator Klausmeier

AN ACT concerning

**State Board of Heating, Ventilation, Air–Conditioning, and Refrigeration
Contractors – Cease and Desist Orders – Authority**

FOR the purpose of authorizing the State Board of Heating, Ventilation, Air–Conditioning, and Refrigeration Contractors to issue a cease and desist order for violations of certain provisions of law, subject to certain notice and hearing provisions; authorizing a certain aggrieved party to file a certain appeal; and generally relating to the State Board of Heating, Ventilation, Air–Conditioning, and Refrigeration Contractors.

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 9A–206
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

Senate Bill 865 – ~~Senator Peters~~ Senators Peters and Waugh

AN ACT concerning

**Edward T. and Mary A. Conroy and Jean B. Cryor Memorial Scholarship
Programs – Eligibility**

FOR the purpose of altering the name of the Edward T. Conroy Memorial Scholarship Program; altering the eligibility requirements for the Edward T. Conroy and Jean B. Cryor Memorial Scholarship Programs to include the stepchildren of certain individuals; and generally relating to eligibility for certain memorial scholarship programs.

BY repealing and reenacting, with amendments,
Article – Education
Section 18–601(c)
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 18–601(d)
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)
(As enacted by Chapter 395 of the Acts of the General Assembly of 2013)

BY repealing and reenacting, without amendments,
Article – Education
Section 18–601(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 866 – Senator Peters

AN ACT concerning

**Prince George’s County – Alcoholic Beverages – Licenses, Salaries, ~~and~~
Inspectors, and Bottle Clubs**

FOR the purpose of 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; altering the requirements relating to residency for an alcoholic beverages license applicant acting on behalf of a sole proprietorship, a partnership, a corporation, an unincorporated association, or a limited liability company; repealing a certain obsolete provision; providing that certain provisions of law prohibiting a license from being granted to sell alcoholic beverages in buildings within a certain distance of churches and schools do not apply to a certain license; establishing a special Sunday off-sale permit in Prince George’s County; authorizing the Board of License Commissioners to issue the permit to certain license holders; authorizing the permit holder to sell certain alcoholic beverages during a certain time on Sunday for consumption off the licensed premises; establishing a certain fee for the permit; authorizing the Board to adopt certain regulations; increasing the annual salaries of the members, the ~~chair~~ chairman, and the attorney of the ~~County Board of License Commissioners~~; altering the number of part-time inspectors; altering the salary of a part-time inspector; 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 the Board, under certain circumstances, 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; making conforming and technical changes; providing for the application of a certain provision of this Act; and generally relating to alcoholic beverages in Prince George’s County.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 6–201(r)(8), 9–101(a)(4) and (d), ~~9–217(e) and (f)(3)~~ 9–217(f)(3), 11–517(b) and (f), 15–109(r), ~~and 15–112(e)(3)~~ 15–112(r)(3), and 20–108.1

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 9–217(a) and (f)(5), 11–517(a), and 15–112(r)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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)

BY adding to
Article 2B – Alcoholic Beverages
Section 11–517(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 867 – Senators Peters, Currie, Miller, and Muse

AN ACT concerning

**Prince George’s County Board of Education – Public High Schools – Outdoor
Synthetic Turf Fields**

FOR the purpose of requiring the Prince George’s County Board of Education to install an outdoor synthetic turf field at each public high school in the county during a certain period of time; establishing the priority order for school field construction; prohibiting the Prince George’s County Executive and the Prince George’s County Board of Education from designating more than a certain number of fields for construction in any fiscal year; requiring certain fields to be constructed for joint use; ~~requiring certain expenditures to be deemed eligible public school construction costs or capital improvement costs by the Interagency Committee on School Construction for certain purposes~~; requiring the local share of costs for construction of certain fields to be paid for with certain funds from Program Open Space; prohibiting the aggregate expenditures using funds from Program Open Space from exceeding a certain percentage of the total amount authorized for development projects in Prince George’s County for any fiscal year; providing that certain matching funds may not be required for a certain project; requiring the Prince George’s County Board of Education to enter into a certain binding memorandum of understanding with a certain local governing body prior to making certain expenditures; authorizing the Prince George’s County Board of Education to use certain funds to implement certain provisions of law; prohibiting the Prince George’s County Board of Education from

using certain funds to implement certain provisions of law; and generally relating to public high school athletic fields and the Prince George's County Board of Education.

BY adding to

Article – Education

Section 4–131

Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)

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

Senate Bill 886 – Senators Hough and Young

AN ACT concerning

**Frederick County Property Tax Fairness Act of 2015
(Strengthening Frederick Municipalities)**

FOR the purpose of removing Frederick County from the list of counties required to grant certain property tax setoffs to municipal corporations within the county in a certain manner; requiring the governing body of Frederick County to annually meet and discuss with the governing body of each municipal corporation in the county the county property tax rate to be set for assessments of property in the municipal corporation; requiring Frederick County to grant a property tax setoff to a municipal corporation in accordance with a formula agreed to by the county and the municipal corporation if the municipal corporation performs services or programs instead of similar county services or programs; 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; requiring the county and a municipal corporation to agree to phase in any increase in a property tax setoff above a certain level over a certain period of time under certain circumstances; requiring the county to conduct a study of services or programs provided by the municipal corporations instead of county services or programs before property tax setoffs for a certain fiscal year may be established; defining a certain term; providing for the effective dates of this Act; providing for the application of certain provisions of this Act; and generally relating to property tax setoffs in Frederick County.

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 6–305

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY adding to

Article – Tax – Property

Section 6–305.1

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 902 – Senators Young and Hough

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)~~ B 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 Economic Matters.

Senate Bill 909 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

**Tri-County Council for Southern Maryland – ~~Powers~~ – ~~Property Interests~~
Purchase**

FOR the purpose of ~~authorizing the Tri-County Council for Southern Maryland to acquire, hold, lease, use, encumber, transfer, or dispose of property or any interest in property;~~ authorizing the Tri-County Council for Southern Maryland to use certain money to finance the purchase of property by ~~the~~ one or more specified Southern Maryland ~~Agricultural Development Commission~~ counties or the Maryland Food Center Authority to accomplish certain purposes; making this Act an emergency measure; and generally relating to the powers of the Tri-County Council for Southern Maryland.

BY repealing and reenacting, without amendments,
Article – Economic Development
Section 13-601(a) and (c) and 13-612(b)
Annotated Code of Maryland
(2008 Volume and 2014 Supplement)

~~BY repealing and reenacting, with amendments,
Article – Economic Development
Section 13-612(b)
Annotated Code of Maryland
(2008 Volume and 2014 Supplement)~~

BY adding to
Article – Economic Development
Section 13-612.1
Annotated Code of Maryland
(2008 Volume and 2014 Supplement)

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

**Senate Bill 910 – Senators Middleton, Astle, Conway, DeGrange, Edwards, Hershey, Jennings, Kasemeyer, Kelley, Klausmeier, ~~and McFadden~~
McFadden, Benson, Feldman, Mathias, Pugh, and Reilly**

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 Economic Matters.

INTRODUCTION OF BILLS

Delegate Dumais 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 – 0 (See Roll Call No. 629)

In compliance with the rules, the Bill was introduced.

House Bill 1289 – Delegate Dumais

AN ACT concerning

Maryland Uniform Interstate Family Support Act – Revision

FOR the purpose of revising the Maryland Uniform Interstate Family Support Act; establishing that the Child Support Enforcement Administration is the support enforcement agency of the State; extending the application of certain provisions of the Maryland Uniform Interstate Family Support Act to include parties, pleadings, proceedings, and support orders of a foreign country; authorizing a tribunal of this State to exercise jurisdiction over a guardian or conservator under certain circumstances; altering a certain provision governing when a tribunal of this State may act as an initiating or a responding tribunal; altering the circumstances under which a tribunal of this State may exercise jurisdiction to establish a support order; authorizing a tribunal of this State to communicate with a tribunal outside this State by electronic mail; requiring a support enforcement agency to provide certain services to certain plaintiffs and authorizing a support enforcement agency to provide services to certain other plaintiffs; authorizing a tribunal of this State to serve as a responding tribunal in a parentage proceeding under certain circumstances; altering certain provisions governing when a tribunal of this State may modify a child support order issued in another state; providing that a tribunal of this State retains jurisdiction to modify a support order issued by a tribunal of this

State under certain circumstances; establishing that the Child Support Enforcement Administration is the recognized agency designated by the United States central authority to perform certain functions under the Convention on International Recovery of Child Support and Other Forms of Family Maintenance; requiring the Child Support Enforcement Administration to perform certain functions under the Convention; establishing that certain support proceedings are available to certain parties under the Convention; prohibiting the requirement of a security, bond, or deposit to guarantee the payment of certain costs and expenses under the Convention; establishing that a party may make certain direct requests regarding certain support orders or the parentage of a child in the State under the Convention; establishing the application of State law in certain proceedings; requiring prompt notice of certain decisions to the parties to certain actions; establishing that certain foreign parties are entitled to free legal assistance under certain circumstances; providing that certain plaintiffs are not entitled to assistance from the Child Support Enforcement Administration; requiring a party seeking recognition and enforcement of a Convention support order or foreign support agreement to register the order or agreement in this State; requiring that a party seeking recognition and enforcement of a Convention support order or foreign support agreement provide certain records, documentation, and information to a tribunal of this State; authorizing a tribunal of this State to vacate the registration of a Convention support order under certain circumstances; establishing certain procedural rules and requirements for a contest of certain orders and agreements; requiring enforcement or partial enforcement of a Convention support order or foreign support agreement except under certain circumstances; establishing the grounds on which a tribunal of this State may refuse to recognize a Convention support order or foreign support agreement; requiring suspension of a proceeding to recognize and enforce a foreign support agreement under certain circumstances; prohibiting the modification of a Convention support order when a certain party remains a resident of the foreign country that issued the order except under certain circumstances; restricting how personal information gathered or transmitted under the Act may be used; requiring that a record filed under the Act be in its original language and contain an English translation if not in English; providing for the application of certain provisions of law under certain circumstances; making certain stylistic, technical, and conforming changes; defining certain terms; altering certain definitions; and generally relating to the Maryland Uniform Interstate Family Support Act.

BY renumbering

Article – Family Law

Section 10–355 through 10–359, respectively

to be Section 10–367 through 10–371, respectively

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Family Law

Section 10–301, 10–302, 10–303(a), 10–304, 10–306, 10–307, 10–308(a) and (c),
10–309(a), 10–310(a) through (c), 10–311, 10–312, 10–312.1, 10–312.2(b),

10-313(b), 10-316(b), 10-317(b)(1) and (8), 10-318, 10-319(a) and (b)(1), 10-320(b), 10-322(b)(3), 10-323(a), 10-325(b), 10-328(a), (b), and (d) through (f), 10-329, 10-330, 10-331(a); 10-332(a) to be under the amended part “Part IV. Establishment of Support Order or Determination of Parentage”; 10-335 through 10-337 to be under the amended part “Part V. Enforcement of Support Order Without Registration”; 10-339(a), 10-340, 10-341(a) and (b), 10-342, 10-343, 10-344(a), (b)(2), (c)(1), and (d), 10-345(a) and (b), 10-346, 10-347; 10-348 to be under the amended subpart “Subpart C. Registration and Modification of Child Support Order of Another State”; 10-349, 10-350(a) and (c); and 10-353.1 to be under the new subpart “Subpart D. Registration and Modification of Foreign Child Support Order”

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY adding to

Article – Family Law

Section 10-303.1, 10-332.1, 10-350(f), 10-353.2, and 10-354 through 10-366 to be under the amended part “Part VII. Support Proceeding Under Convention”

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY repealing

Article – Family Law

Section 10-354

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

Delegate Adams moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 132 Negative – 0 (See Roll Call No. 630)

In compliance with the rules, the Bill was introduced.

House Bill 1290 – Delegates Adams, Anderton, Fisher, Hornberger, Jacobs, Mautz, and Otto

AN ACT concerning

Managed Care Organizations – Enrollees Access to Pharmacy Services – Requirements

FOR the purpose of requiring a managed care organization to develop and maintain a provider network that ensures that enrollees have access to sites where they receive pharmacy services within a certain geographical area of each enrollee's residence; authorizing the Department of Health and Mental Hygiene to approve a provider network that does not meet a certain geographic access requirement for pharmacy services under certain circumstances; and generally relating to geographic access to pharmacy services of enrollees of managed care organizations.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 15–103(a)(1) and (b)(1)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY adding to
Article – Health – General
Section 15–103(b)(31)
Annotated Code of Maryland
(2009 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. 631)

ADJOURNMENT

At 11:28 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day March 24, 2015, Calendar Day Thursday, March 26, 2015.

Annapolis, Maryland
Legislative Day: March 24, 2015
Calendar Day: Thursday, March 26, 2015

The House met at 10:12 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Anne Healey of Prince George's County.

QUORUM CALL

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

(See Roll Call No. 634)

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

EXCUSES:

Del. Adams – personal – family emergency

Del. Proctor – illness

Del. Valentino-Smith – funeral

Del. Wivell – funeral

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 269 – Senators Lee, Bates, Guzzone, Kagan, Kelley, King, Madaleno, Montgomery, Nathan-Pulliam, Ramirez, Raskin, Rosapepe, and Simonaire

AN ACT concerning

Domestic Violence – Additional Relief

FOR the purpose of expanding the relief that may be awarded in ~~an interim protective order to include any other relief that a District Court commissioner determines is appropriate; expanding the relief that may be awarded in a temporary protective order and~~ a final protective order to include any other relief that a judge determines is ~~appropriate~~ necessary to protect a person eligible for relief from abuse; and generally relating to domestic violence.

BY repealing and reenacting, without amendments,
Article – Family Law

Section ~~4-504.1(b), 4-505(a)(1), and 4-506(c)(1)~~
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section ~~4-504.1(e), 4-505(a)(2), and 4-506(d)~~
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 567 – Senator Gladden

AN ACT concerning

Department of Human Resources – State Child Welfare System – Report

FOR the purpose of requiring the Department of Human Resources, on or before a certain date each year, to report to the General Assembly certain information regarding children and foster youth in the State child welfare system; requiring the Department to maintain the confidentiality of certain information, ensure that no personally identifiable information is disclosed, and disaggregate certain information in a certain manner; requiring the Department to publish certain reports on the Department's Web site within a certain time; defining a certain term; and generally relating to children and foster youth in the State child welfare system.

BY repealing and reenacting, without amendments,
Article – Family Law
Section 5-1301(a), (d), and (i)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY adding to
Article – Family Law
Section 5-1312
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Human Services
Section 5-304(a)(4)
Annotated Code of Maryland
(2007 Volume and 2014 Supplement)

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

Senate Bill 649 – ~~Senator Muse~~ Senators Muse and Ramirez

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 requiring a contract for the initial sale of a new home to include a certain provision under certain circumstances; authorizing a seller or a purchaser to declare a certain contract void and of no effect under certain circumstances; requiring a seller to return to a purchaser any deposit paid under a certain contract under certain circumstances; 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.

Senate Bill 671 – ~~Senators Young, Montgomery, and Rosapepe~~ Rosapepe, Zirkin, Gladden, Brochin, Cassilly, Hough, Lee, Muse, Ramirez, Raskin, and Ready

AN ACT concerning

**Motor Vehicle Administration – Commercial Driver’s License – Program for
 Veterans and Service Members
 (Troops to Trucks)**

FOR the purpose of requiring the Motor Vehicle Administration to establish a program to assist veterans and members of the military transitioning out of military service to obtain a commercial driver’s license ~~and find employment~~; requiring the Administration, as part of the program, to waive a certain skills test for certain program participants, and coordinate with certain persons to provide ~~explore the feasibility of providing certain education courses on military bases, and establish a certain process; requiring~~; authorizing the Administration to adopt certain regulations; making a conforming change; and generally relating to commercial drivers’ licenses.

BY repealing and reenacting, with amendments,
 Article – Transportation
 Section 16–807(b)
 Annotated Code of Maryland
 (2012 Replacement Volume and 2014 Supplement)

BY adding to

Article – Transportation

Section 16–807.1

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 672 – Senators Young and Nathan–Pulliam

AN ACT concerning

Public and Nonpublic Schools – Student Diabetes Management Program

FOR the purpose of requiring the State Department of Education and the Department of Health and Mental Hygiene, in consultation with certain other organizations, to establish certain guidelines for the training of trained diabetes care providers; providing for the content of the guidelines; requiring each county board of education to require certain public schools to establish a certain Student Diabetes Management Program in the school; providing that certain nonpublic schools may establish a Student Diabetes Management Program in the school; providing that a nonpublic school may conduct or contract for a course for training trained diabetes care providers that includes certain items; providing for the purpose and requirements of the Program; authorizing certain employees to volunteer for participation in a certain Program; prohibiting public and nonpublic schools from compelling certain employees to participate in a certain Program; requiring certain trained diabetes care providers in the Program to perform certain tasks; providing that certain services performed by certain trained diabetes care providers may not be construed as performing acts of nursing under certain circumstances; establishing immunity from liability for certain employees under certain circumstances; requiring certain parents or guardians of a certain student to submit a Diabetes Medical Management Plan to the school under certain circumstances; requiring a certain meeting of certain individuals be held within a certain period of time; authorizing a certain student to perform certain diabetes care tasks under certain circumstances in accordance with a certain Plan; defining certain terms; and generally relating to a Student Diabetes Management Program and public and nonpublic schools.

BY adding to

Article – Education

Section 7–437 and 7–438

Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)

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

Senate Bill 695 – Senator Raskin

AN ACT concerning

General Provisions – Public Information Act – Enforcement, Fees, and Exemptions

FOR the purpose of ~~altering certain provisions of law regarding the maintenance of public records relating to certain agricultural operations and programs;~~ establishing the State Public Information Act Compliance Board and Office of the Public Access Ombudsman; requiring the Governor and the Attorney General to publish on ~~the Governor's Office Web site~~ their Web sites certain notice relating to certain applications ~~for membership on the Board~~ and the names and qualifications of certain applicants; requiring the Governor to solicit certain recommendations from certain individuals; authorizing the Governor and the Attorney General to broadcast certain interviews on ~~the Governor's Office Web site;~~ their Web sites; requiring the Governor, with the advice and consent of the Senate, and the Attorney General to ~~appoint the members of the Board~~ make certain appointments from a certain pool of applicants; providing for the composition, chair, terms, and meetings of the Board; prohibiting a member of the Board from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Office of the Attorney General to provide staff and office space for the Board and the Ombudsman; providing for the powers and duties of the Board; requiring the Board to report on certain matters to the Governor and the General Assembly on or before a certain date; authorizing any person to file a certain complaint with the Board; requiring that the complaint contain certain information, be signed by the complainant, and filed within a certain time period; requiring the Board to take certain action regarding a complaint; requiring a custodian who receives a complaint from the Board to file a certain response within a certain time period; ~~requiring the Board to maintain the confidentiality of a certain public record;~~ authorizing the Board, under certain circumstances, to hold a certain conference; requiring the Board to hold a certain conference in a certain location under certain circumstances; authorizing the Board to allow certain testimony by teleconference or electronic mail; providing that a certain conference held by the Board is not a contested case; ~~requiring the Board to assess certain statutory damages and reimbursement of certain fees under certain circumstances;~~ providing that compliance by a custodian with an order of the Board is not a certain admission and may not be used as evidence in a certain proceeding; providing that a complainant is not required to exhaust certain administrative remedies before seeking certain judicial review; authorizing a complainant or custodian to appeal a decision of the Board in accordance with certain provisions of law; requiring that a decision of the Board is stayed for a certain period of time under certain circumstances; providing for the staffing of the Office of the Public Access Ombudsman; providing for the qualifications, term, and salary of the Ombudsman; requiring the Ombudsman to be a full-time State employee; establishing the powers and the duties of the Ombudsman; repealing certain provisions of law related to the administrative review of a decision to deny inspection of a public record; ~~requiring a person receiving benefits from the State to relinquish certain public records to a certain custodian;~~ requiring a certain custodian to provide certain written

information under certain circumstances; establishing that failure to comply with a certain provision of law constitutes a denial of a certain application and may not be considered the result of a bona fide dispute; altering a certain provision of law to require a custodian who denies an application to inspect public records to provide certain information to the applicant within certain periods of time; repealing a certain limitation on the requirement that a custodian allow inspection of any part of a record that is subject to disclosure; prohibiting a custodian from ~~denying or~~ ignoring an application to inspect public records on certain grounds; altering certain provisions of law that authorize a custodian to charge a reasonable fee for certain tasks relating to public records requests; ~~authorizing a custodian to require a certain statement from an applicant under certain circumstances~~; ~~prohibiting an applicant from obtaining any part of a public record under certain circumstances~~; ~~requiring the Board to establish a penalty for a certain violation of a certain provision of this Act~~; ~~requiring a custodian within a certain period of time to provide certain evidence to the Board if the custodian refuses to waive a certain fee under certain circumstances~~; requiring a custodian to provide certain proof to the ~~Board~~ Ombudsman if an applicant challenges a certain denial to disclose certain public records or the application of a certain exemption; establishing that ~~certain defendants are~~ a certain defendant is liable for certain statutory damages under certain circumstances; ~~repealing~~ altering certain burdens of proof that a complainant must show to recover certain damages in a certain court; defining certain terms; specifying the initial terms of the members of the Board; requiring the Attorney General, in consultation with certain persons, to report on certain matters to the Governor and the General Assembly on or before a certain date; making conforming changes; ~~providing for the effective dates of this Act~~; and generally relating to the Public Information Act.

~~BY repealing and reenacting, with amendments,
Article – Agriculture
Section 8–801.1 and 8–1010
Annotated Code of Maryland
(2007 Replacement Volume and 2014 Supplement)~~

BY repealing and reenacting, with amendments,
Article – General Provisions
Section 4–101, ~~4–201~~, 4–203, 4–206, ~~4–343~~, and 4–301; and 4–362 and the amended part designation “Part VI. Judicial Review” immediately preceding Section 4–361
Annotated Code of Maryland
(2014 Volume)

BY adding to
Article – General Provisions
Section 4–1A–01 through 4–1A–10 to be under the new subtitle “Subtitle 1A. State Public Information Act Compliance Board” and Section 4–1B–01 through 4–1B–04 to be under the new subtitle “Subtitle 1B. Public Access Ombudsman”

Annotated Code of Maryland
(2014 Volume)

BY repealing

Article – General Provisions

Section 4–361

Annotated Code of Maryland
(2014 Volume)

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

Senate Bill 716 – Senators Raskin, Astle, Bates, Benson, Feldman, Klausmeier, Lee, Montgomery, Muse, Norman, and Ready

AN ACT concerning

Motor Vehicles – Checkpoints – Prohibition on Targeting Motorcycles

FOR the purpose of prohibiting a police officer at a motor vehicle checkpoint from targeting only motorcycles for inspection or evaluation; creating a certain exception to the prohibition for a police officer at a motor vehicle checkpoint established as part of a police search or investigation; providing for the construction of a certain provision of law governing obedience to a lawful order or direction of a police officer; defining a certain term; and generally relating to inspections or evaluations at motor vehicle checkpoints.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 21–103

Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY adding to

Article – Transportation

Section 25–114

Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 793 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

State Personnel – Automatic Step Increases – Standard Pay Plan

FOR the purpose of requiring that regulations adopted by the Secretary of Budget and Management provide for automatic increases from minimum to maximum steps in a certain pay grade of certain pay rates in the Standard Pay Plan for certain employees under certain circumstances; making this Act an emergency measure; and generally relating to automatic step increases in the Standard Pay Plan.

BY repealing and reenacting, without amendments,
Article – State Personnel and Pensions
Section 8–104
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 8–106
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

Senate Joint Resolution 5 – Senators Eckardt, Astle, Edwards, Hershey, Jennings, Norman, Ready, ~~and Salling~~ Salling, and Mathias

A Senate Joint Resolution concerning

Natural Resources – Goose and Duck Hunting Seasons – Extension

FOR the purpose of urging the members of the Maryland Congressional Delegation to work with Congress and the United States Department of the Interior to extend goose hunting and duck hunting seasons on the Eastern Shore to run through February of each year.

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

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #11

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 1152 – Delegates B. Barnes, Beidle, Carey, Chang, Frush, S. Howard, McConkey, McMillan, Pena–Melnyk, 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

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 1177 – Prince George’s County Delegation

AN ACT concerning

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

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 Environment and Transportation:

House Bill 1287 – Delegate O’Donnell

AN ACT concerning

**Tidal Fisheries Advisory Commission and Sport Fisheries Advisory Commission
– Membership**

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 1288 – Delegates Morhaim and Lam

AN ACT concerning

Alcoholic Beverages – Sale of Powdered Alcohol – Prohibition

The Bill was re-referred to the Committee on Economic Matters.

INTRODUCTION OF JOINT RESOLUTIONS

Delegate Chang moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 135 Negative – 1 (See Roll Call No. 635)

In compliance with the rules, the Bill was introduced.

House Joint Resolution 8 – Delegates Chang, Moon, Angel, Atterbeary, Barkley, Beidle, Campos, Carey, Carozza, Ebersole, Fennell, Gaines, Haynes, Hettleman, Hornberger, S. Howard, Jackson, Jalisi, Kittleman, Lam, Lierman, McMillan, A. Miller, Morales, Pena–Melnyk, Rosenberg, Simonaire, Sophocleus, Szeliga, C. Wilson, and P. Young

A House 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.

QUORUM CALL

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

(See Roll Call No. 636)

ADJOURNMENT

At 10:33 A.M. on motion of Delegate Kaiser the House adjourned until 11:00 A.M. on Legislative Day March 25, 2015, Calendar Day Friday, March 27, 2015.

Annapolis, Maryland
Legislative Day: March 25, 2015
Calendar Day: Friday, March 27, 2015

The House met at 11:13 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Shane Robinson of Montgomery County.

QUORUM CALL

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

(See Roll Call No. 637)

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

EXCUSES:

Del. Carr – personal

Del. Proctor – illness

Del. Rey – personal

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 413 – Senators Gladden, Currie, Ferguson, Lee, Madaleno, Manno, Muse, Nathan–Pulliam, Pinsky, and Ramirez

AN ACT concerning

Vehicle Laws – Race–Based Traffic Stops – Policy and Reporting Requirements

FOR the purpose of requiring that certain law enforcement officers record certain information pertaining to traffic stops; requiring certain law enforcement agencies to report certain information to the Maryland Statistical Analysis Center; requiring the Police Training Commission to develop a certain format and guidelines and a standardized format for the reporting of certain data; requiring the Police Training Commission to develop a certain model policy; requiring the Maryland Statistical Analysis Center to analyze certain data based on a methodology developed in conjunction with the Police Training Commission; requiring the Maryland Statistical Analysis Center to make certain reports to the General Assembly, the Governor, and law enforcement agencies; requiring law enforcement agency policies regarding

race-based traffic stops to provide for certain reviews of certain data and reports for certain purposes; requiring the Maryland Statistical Analysis Center to report to the Police Training Commission those law enforcement agencies that fail to comply with certain reporting requirements; requiring certain actions following a report on the failure of a law enforcement agency to comply; providing certain exceptions applicable to law enforcement agencies that are subject to certain agreements; defining certain terms; providing for the termination of this Act; and generally relating to law enforcement procedures and traffic stops.

BY repealing and reenacting, with amendments,
 Article – Transportation
 Section 25–113
 Annotated Code of Maryland
 (2012 Replacement Volume and 2014 Supplement)

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

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 1118 (Emerg)	Del. C. Wilson	General Provisions – Commemorative Days – Welcome Home Vietnam Veterans Day

By Order,
 Sylvia Siegert, Chief Clerk

Read and ordered journalized.

THE COMMITTEE ON WAYS AND MEANS REPORT #14

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 257 – Delegates Szeliga, Impallaria, and McDonough

AN ACT concerning

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

HB0257/905264/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 257
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegates Szeliga, Impallaria, and McDonough” and substitute “Baltimore County Delegation”; and in line 7, after “conditions;” insert “prohibiting the governing body of Baltimore County from granting a credit for taxable years beginning after a certain date;”.

AMENDMENT NO. 2

On page 1, in line 19, strike “**PARAGRAPH (2)**” and substitute “**PARAGRAPHS (2) AND (3)**”; and in line 22, strike “**OWNER–OCCUPIED**”.

On page 2, after line 9, insert:

“10. MAPLE AVENUE;”;

in lines 10 and 11, strike “**10.**” and “**11.**”, respectively, and substitute “**11.**” and “**12.**”, respectively; in line 11, strike “**AND**”; in line 14, after “**FACILITY**” insert “;”

(III) USED AS THE PRINCIPAL RESIDENCE OF A HOMEOWNER AS DEFINED IN § 9–105(A)(7) OF THIS ARTICLE; AND

(IV) OWNED BY THE HOMEOWNER BEFORE JUNE 1, 2013;

and after line 24, insert:

“(3) A PROPERTY TAX CREDIT UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY NOT BE GRANTED FOR ANY TAXABLE YEAR BEGINNING AFTER THE DATE ON WHICH BALTIMORE COUNTY CEASES TO ALLOW THE TRANSFER OF SOLID WASTE FROM HARFORD COUNTY AT THE EASTERN SANITARY LANDFILL SOLID WASTE MANAGEMENT FACILITY.”

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 686 – Delegates C. Wilson, Afzali, Beidle, Bromwell, Brooks, Carozza, Chang, Davis, Dumais, Hill, S. Howard, Kramer, Lam, McConkey, McDonough, McKay, O’Donnell, Otto, Proctor, Reznik, Smith, Sophocleus, and Vogt

AN ACT concerning

Income Tax Checkoff – Maryland Veterans Trust Fund

HB0686/975362/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 686

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Vogt” and substitute “Vogt, D. Barnes, Buckel, Ebersole, Fennell, Hixson, Hornberger, C. Howard, Kaiser, Long, Luedtke, Metzgar, Patterson, Platt, Reilly, Shoemaker, Simonaire, Tarlau, Turner, Walker, 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 reported favorably with amendments:

Senate Bill 15 – ~~Senator Conway~~ Senators Conway, Pinsky, Bates, Kagan, Montgomery, Nathan-Pulliam, Rosapepe, Salling, Simonaire, Waugh, and Young

AN ACT concerning

Task Force to Study the Implementation of a Dyslexia Education Program

SB0015/795762/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 15
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 16, strike “11”.

AMENDMENT NO. 2

On page 2, in line 7, strike “and” and substitute:

“(6) one representative of the Maryland State Education Association, appointed by the Executive Director of the Association;

(7) one representative of the Maryland School Psychologists’ Association, appointed by the President of the Association; and”;

in line 8, strike “(6)” and substitute “(8)”; in the same line, strike “six”; in line 14, strike “and”; and in line 16, after “treatment” insert “; and

(vi) one representative of Decoding Dyslexia Maryland”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 20 – Senator Hershey

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:

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 185 – Senator McFadden

AN ACT concerning

Higher Education – Workforce Shortage Student Assistance Grants for Child Care Providers – Hattie N. Harrison Memorial Scholarship – ~~Establishment~~

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 193 – Senators Bates, Guzzone, and Kasemeyer

AN ACT concerning

Election Law – Local Petitions – Advance Determination of Sufficiency of Local Legislation Law or Charter Amendment Summary

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 225 – Senator Reilly

AN ACT concerning

**Higher Education – Unaccompanied Homeless Youth Tuition Exemption –
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 with amendments:

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**

SB0335/605760/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 335, AS AMENDED

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after the first “the” insert “Maryland Higher Education”; and strike beginning with “Maryland” in line 11 down through “Education” in line 12.

AMENDMENT NO. 2

On page 3, in line 5, strike “THE TUITION RATE” and substitute “A WAIVER OF THE OUT-OF-COUNTY FEE OR OUT-OF-REGION FEE”; and in line 8, strike “WHO PAY THE TUITION RATE” and substitute “FOR WHOM A WAIVER WAS GRANTED”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 466 – Senators Klausmeier and Jennings

AN ACT concerning

**Baltimore County – Education – Junior Reserve Officer Training Corps
Instructors**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 419 – Senator Lee

AN ACT concerning

Estates and Trusts – Maryland Trust Act – Incapacity

FOR the purpose of defining certain terms for purposes of the Maryland Trust Act; clarifying that a revocable trust does not become irrevocable if the settlor loses the capacity to create a will; and generally relating to the Maryland Trust Act.

BY renumbering

Article – Estates and Trusts
Section 14.5–103(k) through (z), respectively
to be Section 14.5–103(m) through (bb), respectively
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY adding to

Article – Estates and Trusts
Section 14.5–103(k) and (l)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Estates and Trusts
Section 14.5–601
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 560 – Senator Peters

AN ACT concerning

Employees' Pension System – ~~Elected and Appointed Officials~~ – Optional Membership

FOR the purpose of providing that membership in the Employees' Pension System is optional for certain officials who are elected or appointed for a fixed term; requiring certain individuals who elect to join the Employees' Pension System to complete a certain form and file it with the Board of Trustees for the State Retirement and Pension System within a certain period of time; providing that certain individuals who do not make an election to join the Employees' Pension System within a certain period of time may not join the Employees' Pension System; providing that certain individuals' election or failure to elect to join the Employees' Pension System is a one-time, irrevocable decision; simplifying and clarifying certain provisions of law regarding mandatory and optional membership of employees of participating governmental units in the Employees' Pension System; requiring the Board of Trustees to adopt certain regulations; making conforming changes; and generally relating to optional membership in the Employees' Pension System ~~for certain elected and appointed officials.~~

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 21–305.3(a)(3), 23–201(a) ~~and (b)~~, 23–204, ~~31–111.4(a), 31–111.8(a)~~, and 31–113(b)(1)(iii) and (d)(1)(i)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article – State Personnel and Pensions

Section 23–201(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.

Senate Bill 705 – Senators Montgomery, Cassilly, Klausmeier, ~~and Mathias~~ Mathias, Peters, Astle, Benson, Currie, Feldman, Guzzone, Jennings, Kagan, King, Madaleno, Manno, McFadden, Rosapepe, Zirkin, Brochin, Lee, Muse, Norman, Ramirez, Raskin, and Ready

AN ACT concerning

Criminal Law – Assault – First Responders

FOR the purpose of prohibiting a person from intentionally causing physical injury to another if the person knows or has reason to know that the other is a firefighter, an

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

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 3–203
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 721 – Senators Ready, Hough, and Bates

AN ACT concerning

Carroll County – Correctional Officers’ Bill of Rights

FOR the purpose of making the Correctional Officers’ Bill of Rights applicable to correctional officers in Carroll County; and generally relating to rights of a correctional officer in Carroll County.

BY repealing and reenacting, without amendments,
Article – Correctional Services
Section 8–201(e), 11–1001(a) and (c), and 11–1004
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Correctional Services
Section 11–1002
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

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

Senate Bill 735 – Senator Zirkin

AN ACT concerning

Office of the Public Defender – Eligibility – Requirements

FOR the purpose of requiring the Office of the Public Defender to investigate the financial status of each applicant; requiring the Office to require a certain applicant to execute and deliver certain requests or authorizations that are needed in order to evaluate eligibility for services of the Office; requiring the Office to submit certain requests to the Department of Labor, Licensing, and Regulation ~~and the Comptroller~~ for certain

information; authorizing the exchange of certain information by electronic format approved by a certain agency; and generally relating to the Office of the Public Defender.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 16–210
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

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

Senate Bill 831 – Baltimore County Senators (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.

Senate Bill 848 – Senators Hough and Young

AN ACT concerning

Interagency Disabilities Board – Membership and Duties – Community Inclusion Training Oversight

FOR the purpose of altering the membership of the Interagency Disabilities Board; requiring the Board to review the content and monitor the implementation of the training objectives and curriculum adopted by the Police Training Commission for a community inclusion training program at least once in a certain time period or more frequently if requested by the Commission; and generally relating to the membership and duties of the Interagency Disabilities Board.

BY repealing and reenacting, with amendments,
Article – Human Services
Section 7–128 and 7–131
Annotated Code of Maryland
(2007 Volume and 2014 Supplement)

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

Senate Bill 869 – Senators Edwards and ~~Serafini~~, Serafini, Astle, Benson, Feldman, Hershey, Jennings, Kelley, Klausmeier, Mathias, Middleton, Pugh, and Reilly

AN ACT concerning

**Health Insurance – Ambulance Service Providers – Direct Reimbursement –
Repeal of Termination Date**

FOR the purpose of repealing the termination date of certain provisions of law relating to direct reimbursement by health insurers, nonprofit health service plans, and health maintenance organizations for transportation by ambulance; and generally relating to direct reimbursement of ambulance service providers under health insurance.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 15–138
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Chapter 425 of the Acts of the General Assembly of 2011
Section 4

BY repealing and reenacting, with amendments,
Chapter 426 of the Acts of the General Assembly of 2011
Section 4

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

Senate Bill 913 – Washington County Senators

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.

Senate Bill 923 – Washington County Senators

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.

Senate Bill 925 – Washington County Senators

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.

Senate Bill 928 – Senator Mathias

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.

Note: The Chief Clerk's Office delivered House Bill No. 1118 to the Governor's Office today.

QUORUM CALL

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

(See Roll Call No. 638)

ADJOURNMENT

At 11:33 A.M. on motion of Delegate Kaiser the House adjourned until 8:00 P.M. on Legislative Day March 26, 2015, Calendar Day Monday, March 30, 2015.

Annapolis, Maryland
Legislative Day: March 26, 2015
Calendar Day: Monday, March 30, 2015

The House met at 8:01 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate William Folden of Frederick County.

QUORUM CALL

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

(See Roll Call No. 639)

The Journal of March 25, 2015 was read and approved.

EXCUSES:

Del. B. Barnes – personal
Del. Bromwell – illness
Del. Impallaria – late – traffic
Del. McDonough – illness
Del. Proctor – illness

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 106	Montgomery County Delegation	Montgomery County – Illegal Dumping and Litter Control Law – Adoption of Local Ordinance MC 11–15
HB 182	Del. Lafferty	Housing – Community Development Administration – Residential Mortgage Loans

By Order,
Sylvia Siegert, Chief Clerk

Read and ordered journalized.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #12

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 1289 – Delegate Dumais

AN ACT concerning

Maryland Uniform Interstate Family Support Act – Revision

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 1290 – Delegates Adams, Anderton, Fisher, Hornberger, Jacobs, Mautz, and Otto

AN ACT concerning

Managed Care Organizations – Enrollees Access to Pharmacy Services – Requirements

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

The Tribute to Fallen Heroes Ceremony was presented by Delegate C.T. Wilson of Charles County.

THE COMMITTEE ON APPROPRIATIONS REPORT #8

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

House Bill 71 – The Speaker (By Request – Administration)

AN ACT concerning

Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2015, and the Maryland Consolidated Capital Bond Loans of 2004, 2005, 2008, 2009, 2010, 2011, 2012, 2013, and 2014

REPORT OF THE HOUSE APPROPRIATIONS COMMITTEE
TO THE MARYLAND HOUSE OF DELEGATES – 2015 SESSION –
RECOMMENDATIONS, REDUCTIONS, AND SUMMARY OF ACTION
PERTAINING TO HOUSE BILL 71 – THE CAPITAL BUDGET

(See Exhibit K of Appendix II)

HOUSE APPROPRIATIONS COMMITTEE REPRINT TO
HOUSE BILL 71 – THE CAPITAL BUDGET

(See Exhibit L of Appendix II)

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

The motion was adopted.

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

House Bill 110 – The Speaker (By Request – Administration)

AN ACT concerning

Creation of a State Debt – Qualified Zone Academy Bonds

Favorable report adopted.

Delegate Jones 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 923 – Delegates Hixson, Barkley, Barve, Carr, Cullison, Dumais, Fraser-Hidalgo, Frick, Gilchrist, Gutierrez, Kaiser, Kelly, Korman, Kramer, Luedtke, A. Miller, Moon, Morales, Platt, Reznik, S. Robinson, Smith, Waldstreicher, and Zucker

AN ACT concerning

Capital Grant Program for Local School Systems With Significant Enrollment Growth or Relocatable Classrooms

HB0923/164868/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 923

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, Beidle, Haynes, Sophocleus, Lafferty, Walker, Turner, Jones, and Gaines”.

AMENDMENT NO. 2

On page 2, in line 8, strike “STUDENT” and substitute “FULL-TIME EQUIVALENT”; strike in their entirety lines 26 and 27; in lines 28 and 29, strike “(II)” and “(III)”, respectively, and substitute “(I)” and “(II)”, respectively; and in line 28, after “FUNDS” insert “EQUAL TO THE REQUIRED LOCAL COST-SHARE ESTABLISHED IN ACCORDANCE WITH § 5-301(D)(3) OF THIS SUBTITLE”.

On page 3, in line 11, after “PROGRAM” insert “THAT ALLOCATE FUNDS BASED ON EACH ELIGIBLE COUNTY BOARD’S PROPORTIONATE SHARE OF THE TOTAL FULL-TIME EQUIVALENT ENROLLMENT OF THE COUNTY BOARDS THAT ARE ELIGIBLE TO PARTICIPATE IN THE PROGRAM”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Jones 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 1182 – Chair, Appropriations Committee (By Request – Departmental – University System of Maryland)

AN ACT concerning

Academic Facilities Bonding Authority

HB1182/274265/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1182

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “subdivisions;” insert “declaring the intent of the General Assembly;”; and in lines 14 and 24, in each instance, strike “principle” and substitute “principal”.

AMENDMENT NO. 2

On page 1, in line 14, strike “\$17,500,000” and substitute “\$37,500,000”; in line 16, after “County):” insert:

“(i);”

in line 17, after “Improvements” insert “... (\$5,000,000); and

(ii) New Bioengineering Building ... (\$20,000,000);

and in line 18, after “Commons” insert “... (\$12,500,000)”.

AMENDMENT NO. 3

On page 2, after line 6, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that the Capital Debt Affordability Committee reduce the recommended maximum amount of academic facilities bonds for fiscal 2017 and 2018 by \$10,000,000 in each year.”;

and in line 7, strike “2.” and substitute “3.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Jones moved to make the Bill a Special Order for Wednesday.

The motion was adopted.

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

House Bill 489 – Delegates A. Miller, Barkley, Beidle, Chang, Dumais, Fraser–Hidalgo, Frush, Hixson, Jalisi, Kelly, Lam, Moon, Morhaim, Pena–Melnik, Platt, S. Robinson, Rosenberg, M. Washington, C. Wilson, and K. Young

AN ACT concerning

Electronic Cigarettes – Sale to Minors – Components, Supplies, and Enforcement

HB0489/523891/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 489

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with the first “authorizing” in line 14 down through “costs;” in line 15; and in line 17, after “purpose;” insert “defining a certain term;”.

AMENDMENT NO. 2

On page 2, in line 24, after “(1)” insert “IN THIS SUBSECTION, “DESIGNEE” MEANS A RETIRED SWORN LAW ENFORCEMENT OFFICER EMPLOYED BY A COUNTY HEALTH OFFICER OR AN EMPLOYEE OF A LOCAL HEALTH DEPARTMENT TRAINED IN CIVIL ENFORCEMENT.”

(2)”;

and in line 27, strike “(2)” and substitute “(3)”.

On page 3, in lines 11, 14, and 28, strike “(3)”, “(4)”, and “(5)”, respectively, and substitute “(4)”, “(5)”, and “(6)”, respectively.

AMENDMENT NO. 3

On page 4, strike in their entirety lines 1 through 3, inclusive; in lines 4 and 10, strike “(6)” and “(7)”, respectively, and substitute “(7)” and “(8)”, respectively; and strike beginning with “(I)” in line 4 down through “(II)” in line 7.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

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

The motion was adopted.

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #16

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 1287 – Delegate O’Donnell

AN ACT concerning

Tidal Fisheries Advisory Commission and Sport Fisheries Advisory Commission – Membership

HB1287/690116/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1287

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 6 and 7, strike “member of the Maryland Shellfish Growers Association” and substitute “representative of the aquaculture industry in the State”.

AMENDMENT NO. 2

On page 2 in lines 24 and 25, and on page 3 in lines 14 and 15, in each instance, strike “**MEMBER OF THE MARYLAND SHELLFISH GROWERS ASSOCIATION**” and substitute “**REPRESENTATIVE OF THE AQUACULTURE INDUSTRY IN THE STATE**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #13

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations reported favorably:

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

EMERGENCY BILL

AN ACT concerning

Annual Curative Bill

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations reported favorably:

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

EMERGENCY BILL

AN ACT concerning

Annual Corrective Bill

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 640)

ADJOURNMENT

At 8:58 P.M. on motion of Delegate Kaiser the House adjourned until 11:00 A.M. on Legislative Day March 27, 2015, Calendar Day Tuesday, March 31, 2015.

Annapolis, Maryland
Legislative Day: March 27, 2015
Calendar Day: Tuesday, March 31, 2015

The House met at 11:03 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Herb McMillan of Anne Arundel County.

QUORUM CALL

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

(See Roll Call No. 641)

The Journal of March 26, 2015 was read and approved.

EXCUSES:

Del. Carr – personal

Del. Kaiser – illness

Del. Proctor – illness

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 298 – Senator Norman

AN ACT concerning

~~**Motor Vehicle Administration – Temporary Registration Plates – Regulations**~~
~~**Vehicle Laws – Dealers – Financing or Leasing Agreements**~~

FOR the purpose of ~~requiring the Motor Vehicle Administration to adopt regulations to govern the issuance of a temporary registration plate to a vehicle buyer that accepts delivery of the vehicle before all the agreements of the parties become final; and generally relating to regulations governing the issuance of temporary registration plates~~ requiring that a certain notice be provided to a buyer purchasing a vehicle through dealer-arranged financing or leasing before approval of a third-party financial institution has been received; requiring a dealer to notify a buyer in writing if the terms of a certain financing or lease agreement are not approved by a third-party finance source within a certain period of time; requiring a buyer to return a vehicle to a dealer within a certain period of time under certain

circumstances; authorizing a dealer to repossess a vehicle in accordance with certain provisions of law under certain circumstances; authorizing a dealer and a buyer to agree on new financing or leasing terms under certain circumstances; authorizing a dealer or a buyer to cancel a sale under certain circumstances; requiring a dealer to return any trade-in vehicle, down payment, and titling fee or tax to a buyer if a certain sale is canceled; prohibiting a dealer from charging a fee to a buyer for the use of a vehicle if a certain sale is canceled; requiring a dealer to maintain certain required security for a vehicle until a certain financing or lease agreement is approved by a third-party finance source; prohibiting a buyer from waiving the rights established by this Act; stating that certain provisions of law apply to a financing or lease agreement between a dealer and a buyer; making a violation of this Act an unfair and deceptive trade practice; establishing that a dealer that is found guilty of an unfair and deceptive trade practice is subject to certain enforcement and penalty provisions; and generally relating to sales contracts and financing or leasing agreements for vehicles.

~~BY repealing and reenacting, with amendments,
Article – Transportation
Section 13-602
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)~~

BY repealing and reenacting, with amendments,
Article – Commercial Law
Section 13-301(14)(xxviii)
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Commercial Law
Section 13-301(14)(xxix) and (15)
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

BY adding to
Article – Commercial Law
Section 13-301(14)(xxx)
Annotated Code of Maryland
(2013 Replacement Volume and 2014 Supplement)

BY adding to
Article – Transportation
Section 15-311.3
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 346 – Senators Pugh, Middleton, Bates, Klausmeier, Madaleno, Montgomery, Nathan-Pulliam, Salling, Waugh, and Young

AN ACT concerning

Pharmacists – Scope of Practice – ~~Revisions~~ Administration of Drugs

FOR the purpose of authorizing certain pharmacists to administer ~~drugs or biological products~~ a self-administered drug to a patient under certain circumstances in accordance with certain regulations; ~~authorizing certain pharmacists to prescribe certain medications under certain circumstances in accordance with certain protocols and certain regulations;~~ defining ~~certain terms~~ a certain term; altering certain definitions; and generally relating to the authority of pharmacists to administer ~~and prescribe medication~~ drugs.

BY repealing and reenacting, with amendments,

Article – Health Occupations
Section 12-101(b) and (t)
Annotated Code of Maryland
(2014 Replacement Volume)

BY adding to

Article – Health Occupations
Section ~~12-509 and 12-510~~ 12-101(v-1) and 12-509
Annotated Code of Maryland
(2014 Replacement Volume)

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

**Senate Bill 622 – Senators Currie, King, Montgomery, Ramirez, ~~and Rosapepe~~
Rosapepe, and Benson**

AN ACT concerning

Education – English Language Learner Liaison Pilot Program

FOR the purpose of establishing the English Language Learner Liaison Pilot Program in the State Department of Education; requiring the Department to implement the Program in a certain local school systems ~~system~~ in the State; specifying the purpose of the Program; requiring the Department to report annually to certain committees of the General Assembly; defining a certain term; providing for the termination of this Act; and generally relating to the English Language Learner Liaison Pilot Program.

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.

Senate Bill 812 – Senator Reilly

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – ~~Craft~~ Limited Distillery License

FOR the purpose of establishing a Class 9 ~~craft~~ limited distillery license in Anne Arundel 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 Anne Arundel 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 Rules and Executive Nominations.

Senate Bill 854 – Senators Young, Mathias, and Montgomery

AN ACT concerning

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

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

BY repealing and reenacting, with amendments,
Article – State Government
Section 10–117
Annotated Code of Maryland
(2014 Replacement Volume)

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

Senate Bill 870 – Senator Edwards

AN ACT concerning

Garrett County – Memorial Hospital – Board of Governors

FOR the purpose of ~~imposing term limits on~~ 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.

Senate Bill 761 – Senators Feldman, Brochin, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Middleton, Montgomery, Ramirez, Raskin, Rosapepe, and Waugh

AN ACT concerning

**Disabled Individuals – Task Force on the Maryland ABLE Program =
~~Established~~**

~~FOR the purpose of requiring the College Savings Plans of Maryland Board to establish the Maryland ABLE Program for certain purposes subject to certain provisions; requiring the Board to oversee the administration of the Maryland ABLE Program; altering the membership of the Board; requiring the Board to maintain the Maryland ABLE Program in compliance with certain standards; requiring the Board to adopt certain procedures; requiring the Board to issue certain statements to account holders at least once each year; authorizing the Board to issue certain requests for proposals; requiring the Board to consider proposals that meet certain criteria; authorizing the Board to require certain fees; establishing certain limitations and requirements for contributions to and administration of the Maryland ABLE Program; establishing participation and distribution requirements; providing that neither the faith and credit nor the taxing power of the State is pledged to the payment of debts, contracts, and obligations of the Maryland ABLE Program; providing that certain entities are not liable for certain losses; prohibiting certain money from being considered or commingled with certain money or deposited in the State Treasury; exempting certain entities and accounts from the Insurance Article; providing that the assets and the income of the Maryland ABLE Program are exempt from State and local taxation; prohibiting a person from seizing a certain benefit or asset; requiring certain audits; altering a certain power of attorney form; allowing a subtraction modification under the State income tax for certain contributions to an account under the Maryland ABLE Program; allowing certain amounts disallowed under the subtraction modification as a result of a certain limitation to be carried over and subtracted for succeeding taxable years; requiring an addition modification for certain distributions made under certain accounts; making conforming changes; providing for the application of certain provisions of this Act; defining certain terms; and generally relating to the College Savings Plans of Maryland and Maryland ABLE Program.~~

FOR the purpose of establishing a Task Force on the Maryland Achieving a Better Life Experience (ABLE) Program; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study 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; stating the intent of the General Assembly to establish an ABLE Program; requiring the General Assembly to consider legislation proposed by the Task Force to establish an ABLE Program; defining a certain term; providing for the termination of this Act; and generally relating to the Task Force on the Maryland ABLE Program.

~~BY repealing and reenacting, with amendments,
 Article — Education
 Section 18-1901, 18-1902.1, 18-1904(b) and (c), 18-1905(d)(3), (e), and (f),
 18-19A-05, and 18-19B-05
 Annotated Code of Maryland
 (2014 Replacement Volume and 2014 Supplement)~~

~~BY adding to~~

~~Article – Education~~

~~Section 18-19C-01 through 18-19C-08 to be under the new subtitle “Subtitle 19C-
Maryland ABLE Program”~~

~~Annotated Code of Maryland~~

~~(2014 Replacement Volume and 2014 Supplement)~~

~~BY repealing and reenacting, with amendments,~~

~~Article – Estates and Trusts~~

~~Section 17-203~~

~~Annotated Code of Maryland~~

~~(2011 Replacement Volume and 2014 Supplement)~~

~~BY repealing and reenacting, without amendments,~~

~~Article – Tax – General~~

~~Section 10-205(a), 10-207(a), and 10-208(a)~~

~~Annotated Code of Maryland~~

~~(2010 Replacement Volume and 2014 Supplement)~~

~~BY adding to~~

~~Article – Tax – General~~

~~Section 10-205(l), 10-207(cc), and 10-208(v)~~

~~Annotated Code of Maryland~~

~~(2010 Replacement Volume and 2014 Supplement)~~

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

Senate Bill 843 – Senators Waugh, Astle, Bates, Brochin, Cassilly, DeGrange, Eckardt, Edwards, Hershey, Hough, Jennings, Kagan, King, Klausmeier, Manno, Mathias, Montgomery, Norman, Peters, Pugh, Ramirez, Raskin, Ready, Reilly, Rosapepe, Salling, Serafini, Simonaire, and Young

AN ACT concerning

~~Higher Education – Military Dependents – In State Tuition~~

University System of Maryland – Members of the Armed Forces – Financial Aid

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~~ establishing the Return to Maryland Program; providing for the purpose of the Program; providing that certain eligible students are exempt from paying the nonresident tuition rate at constituent institutions of the University System of Maryland; providing that the Program is limited to a certain number of students; requiring the University System of Maryland to administer the Program; requiring the University System of Maryland to submit a certain report to the General Assembly on or before

a certain date; and generally relating to financial aid for 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)~~

BY adding to
Article – Education
Section 15–106.9
Annotated Code of Maryland
(2014 Replacement Volume and 2014 Supplement)

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

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 14	Del. O'Donnell	Hunting Licenses – Exemption for Retired Members of the Armed Forces
HB 51	Chair, Judiciary Committee	Circuit Court Real Property Records Improvement Fund – Funding
HB 130	Del. Jones	African American Heritage Preservation Program – Reestablishment and Revisions
HB 296	Carroll County Delegation	Carroll County – Public Facilities Bonds
HB 664	Frederick County Delegation	Frederick County Property Tax Fairness Act of 2015 (Strengthening Frederick Municipalities)

By Order,
Sylvia Siegert, Chief Clerk

Read and ordered journalized.

THE COMMITTEE ON APPROPRIATIONS REPORT #9

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

Senate Bill 13 – Senators Conway and Pinsky

AN ACT concerning

Institutions of Higher Education – Fully Online Distance Education – Definition

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

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

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 102 – Senator Peters (Chair, Joint Committee on Pensions)

AN ACT concerning

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

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:

Senate Bill 103 – Senator Peters (Chair, Joint Committee on Pensions)

AN ACT concerning

Judges’ Retirement System – Membership, ~~Accrual of Interest~~ Benefits, and Reemployment

SB0103/284560/1

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 103
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 25, after “requirements;” insert “altering a certain definition;”.

On page 2, in line 5, after “Section” insert “27-101.”.

AMENDMENT NO. 2

On page 2, after line 20, insert:

“27-101.

(a) In this subtitle the following words have the meanings indicated.

(b) “Termination of service” includes:

(1) retirement at the age [of 70 years as] required by Article IV, § 3 of the Maryland Constitution;

- (2) voluntary retirement;
- (3) resignation because of disability;
- (4) retirement by order of the Court of Appeals;
- (5) resignation;
- (6) nonelection or nonconfirmation when election or confirmation is required;
- (7) expiration of term without reappointment; or
- (8) abolition of the member's office."

AMENDMENT NO. 3

On page 4, in line 7, strike "**70 YEARS**" and substitute "**THE MANDATORY RETIREMENT AGE REQUIRED BY ARTICLE IV, § 3 OF THE MARYLAND CONSTITUTION**".

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:

Senate Bill 104 – Senator Peters (Chair, Joint Committee on Pensions)

AN ACT concerning

Correctional Officers' Retirement System – Membership and Eligibility for Retirement

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:

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

SB0243/614863/1

BY: Appropriations Committee

AMENDMENT TO SENATE BILL 243

(Third Reading File Bill)

On page 1, strike beginning with “requiring” in line 11 down through “contracts;” in line 12.

On page 4, in line 16, strike “(I)”; and strike in their entirety lines 21 through 23, inclusive.

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:

Senate Bill 286 – Senator Manno

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.

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

Senate Bill 364 – ~~Senator Kasemeyer~~ Senators Kasemeyer and Simonaire

AN ACT concerning

Alternate Contributory Pension Selection – Return to Employment

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 432 – Senator Peters

AN ACT concerning

**Employees’ and Teachers’ Pension Systems – Combination of Service –
Clarification**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 442 – Senator Eckardt

AN ACT concerning

**Employees’ Pension System – Dorchester County Sanitary Commission –
Eligible Governmental Unit**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 726 – Senators Bates and Ready

AN ACT concerning

Employees’ Pension System – Town of Sykesville – Service Credit

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON JUDICIARY REPORT #13

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

Senate Bill 12 – Senator DeGrange

AN ACT concerning

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

SB0012/152514/1

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 12

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning “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 7, strike the brackets; strike beginning with “UNLESS” in line 7 down through “THE” in line 9; in line 9, strike the brackets; in the same line, strike “MAINTAIN”; in line 12, strike the second set of brackets; in the same line, strike “FOR AT

LEAST ~~10~~ 5”; in line 16, strike “FOR AT LEAST 5 YEARS” and substitute “SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, WITHIN 1 YEAR”; and in line 18, strike “5 YEARS” and substitute “1 YEAR”.

AMENDMENT NO. 3

Strike beginning with “THE” in line 19 down through “SUBSECTION” in line 22 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:

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

AN ACT concerning

Clerks of the Circuit Courts – Collection of Appearance Fees

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

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

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 87 – Chair, Judicial Proceedings Committee (By Request – 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:

Senate Bill 264 – Senator Miller

AN ACT concerning

Circuit Court for Calvert County – Fees for Appearance of Counsel

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 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

SB0521/282513/1

BY: House Judiciary Committee

AMENDMENT TO SENATE BILL 521

(Third Reading File Bill)

On page 2, strike in its entirety line 27 and substitute:

“(viii) one educator who works in a student service capacity and who is nominated by the Maryland State Education Association;”.

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:

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 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

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 489 – Delegates A. Miller, Barkley, Beidle, Chang, Dumais, Fraser–Hidalgo, Frush, Hixson, Jalisi, Kelly, Lam, Moon, Morhaim, Pena–Melnyk, Platt, S. Robinson, Rosenberg, M. Washington, C. Wilson, and K. Young

AN ACT concerning

Electronic Cigarettes – Sale to Minors – Components, Supplies, and Enforcement

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. 642)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #48

House Bill 257 – ~~Delegates Szeliga, Impallaria, and McDonough~~ Baltimore County Delegation

AN ACT concerning

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

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

Affirmative – 130 Negative – 6 (See Roll Call No. 643)

The Bill was then sent to the Senate.

House Bill 686 – Delegates C. Wilson, Afzali, Beidle, Bromwell, Brooks, Carozza, Chang, Davis, Dumais, Hill, S. Howard, Kramer, Lam, McConkey, McDonough, McKay, O'Donnell, Otto, Proctor, Reznik, Smith, Sophocleus, ~~and Vogt~~ Vogt, D. Barnes, Buckel, Ebersole, Fennell, Hixson, Hornberger, C. Howard, Kaiser, Long, Luedtke, Metzgar, Patterson, Platt, Reilly, Shoemaker, Simonaire, Tarlau, Turner, Walker, A. Washington, and M. Washington

AN ACT concerning

Income Tax Checkoff – Maryland Veterans Trust Fund

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

Affirmative – 137 Negative – 0 (See Roll Call No. 644)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #49

House Bill 1287 – Delegate O'Donnell

AN ACT concerning

**Tidal Fisheries Advisory Commission and Sport Fisheries Advisory Commission
– Membership**

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

Affirmative – 128 Negative – 9 (See Roll Call No. 645)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #3

**Senate Bill 15 – ~~Senator Conway~~ Senators Conway, Pinsky, Bates, Kagan,
Montgomery, Nathan-Pulliam, Rosapepe, Salling, Simonaire, Waugh, and
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 – 135 Negative – 1 (See Roll Call No. 646)

The Bill was then returned to the Senate.

Senate Bill 20 – Senator Hershey

AN ACT concerning

Kent County – Board of Elections – Membership

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

Affirmative – 136 Negative – 0 (See Roll Call No. 647)

The Bill was then returned to the Senate.

**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**

Delegate Rey moved to make the Bill a Special Order for Wednesday.

The motion was adopted.

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

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

Affirmative – 137 Negative – 0 (See Roll Call No. 648)

The Bill was then returned to the Senate.

Senate Bill 193 – Senators Bates, Guzzone, and Kasemeyer

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 – 137 Negative – 0 (See Roll Call No. 649)

The Bill was then returned to the Senate.

Senate Bill 225 – Senator Reilly

AN ACT concerning

Higher Education – Unaccompanied Homeless Youth Tuition Exemption – Modification

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

Affirmative – 137 Negative – 0 (See Roll Call No. 650)

The Bill was then returned to the Senate.

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**

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

Affirmative – 134 Negative – 0 (See Roll Call No. 651)

The Bill was then returned to the Senate.

Senate Bill 466 – Senators Klausmeier and Jennings

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 – 136 Negative – 0 (See Roll Call No. 652)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #4

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

EMERGENCY BILL

AN ACT concerning

Annual Curative Bill

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

Affirmative – 136 Negative – 0 (See Roll Call No. 653)

The Bill was then returned to the Senate.

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

EMERGENCY BILL

AN ACT concerning

Annual Corrective Bill

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

Affirmative – 137 Negative – 0 (See Roll Call No. 654)

The Bill was then returned to the Senate.

AMENDED IN THE SENATE**House Bill 70 – The Speaker (By Request – Administration)****Budget Bill****(Fiscal Year 2016)**

REPORT OF THE SENATE BUDGET AND TAXATION COMMITTEE TO THE
MARYLAND SENATE – 2015 SESSION – RECOMMENDATIONS, REDUCTIONS,
AND SUMMARY OF ACTION PERTAINING TO HOUSE BILL 70 – THE BUDGET BILL

(See Exhibit M of Appendix II)

SENATE BUDGET AND TAXATION COMMITTEE SUMMARY REPORT ON
HOUSE BILL 70 – THE BUDGET BILL AND
HOUSE BILL 72 – THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit N of Appendix II)

SENATE BUDGET AND TAXATION COMMITTEE REPRINT TO
HOUSE BILL 70 – THE BUDGET BILL

(See Exhibit O of Appendix II)

Delegate McIntosh moved that the House not concur in the Senate amendments.

The preceding 44 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: HB 0070

SPONSOR: The Spkr (Admin)

SUBJECT: Budget – Fiscal Year 2016

By the Majority Leader:

Ladies and Gentlemen of the Senate:

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

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

Delegate McIntosh, Chair
Delegate Jones
Delegate Gaines
Delegate Kaiser
Delegate Zucker

In addition, the House has appointed in advisory capacity: Delegates Proctor, Beitzel, Haynes and A. Miller.

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

AMENDED IN THE SENATE

House Bill 72 – The Speaker (By Request – Administration)

AN ACT concerning

Budget Reconciliation and Financing Act of 2015

SENATE BUDGET AND TAXATION COMMITTEE SUMMARY REPORT ON
HOUSE BILL 70 – THE BUDGET BILL AND
HOUSE BILL 72 – THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit N of Appendix II)

Delegate McIntosh moved that the House not concur in the Senate amendments.

HB0072/429137/1

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 72
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 22 down through “years;” in line 24 and substitute “altering the applicability of a certain provision of law relating to the percentage of a community provider’s total operating expenses that must be spent on certain employee salaries, wages, and fringe benefits; altering the calculation of the percentage of a community provider’s total operating expenses that must be spent on certain employee salaries, wages, and fringe benefits;””.

On pages 1 and 2, strike beginning with “altering” in line 24 on page 1 down through “rates;” in line 1 on page 2 and substitute “expanding the purposes for which the Maryland Energy Administration is required to use a certain fund;””.

On page 2, strike beginning with “altering” in line 3 down through “issue;” in line 5 and substitute “providing an exemption from the personal property tax for an interest of a person in cranes at Maryland Port Administration facilities; authorizing, rather than requiring, the Maryland Aviation Administration Fire Rescue Service to charge a certain ambulance transport fee; making conforming and clarifying changes to provisions of law relating to a certain ambulance transport fee;”; in line 12, after “circumstances;” insert “altering the requirements of a study to be performed by the Maryland Transportation Authority;”; in line 15, after “employees;” insert “altering a certain required appropriation so as to require an appropriation of a certain amount to certain accumulation funds of the State Retirement and Pension System;”; and in line 26, after “circumstances;” insert “prohibiting certain plans of compensation for State positions of employment to be amended to provide a rate of compensation lower than the rate in effect on a certain date; requiring that the amount of salary lost by a State employee as a result of a certain reduction in the employee’s rate of compensation on or after a certain date be included in the calculation of the employee’s earnable compensation by the State Retirement and Pension System for the purpose of determining retirement benefits; authorizing the Board of Trustees for the State Retirement and Pension System to adopt certain policies and procedures; requiring certain reports;””.

On page 3, strike beginning with “setting” in line 2 down through “facility;” in line 4; in line 31, after “Section” insert “5–202(a)(13)(ii), (iii), and (iv);”; in line 32, after “16–305(c)(1)(i),” insert “16–512(a)(1)(x) and (xi);”; and in line 39, after “Section” insert “5–202(a)(13)(v) and (vi) and””.

On page 4, after line 35, insert:

“BY repealing and reenacting, with amendments,

Article – Health – General

Section 7–306.3(b)(1) and (2) and 7–307(d)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)”;

and strike in its entirety line 38 and substitute “Section 8–709(d)”.

On page 5, in line 15, strike “17–220(d)(2) and 17–222(a)” and substitute “7–311(j)(1)”; after line 17, insert:

“BY repealing and reenacting, with amendments,

Article – State Government

Section 9–20B–05(f)

Annotated Code of Maryland

(2014 Replacement Volume)”;

in line 26, strike “10–730(f)(1),”; in line 36, after “Section” insert “7–211(d) and”; in the same line, strike “, (g),”; and after line 38, insert:

“BY repealing

Article – Tax – Property

Section 13–209(g)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 5–415

Annotated Code of Maryland

(2008 Replacement Volume and 2014 Supplement)”.

On page 6, after line 14, insert:

“BY repealing and reenacting, with amendments,

Chapter 397 of the Acts of the General Assembly of 2014

Section 1(b)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 7–311(j)(1)

Annotated Code of Maryland

(2009 Replacement Volume and 2014 Supplement)

(As enacted by Section 1 of this Act)”.

AMENDMENT NO. 2

On page 12, after line 22, insert:

“(a) (13) “Target per pupil foundation amount” means:

(ii) Except as provided in items (iii) [and], (iv), (V), AND (VI) of this paragraph, in subsequent fiscal years:

1. The target per pupil foundation amount for the prior fiscal year increased by the same percentage as the lesser of:

A. The increase in the implicit price deflator for State and local government expenditures for the second prior fiscal year;

B. The Consumer Price Index for All Urban Consumers for the Washington–Baltimore metropolitan area, or any successor index, for the second prior fiscal year; or

C. 5%; or

2. If there is no increase in the implicit price deflator for State and local government expenditures for the second prior fiscal year or in the Consumer Price Index for All Urban Consumers for the Washington–Baltimore metropolitan area, or any successor index, for the second prior fiscal year, the target per pupil foundation amount for the prior fiscal year;

(iii) In fiscal year 2012, \$6,694; [and]

(iv) In each of fiscal years 2013 through 2015:

1. The target per pupil foundation amount for the prior fiscal year increased by the same percentage as the lesser of:

A. The increase in the implicit price deflator for State and local government expenditures for the second prior fiscal year;

B. The Consumer Price Index for All Urban Consumers for the Washington–Baltimore metropolitan area, or any successor index, for the second prior fiscal year; or

C. 1%; or

2. If there is no increase in the implicit price deflator for State and local government expenditures for the second prior fiscal year or in the Consumer Price Index for All Urban Consumers for the Washington–Baltimore metropolitan area, or any successor index, for the second prior fiscal year, the target per pupil foundation amount for the prior fiscal year;

(V) IN FISCAL YEAR 2016, \$6,954; AND

(VI) IN EACH OF FISCAL YEARS 2017 THROUGH 2020:

1. THE TARGET PER PUPIL FOUNDATION AMOUNT FOR THE PRIOR FISCAL YEAR INCREASED BY THE SAME PERCENTAGE AS THE LESSER OF:

A. THE INCREASE IN THE IMPLICIT PRICE DEFLATOR FOR STATE AND LOCAL GOVERNMENT EXPENDITURES FOR THE SECOND PRIOR FISCAL YEAR;

B. THE CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS FOR THE WASHINGTON–BALTIMORE METROPOLITAN AREA, OR ANY SUCCESSOR INDEX, FOR THE SECOND PRIOR FISCAL YEAR; OR

C. 1.5%; OR

2. IF THERE IS NO INCREASE IN THE IMPLICIT PRICE DEFLATOR FOR STATE AND LOCAL GOVERNMENT EXPENDITURES FOR THE SECOND

PRIOR FISCAL YEAR OR IN THE CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS FOR THE WASHINGTON–BALTIMORE METROPOLITAN AREA, OR ANY SUCCESSOR INDEX, FOR THE SECOND PRIOR FISCAL YEAR, THE TARGET PER PUPIL FOUNDATION AMOUNT SHALL BE THE AMOUNT FOR THE PRIOR FISCAL YEAR.”.

AMENDMENT NO. 3

On page 14, in line 17, strike “21.0%” and substitute “**20.75%**”; in line 22, strike “22.0%” and substitute “**21%**”; and in line 27, strike “23%” and substitute “**21%**”.

AMENDMENT NO. 4

On page 17, after line 10, insert:

“16–512.

(a) (1) The total State operating fund per full–time equivalent student appropriated to Baltimore City Community College for each fiscal year other than fiscal year 2013, as requested by the Governor shall be:

(x) In fiscal year 2019, not less than an amount equal to [61%] **60%** of the State’s General Fund appropriation per full–time equivalent student to the 4–year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year;

(xi) In fiscal year 2020, not less than an amount equal to [62.5%] **60%** of the State’s General Fund appropriation per full–time equivalent student to the 4–year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year;”.

AMENDMENT NO. 5

On page 18, in line 4, strike “10.1%” and substitute “**9.6%**”; in line 7, strike “10.5%” and substitute “**9.6%**”; in line 10, strike “10.8%” and substitute “**9.6%**”; and in line 13, strike “11.1%” and substitute “**9.6%**”.

AMENDMENT NO. 6

On page 25, after line 2, insert:

“Article – Health – General7–306.3.

(b) (1) (I) [This] EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THIS subsection applies in fiscal [2015] YEAR 2016 and each fiscal year thereafter before the earlier of:

[(i)] 1. The implementation of the payment system required under § 7–306.2 of this subtitle; or

[(ii)] 2. The end of fiscal year 2019.

(II) THIS SUBSECTION DOES NOT APPLY IN ANY FISCAL YEAR IN WHICH THE RATE INCREASE FOR COMMUNITY SERVICE PROVIDERS IS LESS THAN 3.0% OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR OBJECT 08 CONTRACTUAL SERVICES PROGRAM M00M01.02 COMMUNITY SERVICES IN THE PRIOR FISCAL YEAR.

(2) The percentage of a community provider’s total reported operating expenses, excluding interest on capital and other capital expenses, that is spent on direct support employee salaries, wages, and fringe benefits for a fiscal year, as reported to the Department by the provider in its fiscal year cost report data form, may not be less than the percentage of the community provider’s total reported operating expenses spent on direct support employee salaries, wages, and fringe benefits for [fiscal year 2014] THE LAST FISCAL YEAR IN WHICH THE RATE INCREASE FOR COMMUNITY SERVICE PROVIDERS IS LESS THAN 3.0% OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00M01.02 COMMUNITY SERVICES IN THE PRIOR FISCAL YEAR.”.

AMENDMENT NO. 7

On page 25, before line 3, insert:

“7–307.

(d) (1) The Governor’s proposed budget for fiscal year 2016 shall include a [3.5%] 3.0% rate increase for community service providers over the funding provided in

the legislative appropriation for Object 08 Contractual Services in Program M00M01.02 Community Services for fiscal year 2015.

(2) The Governor’s proposed budget for fiscal year 2017 shall include a [3.5%] 3.0% rate increase for community service providers over the funding provided in the legislative appropriation for Object 08 Contractual Services in Program M00M01.02 Community Services for fiscal year 2016.

(3) The Governor’s proposed budget for fiscal year 2018 shall include a [3.5%] 3.0% rate increase for community service providers over the funding provided in the legislative appropriation for Object 08 Contractual Services in Program M00M01.02 Community Services for fiscal year 2017.

(4) The Governor’s proposed budget for fiscal year 2019 shall include a [3.5%] 3.0% rate increase for community service providers over the funding provided in the legislative appropriation for Object 08 Contractual Services in Program M00M01.02 Community Services for fiscal year 2018.

(5) THE GOVERNOR’S PROPOSED BUDGET FOR FISCAL YEAR 2020 SHALL INCLUDE A 3.0% RATE INCREASE FOR COMMUNITY SERVICE PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00M01.02 COMMUNITY SERVICES FOR FISCAL YEAR 2019.”

AMENDMENT NO. 8

On page 25, strike in their entirety lines 4 through 18, inclusive.

AMENDMENT NO. 9

On page 27, after line 6, insert:

“7–311.

(j) (1) Except as provided in paragraph (2) of this subsection [and § 13–209(g) of the Tax – Property Article], for fiscal year 2007 and for each subsequent fiscal year, the Governor shall include in the budget bill an appropriation to the Account equal to the amount by which the unappropriated General Fund surplus as of June 30 of the second preceding fiscal year exceeds \$10,000,000.”

On pages 31 and 32, strike in their entirety the lines beginning with line 5 on page 31 through line 8 on page 32, inclusive.

On page 32, in line 9, strike “(h)” and substitute “(G)”; and in line 11, strike “or (g)”.

AMENDMENT NO. 10

On pages 27 and 28, strike in their entirety the lines beginning with line 29 on page 27 through line 6 on page 28, inclusive.

AMENDMENT NO. 11

On page 28, after line 6, insert:

“Article – State Government

9–20B–05.

(f) The Administration shall use the Fund:

(1) to invest in the promotion, development, and implementation of:

(i) cost-effective energy efficiency and conservation programs, projects, or activities, including measurement and verification of energy savings;

(ii) renewable and clean energy resources;

(iii) climate change programs directly related to reducing or mitigating the effects of climate change; and

(iv) demand response programs that are designed to promote changes in electric usage by customers in response to:

1. changes in the price of electricity over time; or

2. incentives designed to induce lower electricity use at times of high wholesale market prices or when system reliability is jeopardized;

(2) to provide targeted programs, projects, activities, and investments to reduce electricity consumption by customers in the low-income and moderate-income residential sectors;

(3) to provide supplemental funds for low-income energy assistance through the Electric Universal Service Program established under § 7-512.1 of the Public Utilities Article and other electric assistance programs in the Department of Human Resources;

(4) to provide rate relief by offsetting electricity rates of residential customers, including an offset of surcharges imposed on ratepayers under § 7-211 of the Public Utilities Article;

(5) to provide grants, loans, and other assistance and investment as necessary and appropriate to implement the purposes of the Program as set forth in § 9-20B-03 of this subtitle;

(6) to implement energy-related public education and outreach initiatives regarding reducing energy consumption and greenhouse gas emissions;

(7) to provide rebates under the Electric Vehicle Recharging Equipment Rebate Program established under § 9-2009 of this title; [and]

(8) TO PROVIDE GRANTS TO ENCOURAGE COMBINED HEAT AND POWER PROJECTS AT INDUSTRIAL FACILITIES; AND

[(8)] (9) to pay the expenses of the Program.”.

AMENDMENT NO. 12

On page 29, strike in their entirety lines 28 through 33, inclusive.

AMENDMENT NO. 13

On page 30, after line 8, insert:

“7-211.

(d) (1) In this subsection, “port facility” includes at least 1 or a combination of:

(i) lands, piers, docks, wharves, warehouses, sheds, transit sheds, elevators, compressors, refrigeration storage plants, buildings, structures, and other facilities, appurtenances, and equipment that is useful or designed for use in connection with shipbuilding, ship repair, or the operation of a port;

(ii) every kind of terminal, storage structure, or facility that is useful or designed for use in handling, storing, loading, or unloading freight or passengers at marine terminals; and

(iii) every kind of transportation facility that is useful or designed for use in connection with any of these.

(2) An interest of a person in property in a port facility that is owned by the federal government or the State, any of their agencies or instrumentalities, or a county or municipal corporation is not subject to the property tax.

(3) AN INTEREST OF A PERSON IN CRANES USED AT MARYLAND PORT ADMINISTRATION FACILITIES IS NOT SUBJECT TO THE PROPERTY TAX.

On page 47, after line 23, insert:

“SECTION 26. AND BE IT FURTHER ENACTED, That § 7–211(d) of the Tax – Property Article, as enacted by Section 1 of this Act, shall be applicable to all taxable years beginning after December 31, 2015.”.

AMENDMENT NO. 14

On page 32, after line 19, insert:

“Article – Transportation

5–415.

(a) In this section, “Fire Rescue Service” means the Maryland Aviation Administration Fire Rescue Service.

(b) Subject to [subsection (c)] SUBSECTIONS (C) AND (E) of this section, the Fire Rescue Service [shall] MAY charge an ambulance transport fee [set in regulations adopted under subsection (d) of this section] to an individual if the Fire Rescue Service transports the individual to a hospital from property owned by the Administration or property subject to a mutual aid agreement to which the Administration is a party.

(c) [(1)] The Fire Rescue Service may not:

[(i)] (1) Question an individual about ability to pay [the] AN ambulance transport fee at the time that ambulance transportation is requested or provided; or

[(ii)] (2) Fail to provide ambulance transportation and emergency medical services because of an individual’s actual or perceived inability to pay [the] AN ambulance transport fee.

[(2)] (D) The Administration may procure the services of a third party billing company to administer [its] AN ambulance transport fee program UNDER THIS SECTION.

[(d)] (E) [The] BEFORE THE FIRE RESCUE SERVICE MAY CHARGE AN AMBULANCE TRANSPORT FEE UNDER THIS SECTION, THE Administration shall adopt regulations to:

(1) Set the AMOUNT OF THE ambulance transport fee; and

(2) Administer the collection of the ambulance transport fee, including regulations governing:

(i) A waiver of the ambulance transport fee in the event of financial hardship;

(ii) The acceptance of reduced payments by commercial insurers and other third-party payors, including Medicare and Medicaid; and

(iii) A requirement that each individual receiving an ambulance transport provide financial information, including the individual’s insurance coverage, and assign insurance benefits to the Administration.

[(e)] (F) The Administration shall deposit the fees collected under this section in the Transportation Trust Fund.”.

AMENDMENT NO. 15

On page 33, in line 37, strike “\$20,000,000” and substitute “\$25,000,000”.

AMENDMENT NO. 16

On page 34, after line 34, insert:

“Chapter 397 of the Acts of 2014

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND.

That:

(b) (1) The Authority shall complete a study and submit a report on the status of its initiative to implement all–electronic tolling in accordance with this subsection.

(2) The study shall include:

(i) an analysis of all–electronic tolling in other states and a description of various all–electronic tolling programs;

(ii) an analysis of electronic toll collection interoperability;

(iii) an analysis of:

1. alternative payment methods that do not exceed the existing cash toll rate at each project;

2. a video toll rate based on an analysis of actual costs and potential savings to collect video tolls; [and]

3. a toll rate needed to address concerns with video toll collection associated with trucks AND CORRESPONDING AXLE COMBINATIONS;

4. INNOVATIVE PROCUREMENT MODELS IMPLEMENTED IN OTHER STATES, INCLUDING MODELS FOR SELECTING THE BEST ROADSIDE AND BACK OFFICE SYSTEMS FOR TOLL COLLECTION AND SYSTEM PROCESSING; AND

5. THE ECONOMIC BENEFITS OF ENSURING A HIGHLY COMPETITIVE PROCUREMENT MODEL;

(iv) an analysis of issues and factors related to all–electronic tolling that must be addressed before all–electronic tolling becomes effective at each project;

(v) an overview of revisions, if any, to the Authority’s initial all–electronic tolling proposal; and

(vi) proposed legislation, if required, relating to the implementation of all–electronic tolling.

(3) The Authority shall submit a report of its findings and recommendations on or before January 1, 2016, to:

(i) the County Executive and County Council of Cecil County;

(ii) the County Executive and County Council of Harford County;

(iii) the Mayor and Town Commission of the Town of Perryville;

(iv) the Mayor and City Council of the City of Havre de Grace; and

(v) in accordance with § 2–1246 of the State Government Article, the House Committee on Ways and Means and the Senate Finance Committee.”.

AMENDMENT NO. 17

On page 36, after line 5, insert:

“Article – State Finance and Procurement

7–311.

(j) (1) Except as provided in paragraph (2) of this subsection, for fiscal year [2007] 2017 and for each subsequent fiscal year, the Governor shall include in the budget bill an appropriation to:

(I) the Account equal to ONE–HALF OF the amount by which the unappropriated General Fund surplus as of June 30 of the second preceding fiscal year exceeds \$10,000,000; AND

(II) THE ACCUMULATION FUNDS OF THE STATE RETIREMENT AND PENSION SYSTEM EQUAL TO ONE–HALF OF THE AMOUNT BY WHICH THE

UNAPPROPRIATED GENERAL FUND SURPLUS AS OF JUNE 30 OF THE SECOND PRECEDING FISCAL YEAR EXCEEDS \$10,000,000.

AMENDMENT NO. 18

On page 42, in line 19, strike “or”; and in line 21, after the second “Maryland” insert “.

(iii) increased payments under a collective bargaining agreement negotiated with an accredited representative in accordance with § 7-601 of the Transportation Article; or

(iv) operationally critical staff”;

and before line 22, insert:

“(d) On or before December 1, 2015, in accordance with § 2-1246 of the State Government Article, the University System of Maryland, Morgan State University, and St. Mary’s College of Maryland shall each submit a report to the Senate Budget and Taxation Committee and the House Appropriations Committee that details the policies adopted by the governing boards of those institutions to designate operationally critical staff, all staff identified as operationally critical under subsection (b)(4) of this section, and any merit increases awarded as a consequence of this designation.

(e) On or before December 1, 2015, in accordance with § 2-1246 of the State Government Article, the Department of Budget and Management shall submit a report to the Senate Budget and Taxation Committee and the House Appropriations Committee that details the policies adopted to designate operationally critical staff, all Executive Branch staff identified as operationally critical under subsection (b)(4) of this section, and any merit increases awarded as a consequence of this designation.”.

AMENDMENT NO. 19

On page 42, in line 13, after “(a)” insert “(1)”; in line 17, strike “(b)” and substitute “(2)”; in the same line, strike “provision” and substitute “subsection”; in lines 18 and 20, strike “(1)” and “(2)”, respectively, and substitute “(i)” and “(ii)”, respectively; and after line 21, insert:

“(b) (1) This subsection does not apply to the Executive Pay Plan.

(2) No plan of compensation for any State position of employment may be amended to provide a rate of compensation lower than the rate provided for the position in effect on January 1, 2015.

(c) (1) The amount of salary lost by a State employee as a result of any reduction in the employee’s rate of compensation on or after July 1, 2015, below the rate of compensation of the employee in the same position in effect on January 1, 2015, attributable to the failure to include in the fiscal 2016 budget an appropriation sufficient to continue to fund the cost-of-living adjustments for State employees that took effect on January 1, 2015, shall be included by the State Retirement and Pension Systems in the calculation of the employee’s earnable compensation for the purpose of determining retirement benefits.

(2) The Board of Trustees for the State Retirement and Pension System may adopt any policies and procedures necessary to carry out the provisions of this subsection.”.

AMENDMENT NO. 20

On page 43, in line 17, strike “\$4,000,000” and substitute “\$3,500,000”.

AMENDMENT NO. 21

On page 47, strike in their entirety lines 6 through 11, inclusive.

AMENDMENT NO. 22

On page 47, after line 15, insert:

“SECTION 23. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2016, the Governor may transfer from the Special Fund for Preservation of Cultural Arts in Maryland established under § 4–801 of the Economic Development Article:

(1) \$50,000 as a grant to the Board of Trustees of Sotterley Plantation Museum;

(2) \$125,000 as a grant to the Maryland Historical Society;

(3) \$225,000 as a grant to the Maryland Humanities Council;

(4) \$790,042 as a grant to the Maryland State Arts Council for the purpose of making grants to arts organizations;

(5) \$467,000 as a grant to the Maryland Academy of Sciences; and

(6) \$342,958 to the General Fund.”.

AMENDMENT NO. 23

On page 47, in lines 12, 24, 26, and 28, strike “23.”, “26.”, “27.”, and “28.”, respectively, and substitute “22.”, “27.”, “28.”, and “29.”, respectively; and in line 29, strike “26 and 27” and substitute “27 and 28”, respectively.

The preceding 23 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: HB 0072

SPONSOR: The Spkr (Admin)

SUBJECT: Budget Reconciliation and Financing Act of 2015

By the Majority Leader:

Ladies and Gentlemen of the Senate:

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

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

Delegate McIntosh, Chair

Delegate Jones

Delegate Gaines

Delegate Hammen

Delegate Haynes

In addition, the House has appointed in advisory capacity: Delegates Proctor, Beitzel, Hixson and B. Barnes.

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

INTRODUCTION OF BILLS

Delegate Bromwell moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 655)

In compliance with the rules, the Bill was introduced.

House Bill 1291 – Delegate Bromwell

EMERGENCY BILL

AN ACT concerning

**Medicaid Managed Care Organizations – Enrollees Access to Pharmacy
Services
(Any Willing Pharmacy)**

FOR the purpose of requiring a certain program under which Maryland Medical Assistance Program recipients are required to enroll in managed care organizations to ensure that enrollees may elect to receive pharmacy services at a site in the pharmacy provider network of any managed care organization; making this Act an emergency measure; and generally relating to access to pharmacy services for enrollees of managed care organizations.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 15–103(a)(1) and (b)(1)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 15–103(b)(7)
Annotated Code of Maryland
(2009 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. 656)

ADJOURNMENT

At 11:46 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day March 28, 2015, Calendar Day Wednesday, April 1, 2015.

Annapolis, Maryland
Legislative Day: March 28, 2015
Calendar Day: Wednesday, April 1, 2015

The House met at 10:10 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 135 Members present.

(See Roll Call No. 657)

The Journal of March 27, 2015 was read and approved.

EXCUSES:

Del. Branch – funeral

Del. Proctor – illness

Del. S. Robinson – business

Del. A. Washington – late – personal

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 123	Del. Anderson	Baltimore City – Residential Retention Property Tax Credit – Modification
HB 497	Del. Anderson	Property Tax – Exemption – Low Income Housing – Ownership by Limited Liability Company

By Order,
Sylvia Siegert, Chief Clerk

Read and ordered journalized.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #18

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

Senate Bill 11 – Senators Astle and Middleton

AN ACT concerning

Public Service Commission – Hearing Examiners – Change of Job Title

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 54 – Senator Middleton

AN ACT concerning

Public Service Commission – Restrictions After Service

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 77 – Chair, Finance Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Commercial Law – Secured Transactions – ~~False Records~~ Financing Statements

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 135 – Senator Astle

AN ACT concerning

Workers' Compensation – Heart Disease and Hypertension Presumption – Anne Arundel County ~~Correctional~~ Detention Officers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 203 – Senator Conway

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

Senate Bill 215 – Senator Astle

EMERGENCY BILL

AN ACT concerning

Pilots – Recreational Vessels – Employment Requirement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 328 – Senators Klausmeier, Bates, Cassilly, DeGrange, Eckardt, Middleton, Montgomery, and Norman

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:

Senate Bill 353 – Senator Hershey

AN ACT concerning

**Electric Companies – Installation of Solar Electric Generating Facility – New
Interconnection Agreement**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 368 – Senator Kelley

AN ACT concerning

Workers’ Compensation Insurance – Cancellation and Nonrenewal – Notice

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

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

SB0401/663695/1

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 401

(Third Reading File Bill)

On page 1, in line 8, strike the first comma and substitute “and”; and in the same line, strike the second comma.

On page 3, in line 2, strike “AND” and substitute “OR”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 460 – ~~Senators Feldman and Klausmeier~~, Klausmeier, and Middleton

AN ACT concerning

Public Utilities – Electricity – Construction of Overhead Transmission Lines

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 465 – ~~Senators Klausmeier and Middleton~~, Middleton, Kelley, Mathias, and Pugh

AN ACT concerning

Chesapeake Employers’ Insurance Company ~~and Injured Workers’ Insurance Fund Advisory Board~~

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 536 – Senator Conway

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:

**Senate Bill 554 – Chair, Finance Committee (By Request – Departmental –
Maryland Insurance Administration)**

AN ACT concerning

Insurance – Reinsurers – Fees

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 579 – Senator Pugh

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:

**Senate Bill 582 – Senators Pugh, Currie, McFadden, Muse, ~~and Rosapepe~~
Rosapepe, and Benson**

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:

Senate Bill 610 – Senators Pinsky, Bates, and Young

AN ACT concerning

Real Estate Brokers and Salespersons – Continuing Education – 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:

Senate Bill 770 – Senator Astle

AN ACT concerning

**Insurance – Motor Vehicle Rental Companies – Limited Lines License to Sell
Insurance**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT
#9**

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

Senate Bill 1 – Senator Conway

AN ACT concerning

**Health Occupations – Pharmacists – Refills of Prescriptions During State of
Emergency**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 14 – Senator Conway

AN ACT concerning

**Health Occupations – Board of Pharmacy – Pharmacist Rehabilitation
Committee – Definition**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 30 – Senator Peters

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 48 – Senator Conway

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:

Senate Bill 59 – The President (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:

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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 74 – Senators Feldman, Benson, Kelley, and Klausmeier

AN ACT concerning

Task Force to Study Maternal Mental Health

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 92 – Senator Middleton

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

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

SB0094/736781/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 94

(Third 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 4, in line 6, 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:

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 148 – Senator Klausmeier

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 201 – Senator Conway

AN ACT concerning

**State Board for the Certification of Residential Child Care Program
Professionals – Revisions**

SB0201/166286/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 201

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, after “circumstances;” insert “altering the period of time during which a noncertified person may serve in the capacity of acting program administrator;”.

AMENDMENT NO. 2

On page 4, in line 19, strike “180” and substitute “**60**”; and in lines 25 and 27, in each instance, strike “180–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.

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

Senate Bill 220 – The President

AN ACT concerning

General Assembly – Mandated Reports by State Agencies

SB0220/356889/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 220

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 21, strike “and”; and in the same line, after “6–307” insert “, and 10–713”.

On page 10, in line 29, after “(g)” insert “[The]”; and in the same line, strike “YEAR the” and substitute “YEAR, THE”.

AMENDMENT NO. 2

On page 17, after line 19, 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.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 241 – Senator Astle

AN ACT concerning

Health Insurance – Coverage for Ostomy Equipment and Supplies – Required

SB0241/136386/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 241

(Third 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 17, strike “AND”; in line 18, after “BELTS” insert “, AND CATHETERS USED FOR DRAINAGE OF UROSTOMIES”; and strike beginning with “(1)” in line 19 down through “(E)” in line 26.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 325 – Senator Pugh

AN ACT concerning

Life Insurers – Reserve Investments – Loans Secured by Real Estate

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 437 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

**Nonprofit Health Service Plans – Hearing and Order – Impact of Law or
Regulatory Action by Another State**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 450 – Senator Guzzone

AN ACT concerning

**Health Insurance – Expense Reimbursement Claims Forms – Methods for
Submission**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 461 – Senators Feldman and Hershey

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:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #15

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 177 – Senator Kasemeyer

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:

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

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:

Senate Bill 186 – Senator McFadden (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:

Senate Bill 541 – Senator McFadden (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Property Tax Credit – Supermarkets

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 561 – Senators Peters, Brochin, Hough, Jennings, ~~and Lee~~ Lee, and DeGrange

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:

Senate Bill 763 – Senators Peters, DeGrange, Kasemeyer, King, and Miller

AN ACT concerning

Tax Amnesty Program

SB0763/675466/1

BY: Committee on Ways and Means

AMENDMENT TO SENATE BILL 763

(Third Reading File Bill)

On page 3, strike beginning with “(i)” in line 15 down through “(ii)” in line 17; and in lines 21 and 24, strike “1.” and “2.”, respectively, and substitute “(i)” and “(ii)”, respectively.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

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

House Bill 71 – The Speaker (By Request – Administration)

AN ACT concerning

**Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2015,
and the Maryland Consolidated Capital Bond Loans of 2004, 2005, 2008, 2009,
2010, 2011, 2012, 2013, and 2014**

REPORT OF THE HOUSE APPROPRIATIONS COMMITTEE
TO THE MARYLAND HOUSE OF DELEGATES – 2015 SESSION –
RECOMMENDATIONS, REDUCTIONS, AND SUMMARY OF ACTION
PERTAINING TO HOUSE BILL 71 – THE CAPITAL BUDGET

(See Exhibit K of Appendix II)

HOUSE APPROPRIATIONS COMMITTEE REPRINT TO
HOUSE BILL 71 – THE CAPITAL BUDGET

(See Exhibit L of Appendix II)

STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENTS NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

Committee amendment 1 was read and adopted.

Committee amendments 2 through 5 were read and adopted.

Committee amendments 6 through 14 were read and adopted.

Committee amendments 15 through 27 were read and adopted.

Committee amendments 28 through 39 were read and adopted.

Committee amendment 40 was read and adopted.

Committee amendments 41 through 47 were read and adopted.

Committee amendments 48 through 116 were read and adopted.

Committee amendments 117 through 125 were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

House Bill 110 – The Speaker (By Request – Administration)

AN ACT concerning

Creation of a State Debt – Qualified Zone Academy Bonds

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

Read the second time and ordered prepared for Third Reading.

House Bill 923 – Delegates Hixson, Barkley, Barve, Carr, Cullison, Dumais, Fraser-Hidalgo, Frick, Gilchrist, Gutierrez, Kaiser, Kelly, Korman, Kramer, Luedtke, A. Miller, Moon, Morales, Platt, Reznik, S. Robinson, Smith, Waldstreicher, and Zucker

AN ACT concerning

Capital Grant Program for Local School Systems With Significant Enrollment Growth or Relocatable Classrooms

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

Read the second time and ordered prepared for Third Reading.

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

AN ACT concerning

Academic Facilities Bonding Authority

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

Read the second time and ordered prepared for Third Reading.

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

STATUS OF BILL: BILL ON 3RD READING.

FLOOR AMENDMENT

SB0097/803726/1

BY: Delegate Rey

AMENDMENTS TO SENATE BILL 97
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “unless” in line 5 down through “voter” in line 6 and substitute “except under certain circumstances”.

AMENDMENT NO. 2

On page 2, in line 21, after “UNLESS” insert “:

(1) THE BALLOT IS AN ABSENTEE BALLOT THAT WAS POSTMARKED AFTER THE DEATH OF THE VOTER; OR

(2)".

The preceding 2 amendments were read and rejected.

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

Affirmative – 134 Negative – 1 (See Roll Call No. 658)

The Bill was then returned to the Senate.

QUORUM CALL

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

(See Roll Call No. 659)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #50

House Bill 489 – Delegates A. Miller, Barkley, Beidle, Chang, Dumais, Fraser-Hidalgo, Frush, Hixson, Jalisi, Kelly, Lam, Moon, Morhaim, Pena-Melnyk, Platt, S. Robinson, Rosenberg, M. Washington, C. Wilson, and K. Young

AN ACT concerning

Electronic Cigarettes – Sale to Minors – Components, Supplies, and Enforcement

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

Affirmative – 93 Negative – 44 (See Roll Call No. 660)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #5

Senate Bill 12 – Senator DeGrange

AN ACT concerning

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

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

Affirmative – 135 Negative – 0 (See Roll Call No. 661)

The Bill was then returned to the Senate.

**Senate Bill 60 – Chair, Judicial Proceedings 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 – 137 Negative – 0 (See Roll Call No. 662)

The Bill was then returned to the Senate.

**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**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 663)

The Bill was then returned to the Senate.

**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

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

Affirmative – 135 Negative – 0 (See Roll Call No. 664)

The Bill was then returned to the Senate.

Senate Bill 87 – Chair, Judicial Proceedings 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 – 137 Negative – 1 (See Roll Call No. 665)

The Bill was then returned to the Senate.

Senate Bill 264 – Senator Miller

AN ACT concerning

Circuit Court for Calvert County – Fees for Appearance of Counsel

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

Affirmative – 134 Negative – 4 (See Roll Call No. 666)

The Bill was then returned to the Senate.

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

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

Affirmative – 135 Negative – 3 (See Roll Call No. 667)

The Bill was then returned to the Senate.

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

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

Affirmative – 135 Negative – 2 (See Roll Call No. 668)

The Bill was then returned to the Senate.

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

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

Affirmative – 126 Negative – 10 (See Roll Call No. 669)

The Bill was then returned to the Senate.

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

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

Affirmative – 138 Negative – 0 (See Roll Call No. 670)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #6**Senate Bill 13 – Senators Conway and Pinsky**

AN ACT concerning

Institutions of Higher Education – Fully Online Distance Education – Definition

Delegate Szeliga moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

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

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

Affirmative – 137 Negative – 0 (See Roll Call No. 671)

The Bill was then returned to the Senate.

Senate Bill 76 – Senator Peters (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 – 138 Negative – 0 (See Roll Call No. 672)

The Bill was then returned to the Senate.

Senate Bill 102 – Senator Peters (Chair, Joint Committee on Pensions)

AN ACT concerning

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

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

Affirmative – 138 Negative – 0 (See Roll Call No. 673)

The Bill was then returned to the Senate.

Senate Bill 103 – Senator Peters (Chair, Joint Committee on Pensions)

AN ACT concerning

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

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

Affirmative – 135 Negative – 0 (See Roll Call No. 674)

The Bill was then returned to the Senate.

Senate Bill 104 – Senator Peters (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 – 137 Negative – 1 (See Roll Call No. 675)

The Bill was then returned to the Senate.

**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**

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

Affirmative – 133 Negative – 5 (See Roll Call No. 676)

The Bill was then returned to the Senate.

Senate Bill 286 – Senator Manno

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 – 137 Negative – 1 (See Roll Call No. 677)

The Bill was then returned to the Senate.

Senate Bill 364 – ~~Senator Kasemeyer~~ Senators Kasemeyer and Simonaire

AN ACT concerning

Alternate Contributory Pension Selection – Return to Employment

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

Affirmative – 115 Negative – 22 (See Roll Call No. 678)

The Bill was then returned to the Senate.

Senate Bill 432 – Senator Peters

AN ACT concerning

**Employees' and Teachers' Pension Systems – Combination of Service –
Clarification**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 679)

The Bill was then returned to the Senate.

Senate Bill 442 – Senator Eckardt

AN ACT concerning

**Employees' Pension System – Dorchester County Sanitary Commission –
Eligible Governmental Unit**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 680)

The Bill was then returned to the Senate.

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

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

Affirmative – 136 Negative – 2 (See Roll Call No. 681)

The Bill was then returned to the Senate.

Senate Bill 726 – Senators Bates and Ready

AN ACT concerning

Employees’ Pension System – Town of Sykesville – Service Credit

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

Affirmative – 137 Negative – 0 (See Roll Call No. 682)

The Bill was then returned to the Senate.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #14

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 1291 – Delegate Bromwell

EMERGENCY BILL

AN ACT concerning

**Medicaid Managed Care Organizations – Enrollees Access to Pharmacy Services
(Any Willing Pharmacy)**

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

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 134 – Senators Edwards, DeGrange, Eckardt, Hershey, Jennings, King, Manno, Mathias, and Miller

AN ACT concerning

Open Space Incentive Program – Payments to Counties

FOR the purpose of ~~repealing certain provisions that provide counties with a certain percentage of revenues derived from a State forest or park reserve within a county; repealing certain provisions that provide counties with a certain percentage of revenues derived from concession operations within a State forest or park; prohibiting a county from receiving certain revenues derived from a State forest or park reserve within a county if the county receives a certain payment in a fiscal year; prohibiting a county from receiving certain revenues derived from concession operations within a State forest or park if the county receives a certain payment in a fiscal year;~~ requiring certain payments to counties for State forests, parks, and wildlife management areas that are exempt from the property tax; providing for the amount of the payments; providing for a biennial adjustment to the amount of the payments; establishing the manner of determining which land is considered in determining the amount of the payment; clarifying how to apportion the land in a State forest, park, or wildlife management area that is contained in multiple counties; clarifying when land shall be included in the total number of acres for a county in a fiscal year; excluding certain lands from being included in the total number of acres in a county; requiring the Secretary of Natural Resources to certify certain information to the Governor and the Secretary of Budget and Management on or before a certain date; requiring the Governor to include certain amounts to be paid to each county in the annual budget bill; requiring the State to pay to each county a certain percentage of a certain payment on or before certain dates; clarifying that the provisions of this Act may not be construed to prohibit the application of or collection of certain taxes; repealing certain obsolete provisions of law; defining certain terms; and generally relating to payments to counties for State forests, parks, and wildlife management areas within a county.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 5–101(a) and (e), 5–215, and 10–801
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources
Section 5–212 and 5–212.1
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 6–102, 7–210, 7–211(c), and 7–501(a) and (b)
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY adding to
Article – Tax – Property
Section 6.5–101 through 6.5–301 to be under the new title “Title 6.5. Open Space
Incentive Program”
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

**Senate Bill 488 – Senators King, Feldman, and ~~Peters~~ Peters, Currie, Ferguson,
Guzzone, Kasemeyer, Madaleno, Manno, and McFadden**

AN ACT concerning

**Income Tax Credit – Qualified Research and Development Expenses – Credit
Amounts**

FOR the purpose of altering the total amount of research and development tax credits that the Department of Business and Economic Development may approve in a calendar year; providing for the application of this Act; and generally relating to certain credits against the State income tax based on certain expenses paid or incurred for certain research and development conducted in the State.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–721(b)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–721(c)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

Senate Bill 490 – Senators King, Feldman, Kagan, Lee, Madaleno, Manno, Montgomery, ~~and Raskin~~ Raskin, Currie, Guzzone, and Peters

AN ACT concerning

Capital Grant Program for Local School Systems With Significant Enrollment Growth or Relocatable Classrooms

FOR the purpose of establishing the Capital Grant Program for Local School Systems With Significant Enrollment Growth or Relocatable Classrooms; providing for the purpose of the Program and requiring the Interagency Committee on Public School Construction to implement and administer the Program; specifying certain requirements for grants awarded under the Program; requiring the Interagency Committee to award certain grants to certain county boards of education under the Program; requiring the Interagency Committee to develop certain eligibility requirements and certain procedures and processes for grants awarded under the Program; requiring the Interagency Committee to adopt certain procedures; requiring the Governor, beginning in a certain fiscal year, to provide a certain amount of money in the State budget for the Program each fiscal year; specifying that funding provided under the Program is supplemental to public school construction funding from other sources; defining certain terms; and generally relating to the Capital Grant Program for Local School Systems With Significant Enrollment Growth or Relocatable Classrooms.

BY adding to

Article – Education

Section 5–313

Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)

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

Senate Bill 590 – The President (By Request – Administration) and Senators Bates, Eckardt, Edwards, Hershey, Hough, Jennings, Klausmeier, Muse, Norman, Ready, Reilly, Salling, Serafini, Simonaire, ~~and Waugh~~ Waugh, Brochin, and Peters

AN ACT concerning

Small Business Personal Property Tax Relief Act of 2015

FOR the purpose of exempting from the personal property tax persons with certain personal property that is assessed at less than a certain amount of total assessed value for certain taxable years; ~~exempting certain persons from certain annual reporting requirements and any associated fees under certain circumstances; requiring an appropriation in the annual State budget for certain reimbursements to counties or~~

~~municipal corporations in certain years; requiring a person to annually make a certain application to the Department of Assessments and Taxation for a certain exemption by a certain date; requiring the Department to establish application procedures for a certain purpose; exempting a person under certain circumstances from submitting certain information that would otherwise be required; requiring the Department, by a certain date, to contract with a certain entity for a certain audit; requiring a certain report to be submitted to the General Assembly by a certain date; requiring the Governor to include funds in the State budget to cover the cost of a certain audit, not to exceed a certain amount; authorizing the Governor to introduce a certain deficiency appropriation at a certain time; defining a certain term; making certain provisions of this Act subject to a certain contingency; providing for the application of this Act;~~ and generally relating to the personal property tax.

BY adding to

Article – Tax – Property
Section 7–245
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – Property
Section 11–101
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

Senate Bill 592 – The President (By Request – Administration) and Senators Peters, Astle, Bates, Cassilly, Eckardt, Edwards, Hershey, Hough, Jennings, Klausmeier, Mathias, Norman, Ready, Reilly, Salling, Serafini, Simonaire, ~~and Waugh~~ Waugh, Currie, DeGrange, Manno, McFadden, and Muse

AN ACT concerning

**Income Tax – Subtraction Modification – Military Retirement Income –
Individuals at Least 65 Years Old**

FOR the purpose of altering ~~for certain taxable years a certain limitation on a subtraction modification under the Maryland income tax for certain military retirement income;~~ a subtraction modification under the State income tax for certain military retirement income for individuals who are at least a certain age; providing for the application of this Act; and generally relating to ~~a subtraction modification for military~~ the State income taxation of certain retirement income.

BY repealing and reenacting, without amendments,

Article – Tax – General
Section 10–207(a)

Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–207(q)
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

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

SPECIAL ORDERS

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

Senate Bill 13 – Senators Conway and Pinsky

AN ACT concerning

Institutions of Higher Education – Fully Online Distance Education – Definition

STATUS OF BILL: BILL ON 3RD READING.

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

Affirmative – 135 Negative – 2 (See Roll Call No. 683)

The Bill was then returned to the Senate.

MESSAGE FROM THE SENATE

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

BILL: HB 0070
SPONSOR: The Spkr (Admin)
SUBJECT: Budget – Fiscal Year 2016

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

The House has appointed:
Delegate McIntosh, Chair
Delegate Jones
Delegate Gaines

Delegate Kaiser
Delegate Zucker

In addition, the House has appointed in advisory capacity: Delegates Proctor, Beitzel, Haynes and W. Miller.

The Senate appoints:
Senator Kasemeyer, Chair
Senator Madaleno
Senator DeGrange
Senator King
Senator Edwards

In addition, the Senate has appointed in advisory capacity: Senators McFadden, Peters, Serafini and Currie.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE FROM THE SENATE

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

BILL: HB 0072
SPONSOR: The Spkr (Admin)
SUBJECT: Budget Reconciliation and Financing Act of 2015

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

The House has appointed:
Delegate McIntosh, Chair
Delegate Jones
Delegate Gaines
Delegate Hammen
Delegate Haynes

In addition, the House has appointed in advisory capacity: Delegates Proctor, Beitzel, Hixson and B. Barnes.

The Senate appoints:
Senator Kasemeyer, Chair
Senator Madaleno
Senator McFadden
Senator DeGrange
Senator Edwards

In addition, the Senate has appointed in advisory capacity: Senators Peters, King, Currie and Serafini.

Said Bill is returned herewith.

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. 684)

ADJOURNMENT

At 11:50 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day March 29, 2015, Calendar Day Thursday, April 2, 2015.

Annapolis, Maryland
Legislative Day: March 29, 2015
Calendar Day: Thursday, April 2, 2015

The House met at 10:12 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 136 Members present.

(See Roll Call No. 685)

The Journal of March 28, 2015 was read and approved.

EXCUSES:

Del. Pendergrass – personal

Del. Proctor – illness

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 82	Montgomery County Delegation	Montgomery County – Free-Play Pinball Machines – Placement Restrictions – Repeal MC 2-15

By Order,
Sylvia Siegert, Chief Clerk

Read and ordered journalized.

THE COMMITTEE ON WAYS AND MEANS REPORT #16

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 947 – Delegates Pena–Melnyk, Angel, Atterbeary, B. Barnes, Beidle, Campos, Carozza, Carr, Chang, Cullison, Davis, Fraser–Hidalgo, Frick, Frush, Healey, Hill, Hixson, C. Howard, S. Howard, Jalisi, Kaiser, Kelly, Lam, McComas, McDonough, A. Miller, Moon, Morales, O’Donnell, Oaks, Pendergrass, B. Robinson, S. Robinson, Saab, Sample–Hughes, Shoemaker, Simonaire, Smith, Sophocleus, Tarlau, Valderrama, Valentino–Smith, Vaughn, Waldstreicher, A. Washington, M. Washington, West, B. Wilson, C. Wilson, K. Young, and Zucker

AN ACT concerning

**Professional Standards and Teacher Education Board – School Counselors –
Certification Renewal Requirement
(Lauryn’s Law)**

HB0947/105869/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 947

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “on” insert “or before”; in line 6, strike “applicants for renewal of certification” and substitute “certificate holders applying for renewal of a certificate”; and strike beginning with “successfully” in line 7 down through “information;” in line 11 and substitute “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;”.

AMENDMENT NO. 2

On page 2, in line 2, strike “**BEGINNING**” and substitute “**ON OR BEFORE**”; strike beginning with “AN” in line 2 down through “**CERTIFICATE**” in line 3 and substitute “**A CERTIFICATE HOLDER APPLYING FOR RENEWAL OF A CERTIFICATE**”; strike beginning with “**SUCCESSFULLY**” in line 4 down through “**PROVIDES**” in line 5 and substitute “**OBTAINED, BY A METHOD DETERMINED BY THE BOARD,**”; strike beginning with “**SKILL**” in line 6 down through “**CRISIS.**” in line 19 and substitute “**SKILLS REQUIRED TO UNDERSTAND AND RESPOND TO THE SOCIAL, EMOTIONAL, AND PERSONAL DEVELOPMENT OF STUDENTS, INCLUDING KNOWLEDGE AND SKILLS RELATING TO:**”

(1) THE RECOGNITION OF INDICATORS OF MENTAL ILLNESS AND BEHAVIORAL DISTRESS, INCLUDING DEPRESSION, TRAUMA, VIOLENCE, YOUTH SUICIDE, AND SUBSTANCE ABUSE; AND

(2) THE IDENTIFICATION OF PROFESSIONAL RESOURCES TO HELP STUDENTS IN CRISIS.”;

and in line 20, strike “(C)” and substitute “(B)”.

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 965 – Delegates Haynes, Chang, Ebersole, Frush, Hettleman, Hill, Krimm, Lam, Lierman, McIntosh, A. Miller, Morhaim, Tarlau, and P. Young

AN ACT concerning

The Hunger-Free Schools Act of 2015

HB0965/625268/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 965

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike the second “a”; in the same line, strike “year” and substitute “years”; and in line 5, after “program,” insert “requiring the State Department of Education, in collaboration with certain local school systems, to submit a certain report to certain committees of the General Assembly on or before a certain date; requiring the Department, the Department of Budget and Management, and the Department of Legislative Services to submit a certain report to certain committees of the General Assembly on or before a certain date;”.

AMENDMENT NO. 2

On page 2, in line 2, strike “**YEAR 2017**” and substitute “**YEARS 2017 AND 2018**”; strike beginning with “**UNITED**” in line 22 down through “**AGRICULTURE**” in line 23; in line 27, strike “**PROGRAM**” and substitute “**PROVISION**”; after line 29, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That on or before December 1, 2015, the State Department of Education, the Department of Budget and Management, and the Department of Legislative Services shall report to the Senate Budget and Taxation Committee, the House Appropriations Committee, and the House Committee on Ways and Means, in accordance with § 2–1246 of the State Government Article, on:

(a) the research and analysis in the Adequacy of Funding for Education Study relating to using free and reduced–price meal eligibility as a proxy for representing economically disadvantaged students in the State compensatory education aid formula including:

(1) the proxies used in education formulas in other states, particularly states that participate in the Community Eligibility Provision of the federal Healthy, Hunger–Free Kids Act of 2010; and

(2) the identification and analysis of alternative indicators;

(b) the impact of the Community Eligibility Provision on the State compensatory aid program that uses free and reduced–price meal student count as a proxy for representing economically disadvantaged students in the State;

(c) trends in free and reduced–price meal student counts to compare the free and reduced–price meal student count used for school systems participating in the Community Eligibility Provision to the number of students who would be expected to qualify for free and reduced–price meals in the next 5 years based on past trends;

(d) preliminary recommendations on a new proxy or a revised free and reduced–price meal student count that could be used to represent economically disadvantaged students in the State compensatory education aid formula; and

(e) any proposed changes to the calculation under § 5–207(a)(3) of the Education Article, as enacted by Section 1 of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That, on or before December 1, 2018, the State Department of Education, in collaboration with any local school system that

opts into the United States Department of Agriculture community eligibility provision, shall report to the Senate Budget and Taxation Committee, the House Appropriations Committee, and the House Committee on Ways and Means, in accordance with § 2-1246 of the State Government Article, on the impact of this Act on the amount of State aid provided to local school systems.”;

and in line 30, strike “2.” 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 Hixson, Chair, for the Committee on Ways and Means reported favorably:

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)**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 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

SB0334/135267/1

BY: Committee on Ways and Means

AMENDMENT NO. 1

On page 1, in line 5, strike “Maryland”; in line 6, after “to” insert “submit a certain”; and in line 7, after “date;” insert “requiring the Department, the Department of Budget and Management, and the Department of Legislative Services to submit a certain report to certain committees of the General Assembly on or before a certain date;”.

AMENDMENT NO. 2

On page 2, strike beginning with “THROUGH” in line 9 down through “2020” in line 10 and substitute “AND 2018”; strike beginning with “UNITED” in line 29 down through “AGRICULTURE” in line 30; in line 34, strike “PROGRAM” and substitute “PROVISION”; and after line 36, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That on or before December 1, 2015, the State Department of Education, the Department of Budget and Management, and the Department of Legislative Services shall report to the Senate Budget and Taxation Committee, the House Appropriations Committee, and the House Committee on Ways and Means, in accordance with § 2–1246 of the State Government Article, on:

(a) the research and analysis in the Adequacy of Funding for Education Study relating to using free and reduced–price meal eligibility as a proxy for representing economically disadvantaged students in the State compensatory education aid formula including:

(1) the proxies used in education formulas in other states, particularly states that participate in the Community Eligibility Provision of the federal Healthy, Hunger–Free Kids Act of 2010; and

(2) the identification and analysis of alternative indicators;

(b) the impact of the Community Eligibility Provision on the State compensatory aid program that uses free and reduced–price meal student count as a proxy for representing economically disadvantaged students in the State;

(c) trends in free and reduced–price meal student counts to compare the free and reduced–price meal student count used for school systems participating in the Community Eligibility Provision to the number of students who would be expected to qualify for free and reduced–price meals in the next 5 years based on past trends;

(d) preliminary recommendations on a new proxy or a revised free and reduced-price meal student count that could be used to represent economically disadvantaged students in the State compensatory education aid formula; and

(e) any proposed changes to the calculation under § 5-207(a)(3) of the Education Article, as enacted by Section 1 of this Act.”.

AMENDMENT NO. 3

On page 3, in lines 1 and 8, strike “2.” and “3.”, respectively, and substitute “3.” and “4.”, respectively; and in line 2, strike “Maryland”.

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:

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

SB0497/535564/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 497

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “date;” insert “requiring the State Department of Education to survey and assess certain data relating to local, State, and federally mandated assessments; requiring the Department to report certain results to the State Board of Education, each county board of education, certain educational organizations and certain legislative committees on or before a certain date; requiring each county board and certain

educational organizations to review and consider certain results and make certain comments on or before a certain date; requiring the State Board to review and consider certain results, make certain comments, and submit a certain compilation;”.

AMENDMENT NO. 2

On page 4, in line 25, strike “April” and substitute “September”; in line 28, strike “June” and substitute “November”.

On page 5, in line 8, strike “General Assembly” and substitute “Governor and,”; in line 9, after “Article” insert “, the Senate Education, Health, and Environmental Affairs Committee and the House Committee on Ways and Means”; after line 11, insert:

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

(a) The State Department of Education shall:

(1) survey and assess how much time is spent in each grade and in each local school system on administering local, State, and federally mandated assessments; and

(2) compile the results of the survey referred to in item (1) of this subsection into documents that are consistent across local school systems and grade levels.

(b) (1) The compilation referred to in subsection (a)(2) of this section shall include the following information for each assessment administered in a local school system, in matrix form:

(i) the title of the assessment;

(ii) the purpose of the assessment;

(iii) if the assessment is a local, State, or federal assessment;

(iv) the grade level to which the test is administered;

(v) the subject area of the assessment;

(vi) the testing window of the assessment;

(vii) how long a student has to complete the assessment; and

(viii) if the assessment requires a change in the school schedule.

(2) The compilation referred to in subsection (a)(2) of this section shall include the following information for each assessment administered in a local school system, in narrative form:

(i) if the assessment requires any test preparation;

(ii) if the assessment must be taken by pencil and paper or by electronic device;

(iii) if the assessment must be taken by electronic device, the student to electronic device ratio;

(iv) if the assessment is a high-stakes assessment;

(v) the date the assessments are turned in to receive results;

(vi) the date the results of the assessment is or was released;

(vii) to whom the results of the assessment is or was released;

(viii) how much time passes between administration of the assessment and the receipt of the results of the assessment;

(ix) if the assessment requires proctors or other personnel to administer the assessment;

(x) if the assessment requires technological support to administer the assessment;

(xi) if the assessment allows for accommodations for students with disabilities; and

(xii) if the assessment is available in other languages for English language learners.

(c) (1) On or before August 31, 2015, and October 15, 2015, the Department shall submit the documents referred to in subsection (b)(1) and (2) of this section, respectively, to:

(i) the State Board of Education;

(ii) each county board of education;

(iii) the Governor and, in accordance with § 2–1246 of the State Government Article, the Senate Education, Health, and Environmental Affairs Committee and the House Committee on Ways and Means; and

(iv) the Maryland Association of Boards of Education, Maryland State Education Association, Maryland PTA, Public School Superintendents Association of Maryland, and any other educational organization in the State that the Governor chooses.

(2) (i) On or before November 30, 2015, each county board of education and each organization listed in paragraph (1)(iv) of this subsection shall:

1. review and consider the results of the Department’s surveys;

2. make comments and recommendations related to the results of the Department’s surveys to the State Board; and

3. make the comments and recommendations available to the public on request.

(ii) The organizations listed in paragraph (1)(iv) of this subsection shall provide comments and recommendations that are one to three pages in length.

(3) On or before December 31, 2015, the State Board shall:

(i) review and consider the results of the Department’s surveys;

(ii) make comments and recommendations related to the results of the Department’s surveys; and

(iii) submit a compilation to the Senate Education, Health, and Environmental Affairs Committee and the House Committee on Ways and Means, in accordance with § 2-1246 of the State Government Article, of the comments and recommendations of the State Board, each county board of education, and each organization listed in paragraph (1)(iv) of this subsection.”;

and in line 12, strike “2.” and substitute “3.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

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**

SB0508/125366/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 508
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “crimes;” insert “authorizing the State Board of Education to revoke a certain certificate of approval or letter of tentative approval of a nonpublic school under certain circumstances;”; strike beginning with “amending” in line 12 down through “children” in line 13 and substitute “requiring certain contractors and subcontractors to require certain employees with certain access to children at certain facilities to obtain a certain criminal history records check”; in line 14, after “certain” insert “conforming and”; and in line 23, strike “5-561(b)” and substitute “5-561(a) and (b)”.

On page 2, in line 5, strike “5-561(a)” and substitute “5-561(b-1)”; and strike in their entirety lines 8 through 12, inclusive.

AMENDMENT NO. 2

On page 3, in line 1, strike “shall” and substitute “:

(1) SHALL”;

and in line 2, strike “this section” and substitute “SUBSECTION (A) OF THIS SECTION; AND

(2) MAY REVOKE THE CERTIFICATE OF APPROVAL OR LETTER OF TENTATIVE APPROVAL OF A NONPUBLIC SCHOOL THAT VIOLATES SUBSECTION (B) OF THIS SECTION”.

AMENDMENT NO. 3

On page 4, strike in their entirety lines 10 through 13, inclusive; in line 14, strike the brackets; and in the same line, strike “(A-1)”.

On page 5, after line 10, insert:

“(B-1) A CONTRACTOR OR SUBCONTRACTOR SHALL REQUIRE AN EMPLOYEE THAT WILL HAVE DIRECT, UNSUPERVISED, AND UNCONTROLLED ACCESS TO CHILDREN IN A FACILITY LISTED IN SUBSECTION (B) OF THIS SECTION TO OBTAIN A CRIMINAL HISTORY RECORDS CHECK UNDER THIS PART VI OF THIS SUBTITLE.”.

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:

Senate Bill 538 – Senators Conway and Middleton

AN ACT concerning

**Blind or Visually Impaired Children – Individualized Education Programs –
Orientation and Mobility Instruction**

SB0538/195268/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 538

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “circumstances;” insert “establishing a certain process for a certain individualized education program team to make a certain determination as to whether certain orientation and mobility instruction is appropriate for a certain child and to include it in a certain child’s individualized education program;”; in the same line, strike “evaluations” and substitute “assessments”; in line 7, strike “provided” and substitute “conducted”; in line 8, strike “evaluation” and substitute “assessment”; and in the same line, after “contain” insert “, at a minimum.”.

AMENDMENT NO. 2

On page 2, after line 3, insert:

“(2) “ASSESSMENT” MEANS THE PROCESS OF COLLECTING DATA TO BE USED BY AN IEP TEAM TO DETERMINE A STUDENT’S NEED FOR SPECIAL EDUCATION AND RELATED SERVICES.

“(3) “BRAILLE” MEANS THE SYSTEM OF READING AND WRITING THROUGH TOUCH COMMONLY KNOWN AS STANDARD ENGLISH CONTRACTED BRAILLE.”;

in lines 4, 14, 16, 19, 23, 27, and 31, strike “(2)”, “(4)”, “(5)”, “(6)”, “(7)”, “(8)”, and “(9)”, respectively, and substitute “(4)”, “(5)”, “(6)”, “(7)”, “(8)”, “(9)”, and “(10)”, respectively; and strike lines 12 and 13 in their entirety.

On page 4, strike beginning with the colon in line 20 down through “EVALUATION” in line 21 and substitute a comma; strike beginning with the semicolon in line 23 down through “DISABILITIES” in line 25; after line 27, insert:

“(2) (1) 1. IF THE IEP TEAM OBJECTS TO THE INCLUSION OF ORIENTATION AND MOBILITY INSTRUCTION IN THE CHILD’S INDIVIDUALIZED EDUCATION PROGRAM BECAUSE THE IEP TEAM HAS DETERMINED THAT

ORIENTATION AND MOBILITY INSTRUCTION IS NOT APPROPRIATE FOR THE CHILD, THE IEP TEAM SHALL ORDER AN ORIENTATION AND MOBILITY ASSESSMENT TO BE CONDUCTED IN ACCORDANCE WITH PARAGRAPH (3) OF THIS SUBSECTION.

2. AN ORIENTATION AND MOBILITY ASSESSMENT SHALL BE CONDUCTED BY A QUALIFIED INDIVIDUAL IN ACCORDANCE WITH REGULATIONS ADOPTED BY THE DEPARTMENT.

(II) WITHIN 30 DAYS AFTER THE DATE OF RECEIPT OF AN ORIENTATION AND MOBILITY ASSESSMENT, THE IEP TEAM THAT ORDERED THE ASSESSMENT SHALL MEET TO CONSIDER THE RESULTS OF THE ASSESSMENT AND DETERMINE WHETHER ORIENTATION AND MOBILITY INSTRUCTION IS APPROPRIATE FOR THE CHILD.

(III) IF THE IEP TEAM DETERMINES THAT ORIENTATION AND MOBILITY INSTRUCTION IS NOT APPROPRIATE FOR THE CHILD, THE IEP TEAM MAY NOT INCLUDE ORIENTATION AND MOBILITY INSTRUCTION IN THE CHILD’S INDIVIDUALIZED EDUCATION PROGRAM.

(IV) THE DETERMINATION OF AN IEP TEAM REGARDING THE PROVISION OF ORIENTATION AND MOBILITY INSTRUCTION UNDER THIS PARAGRAPH SHALL BE BINDING FOR THE ENTIRE SCHOOL YEAR IN WHICH THE DETERMINATION IS MADE, UNLESS THERE ARE SIGNIFICANT CHANGES IN THE CIRCUMSTANCES OF THE CHILD.”;

in line 28, strike “(2)” and substitute “(3)”; in the same line, strike “INITIAL”; in the same line, strike “EVALUATION” and substitute “ASSESSMENT, AT A MINIMUM,”; strike in their entirety lines 29 through 31, inclusive; and in line 32, strike “(II)” and substitute “(I)”.

AMENDMENT NO. 3

On page 5, in lines 1 and 3, strike “(III)” and “(IV)”, respectively, and substitute “(II)” and “(III)”, respectively; in lines 10 and 14, strike “(3)” and “(4)”, respectively, and substitute “(4)” and “(5)”, respectively; in line 17, after “(II)” insert “1.”; in the same line, strike “AUGUST 1, 2016” and substitute “JANUARY 1, 2017”; after line 19, insert:

“2. THE DEPARTMENT MAY NOT ADOPT A REGULATION UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH THAT HAS THE EFFECT OF PROHIBITING A BLIND OR VISUALLY IMPAIRED INDIVIDUAL FROM BEING QUALIFIED TO PROVIDE ORIENTATION AND MOBILITY INSTRUCTION OR CONDUCT AN ORIENTATION AND MOBILITY ASSESSMENT.”;

in line 20, strike “**SEPTEMBER 1, 2016**” and substitute “**MARCH 1, 2017**”; in line 22, strike “**EVALUATIONS**” and substitute “**ASSESSMENTS**”; and in line 23, strike “**(C)(2)**” and substitute “**(C)(3)**”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

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

The motion was adopted.

QUORUM CALL

The presiding officer announced a quorum call, showing 139 Members present.

(See Roll Call No. 686)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #51

House Bill 71 – The Speaker (By Request – Administration)

AN ACT concerning

Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2015, and the Maryland Consolidated Capital Bond Loans of 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, and 2014

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

Affirmative – 129 Negative – 10 (See Roll Call No. 687)

The Bill was then sent to the Senate.

House Bill 110 – The Speaker (By Request – Administration)

AN ACT concerning

Creation of a State Debt – Qualified Zone Academy Bonds

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

Affirmative – 133 Negative – 6 (See Roll Call No. 688)

The Bill was then sent to the Senate.

House Bill 923 – Delegates Hixson, Barkley, Barve, Carr, Cullison, Dumais, Fraser-Hidalgo, Frick, Gilchrist, Gutierrez, Kaiser, Kelly, Korman, Kramer, Luedtke, A. Miller, Moon, Morales, Platt, Reznik, S. Robinson, Smith, Waldstreicher, ~~and Zucker~~ Zucker, Beidle, Haynes, Sophocleus, Lafferty, Walker, Turner, Jones, and Gaines

AN ACT concerning

Capital Grant Program for Local School Systems With Significant Enrollment Growth or Relocatable Classrooms

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

Affirmative – 116 Negative – 22 (See Roll Call No. 689)

The Bill was then sent to the Senate.

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

AN ACT concerning

Academic Facilities Bonding Authority

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

Affirmative – 135 Negative – 2 (See Roll Call No. 690)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #7

Senate Bill 1 – Senator Conway

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 – 139 Negative – 0 (See Roll Call No. 691)

The Bill was then returned to the Senate.

Senate Bill 14 – Senator Conway

AN ACT concerning

**Health Occupations – Board of Pharmacy – Pharmacist Rehabilitation
Committee – Definition**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 692)

The Bill was then returned to the Senate.

Senate Bill 30 – Senator Peters

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 – 139 Negative – 0 (See Roll Call No. 693)

The Bill was then returned to the Senate.

Senate Bill 48 – Senator Conway

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 – 4 (See Roll Call No. 694)

The Bill was then returned to the Senate.

Senate Bill 59 – The President (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 – 137 Negative – 0 (See Roll Call No. 695)

The Bill was then returned to the Senate.

Senate Bill 177 – Senator Kasemeyer

AN ACT concerning

Estate Tax – Filing of Tax Returns

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

Affirmative – 139 Negative – 0 (See Roll Call No. 696)

The Bill was then returned to the Senate.

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

AN ACT concerning

Estate Tax – Alternative Payment Schedule – Penalty Prohibition

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

Affirmative – 139 Negative – 0 (See Roll Call No. 697)

The Bill was then returned to the Senate.

**Senate Bill 186 – Senator McFadden (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 – 139 Negative – 0 (See Roll Call No. 698)

The Bill was then returned to the Senate.

Senate Bill 541 – Senator McFadden (By Request – Baltimore City Administration)

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. 699)

The Bill was then returned to the Senate.

Senate Bill 561 – Senators Peters, Brochin, Hough, Jennings, ~~and Lee~~ Lee, and DeGrange

AN ACT concerning

Video Lottery Facility Payouts – Intercepts for Restitution Payments

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

Affirmative – 138 Negative – 1 (See Roll Call No. 700)

The Bill was then returned to the Senate.

Senate Bill 763 – Senators Peters, DeGrange, Kasemeyer, King, and Miller

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. 701)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #8**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

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

Affirmative – 138 Negative – 0 (See Roll Call No. 702)

The Bill was then returned to the Senate.

Senate Bill 74 – Senators Feldman, Benson, Kelley, and Klausmeier

AN ACT concerning

Task Force to Study Maternal Mental Health

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

Affirmative – 139 Negative – 0 (See Roll Call No. 703)

The Bill was then returned to the Senate.

Senate Bill 92 – Senator Middleton

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 – 139 Negative – 0 (See Roll Call No. 704)

The Bill was then returned to the Senate.

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**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 705)

The Bill was then returned to the Senate.

**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**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 706)

The Bill was then returned to the Senate.

**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

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

Affirmative – 138 Negative – 0 (See Roll Call No. 707)

The Bill was then returned to the Senate.

Senate Bill 148 – Senator Klausmeier

AN ACT concerning

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

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

Affirmative – 139 Negative – 0 (See Roll Call No. 708)

The Bill was then returned to the Senate.

Senate Bill 201 – Senator Conway

AN ACT concerning

**State Board for the Certification of Residential Child Care Program
Professionals – Revisions**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 709)

The Bill was then returned to the Senate.

Senate Bill 220 – The President

AN ACT concerning

General Assembly – Mandated Reports by State Agencies

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

Affirmative – 139 Negative – 0 (See Roll Call No. 710)

The Bill was then returned to the Senate.

Senate Bill 241 – Senator Astle

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. 711)

The Bill was then returned to the Senate.

Senate Bill 325 – Senator Pugh

AN ACT concerning

Life Insurers – Reserve Investments – Loans Secured by Real Estate

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

Affirmative – 138 Negative – 0 (See Roll Call No. 712)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #9

Senate Bill 11 – Senators Astle and Middleton

AN ACT concerning

Public Service Commission – Hearing Examiners – Change of Job Title

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

Affirmative – 139 Negative – 0 (See Roll Call No. 713)

The Bill was then returned to the Senate.

Senate Bill 54 – Senator Middleton

AN ACT concerning

Public Service Commission – Restrictions After Service

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

Affirmative – 139 Negative – 0 (See Roll Call No. 714)

The Bill was then returned to the Senate.

Senate Bill 77 – Chair, Finance 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. 715)

The Bill was then returned to the Senate.

Senate Bill 135 – Senator Astle

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 – 123 Negative – 15 (See Roll Call No. 716)

The Bill was then returned to the Senate.

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

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

Affirmative – 139 Negative – 0 (See Roll Call No. 717)

The Bill was then returned to the Senate.

Senate Bill 215 – Senator Astle**EMERGENCY BILL**

AN ACT concerning

Pilots – Recreational Vessels – Employment Requirement

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

Affirmative – 139 Negative – 0 (See Roll Call No. 718)

The Bill was then returned to the Senate.

Senate Bill 328 – Senators Klausmeier, Bates, Cassilly, DeGrange, Eckardt, Middleton, Montgomery, and Norman

AN ACT concerning

Private Detective Agencies – License Terms

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

Affirmative – 139 Negative – 0 (See Roll Call No. 719)

The Bill was then returned to the Senate.

Senate Bill 353 – Senator Hershey

AN ACT concerning

**Electric Companies – Installation of Solar Electric Generating Facility – New
Interconnection Agreement**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 720)

The Bill was then returned to the Senate.

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**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 721)

The Bill was then returned to the Senate.

Senate Bill 450 – Senator Guzzone

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. 722)

The Bill was then returned to the Senate.

Senate Bill 461 – Senators Feldman and Hershey

AN ACT concerning

Insurance – Surplus Lines – Disability Insurance

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

Affirmative – 139 Negative – 0 (See Roll Call No. 723)

The Bill was then returned to the Senate.

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**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 724)

The Bill was then returned to the Senate.

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

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

Affirmative – 138 Negative – 1 (See Roll Call No. 725)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #10**Senate Bill 368 – Senator Kelley**

AN ACT concerning

Workers' Compensation Insurance – Cancellation and Nonrenewal – NoticeRead the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 726)

The Bill was then returned to the Senate.**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 WiresRead the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 727)

The Bill was then returned to the Senate.**Senate Bill 460 – Senators ~~Feldman and Klausmeier~~, Klausmeier, and Middleton**

AN ACT concerning

Public Utilities – Electricity – Construction of Overhead Transmission LinesRead the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 728)

The Bill was then returned to the Senate.**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**

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

Affirmative – 108 Negative – 30 (See Roll Call No. 729)

The Bill was then returned to the Senate.

**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

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

Affirmative – 138 Negative – 0 (See Roll Call No. 730)

The Bill was then returned to the Senate.

Senate Bill 536 – Senator Conway

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. 731)

The Bill was then returned to the Senate.

**Senate Bill 554 – Chair, Finance Committee (By Request – Departmental –
Maryland Insurance Administration)**

AN ACT concerning

Insurance – Reinsurers – Fees

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

Affirmative – 87 Negative – 52 (See Roll Call No. 732)

The Bill was then returned to the Senate.

Senate Bill 579 – Senator Pugh

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 – 122 Negative – 17 (See Roll Call No. 733)

The Bill was then returned to the Senate.

**Senate Bill 582 – Senators Pugh, Currie, McFadden, Muse, ~~and Rosapepe~~
Rosapepe, and Benson**

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 – 93 Negative – 46 (See Roll Call No. 734)

The Bill was then returned to the Senate.

Senate Bill 610 – Senators Pinsky, Bates, and Young

AN ACT concerning

Real Estate Brokers and Salespersons – Continuing Education – Requirements

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

Affirmative – 134 Negative – 4 (See Roll Call No. 735)

The Bill was then returned to the Senate.

Senate Bill 770 – Senator Astle

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 – 137 Negative – 0 (See Roll Call No. 736)

The Bill was then returned to the Senate.

CONCURRENCE CALENDAR #1

AMENDED IN THE SENATE

House Bill 203 – Delegate Beidle

AN ACT concerning

Vehicle Laws – Title Fees – Rental Vehicles

Delegate Barve moved that the House concur in the Senate amendments.

HB0203/829438/1

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 203

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 4 down through “Assembly;” in line 7.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 8 through 25, inclusive; and in line 26, strike “5.” and substitute “2.”.

The preceding 2 amendments were read and concurred in.

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

Affirmative – 132 Negative – 7 (See Roll Call No. 737)

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 832 – Senators Madaleno, Feldman, Klausmeier, Manno, Middleton, ~~and Pugh~~ Pugh, Kelley, Benson, Reilly, Mathias, Jennings, and Hershey

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.

Senate Bill 853 – Senators Young ~~and Montgomery~~, Montgomery, Astle, Benson, Feldman, Hershey, Jennings, Kelley, Klausmeier, Mathias, Middleton, Pugh, and Reilly

AN ACT concerning

Ethan Saylor ~~Center~~ Alliance for Self-Advocates as Educators

FOR the purpose of establishing the Ethan Saylor ~~Center~~ Alliance for Self-Advocates as Educators ~~as an independent unit of State government in the Department of Disabilities~~; establishing the purpose of the ~~Center~~ Alliance; ~~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 certain requirements for the Alliance; establishing ~~the Governing Board of the Center~~ a Steering Committee for the Alliance; providing for the composition, ~~chair, and staffing~~ of the ~~Governing Board~~ Steering Committee; providing for the ~~appointment and~~ terms of certain members of the ~~Governing Board~~ Steering Committee; prohibiting a member of the ~~Governing Board~~ Steering Committee from receiving certain compensation, but authorizing the reimbursement of certain expenses; providing for the duties of the ~~Governing Board~~ Steering Committee; providing for the funding of the ~~Center~~ Alliance; ~~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~~ Alliance for Self-Advocates as Educators.

BY repealing and reenacting, without amendments,
Article – Health – General
Section ~~7-101(k)~~ 7-101(f) and (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~~ 7-504 to be under the new subtitle “Subtitle 5. Ethan Saylor ~~Center~~ Alliance 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.

Senate Bill 906 – Senator Mathias

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.

**Senate Bill 915 – Senators Jennings, DeGrange, Manno, Middleton, ~~and
Montgomery~~ Montgomery, Astle, Kelley, Feldman, Benson, Reilly, Pugh,
Mathias, and Hershey**

AN ACT concerning

**State Personnel – Selection Test Credits – Eligible Volunteer Fire, Rescue, or
Emergency Medical Services Providers**

FOR the purpose of requiring certain appointing authorities to apply a credit of a certain number of points on a selection test for certain positions in the State Personnel Management System for certain eligible volunteer fire, rescue, or emergency medical services providers or surviving spouses of certain deceased eligible volunteer fire, rescue, or emergency medical services providers; defining a certain term; and generally relating to credit on a selection test for positions in the State Personnel Management System.

BY repealing and reenacting, without amendments,
Article – State Personnel and Pensions
Section 7–207(a)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

~~BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 7–207(e)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)~~

BY adding to
Article – State Personnel and Pensions
Section 7–207(g)
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 917 – Senator DeGrange

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.

Senate Bill 921 – Senator Pugh

AN ACT concerning

Baltimore City – Alcoholic Beverages – Penalties for Sales to Underage Persons

FOR the purpose of altering the maximum fine that the Baltimore City Board of License Commissioners may impose for a first offense of selling alcoholic beverages to a person under a certain age; and generally relating to penalties for sales of alcoholic beverages to persons under a certain age in Baltimore City.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 12–108(a)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 16–507(d)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 940 – ~~Senator Conway~~ Senators Conway and Salling

EMERGENCY BILL

AN ACT concerning

Residential Child Care Programs – Statement of Need – Exception for Relocation

FOR the purpose of creating an exception to a certain statement of need requirement for the relocation of an existing licensed residential child care program under certain circumstances; making this Act an emergency measure; and generally relating to statements of need for residential child care programs in the State.

BY repealing and reenacting, with amendments,

Article – Human Services

Section 8–703.1

Annotated Code of Maryland

(2007 Volume and 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. 738)

ADJOURNMENT

At 11:03 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day March 30, 2015, Calendar Day Friday, April 3, 2015.

Annapolis, Maryland
Legislative Day: March 30, 2015
Calendar Day: Friday, April 3, 2015

The House met at 10:06 A.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 128 Members present.

(See Roll Call No. 745)

The Journal of March 29, 2015 was read and approved.

EXCUSES:

Del. Carr – personal

Del. Holmes – personal

Del. Proctor – illness

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 117	Carroll County Delegation	Carroll County – Alcoholic Beverages – Hours of Sale on Sundays for Holders of Class A Licenses
HB 183	Baltimore County Delegation	Baltimore County Code of Public Local Laws – 2015 Edition – Legalization
HB 187	Del. Arentz	Cecil Co and Queen Anne’s Co – Intergovernmental Cooperation and Acceptance of Funds
HB 242	Frederick County Delegation	Frederick County – Alcoholic Beverages – Multiple Event Licenses and Promoter’s License

HB 246	Frederick County Delegation	Frederick County – Alcoholic Beverages – Notice for License Applications, Fees, and Inspectors
HB 275	Frederick County Delegation	Frederick County – Alcoholic Beverages – Special Class C (Retirement Center) License
HB 447	Anne Arundel County Delegation	City of Annapolis – Alcoholic Beverages – Election Days
HB 515	Allegheny County Delegation	Alcoholic Beverages – Allegheny County – Class B–MB (Micro–Brewery/Restaurant) License
HB 523	Del. Beitzel	Alcoholic Beverages – Garrett County – Multiple Event License
HB 544	Calvert County Delegation	Calvert County – Alcoholic Beverages – Bottle Clubs
HB 616	St. Mary’s County Delegation	St. Mary’s County – Animal Regulations
HB 689	Del. Carozza	Worcester County – Alcoholic Beverages – Limited Distillery License
HB 794	Washington County Delegation	Washington County – Liquor Tasting License
HB 795	Washington County Delegation	Washington County – Board of License Commissioners – Expungement of Violations
HB 797	Washington County Delegation	Alcoholic Beverages – Washington County – Population Ratio Quota
HB 801	Washington County Delegation	Washington County – Alcoholic Beverages – Conversion of Class P Licenses

HB 836	Washington County Delegation	Washington Co – Alc Bevs – Wine Tasting License for Class B License Holders – Repeal
HB 848	Anne Arundel County Delegation	Anne Arundel County Public Schools Funding Accountability and Transparency Act
HB 877	Del. Jacobs	Kent County – Alcoholic Beverages – Class B Wine Shop and Lounge License
HB 1039	Wicomico County Delegation	Wicomico County – Alcoholic Beverages – Micro–Breweries – Annual Production Limit

By Order,
Sylvia Siegert, Chief Clerk

Read and ordered journalized.

**THE COMMITTEE ON ECONOMIC MATTERS REPORT #19
CONSENT CALENDAR #16**

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably on all of the following Bills:

BILL NO.	REPORT	SPONSOR	CONTENT
<u>FAVORABLE</u>			
SB 38	FAV	Sen. Mathias	Worcester County – Alcoholic Beverages – Class C Licenses – Clubs
SB 89	FAV	Sen. Astle	City of Annapolis – Alcoholic Beverages – Election Days
SB 139	FAV	Sen. Hershey	Kent County – Alcoholic Beverages – Class B Wine Shop and Lounge License

SB 361	FAV	Calvert County Senators	Calvert County – Alcoholic Beverages – Bottle Clubs
SB 369	FAV	Sen. Rosapepe	Prince George’s County – City of College Park – Class D Beer and Wine License
SB 426	FAV	Sen. Madaleno	Montgomery County – Alcoholic Beverages – License Requirements
SB 499	FAV	Sen. Young	Frederick County – Alcoholic Beverages – Special Class C (Retirement Center) License
SB 500	FAV	Sen. Young	Frederick Co – Alc Bevs – Wine Events, Licensing, Alcohol Awareness Requirements, and Fines
SB 502	FAV	Sen. Young	Frederick County – Alcoholic Beverages – Multiple Event Licenses and Promoter’s License
SB 503	FAV	Sen. Young	Frederick County – Alcoholic Beverages – Notice for License Applications, Fees, and Inspectors
SB 523	FAV	Sen. Mathias	Worcester County – Alcoholic Beverages – Limited Distillery License
SB 630	FAV	Washington County Senators	Alcoholic Beverages – Washington County – Population Ratio Quota
SB 631	FAV	Washington County Senators	Washington Co – Alc Bevs – Wine Tasting License for Class B License Holders – Repeal
SB 632	FAV	Washington County Senators	Washington County – Board of License Commissioners – Expungement of Violations
SB 634	FAV	Washington County Senators	Washington County – Liquor Tasting License

SB 644	FAV	Sen. Edwards	Alcoholic Beverages – Allegany County – Class B–MB (Micro–Brewery/Restaurant) License
SB 715	FAV	Sen. Edwards	Alcoholic Beverages – Garrett County – Multiple Event License
SB 719	FAV	Sen. Ready	Carroll County – Alcoholic Beverages – Hours of Sale on Sundays for Holders of Class A Licenses
SB 750	FAV	Washington County Senators	Washington County – Alcoholic Beverages – Conversion of Class P Licenses
SB 798	FAV	Sen. Mathias	Wicomico County – Alcoholic Beverages – Micro–Breweries – Annual Production Limit

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 #20

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

Senate Bill 299 – Harford County Senators

AN ACT concerning

Harford County – Alcoholic Beverages – Refillable Wine Container Permits

SB0299/243692/1

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 299

(Third Reading File Bill)

On page 1, in line 11, strike “county” and substitute “County”; and in the same line, strike “, including mead”.

On page 3, in line 10, in each instance, strike the bracket; strike beginning with the colon in line 10 down through “WINE” in line 11; in line 11, after “in” insert “THE FOLLOWING JURISDICTIONS:”

(I) HARFORD COUNTY; AND

(II);

and strike beginning with “; AND” in line 11 down through “COUNTY” in line 12.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 339 – Senator Conway

AN ACT concerning

Alcoholic Beverages – Baltimore City – Belvedere Square

SB0339/943599/1

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 339

(Third Reading File Bill)

On page 2, strike beginning with “AND” in line 9 down through “BLOCK” in line 10.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 354 – Senator Hershey

AN ACT concerning

Queen Anne’s County Alcoholic Beverages Act of 2015

SB0354/313197/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 354

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before “Queen” insert “Alcoholic Beverages – Charles County and”; in the same line, strike “Alcoholic Beverages Act of 2015”; in line 3, strike “a”; in the same line, strike “permit” and substitute “permits”; in the same line, after “in” insert “Charles County and”; in line 4, after “the” insert “Charles County Board of License Commissioners and the”; in line 5, strike “permit” and substitute “permits”; in the same line, strike “a holder of a certain license” and substitute “holders of certain licenses”; in line 6, strike “holder” and substitute “holders”; in line 9, after “Board” insert “of License Commissioners of Charles County or the Board of License Commissioners of Queen Anne’s County”; in line 10, strike “a permit holder” and substitute “permit holders”; in line 11, after “Board” insert “of License Commissioners of Charles County and the Board of License Commissioners of Queen Anne’s County”; and in line 16, after “in” insert “Charles County and in”.

On page 2, in line 2, after “Section” insert “8–209 and”.

AMENDMENT NO. 2

On page 2, in line 18, after “(iii)” insert “CHARLES COUNTY;

(IV)”;

in lines 19, 20, 21, and 22, strike “(iv)”, “(v)”, “**(VI)**”, and “**(VII)**”, respectively, and substitute “**(V)**”, “**(VI)**”, “**(VII)**”, and “**(VIII)**”, respectively.

On page 3, after line 7, insert:

“8-209.

(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.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 423 – Senator Rosapepe

AN ACT concerning

Alcoholic Beverages – Towne Centre at Laurel – Class A License

SB0423/313998/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 423

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “Laurel;” insert “prohibiting the Board of License Commissioners from issuing more than a certain number of Class B–DD (Development District) licenses under certain circumstances;”.

AMENDMENT NO. 2

On page 2, in line 15, after “(O)” insert “**(1)**”; and after line 19, insert:

“(2) IF THE BOARD OF LICENSE COMMISSIONERS CONVERTS A CLASS B–DD (DEVELOPMENT DISTRICT) LICENSE TO A CLASS A BEER, WINE AND LIQUOR LICENSE UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE BOARD OF LICENSE COMMISSIONERS MAY NOT ISSUE MORE THAN 5 CLASS B–DD (DEVELOPMENT DISTRICT) LICENSES UNDER SUBSECTION (F)(7)(IV) OF THIS SECTION.”

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 501 – Senators Young and Hough

EMERGENCY BILL

AN ACT concerning

Frederick County – Alcoholic Beverages – Sunday Permit – Hours of Sale

SB0501/893095/1

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 501

(Third 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:

Senate Bill 633 – Washington County Senators

AN ACT concerning

Alcoholic Beverages – Washington County – Refillable Container Permit

SB0633/403990/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 633

(Third 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 2, after line 4, 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 12 down through “(1)” in line 19; in lines 21, 22, 23, and 25, strike “(I)”, “(II)”, “1.”, and “2.”, respectively, and substitute “(1)”, “(2)”, “(I)”, and “(II)”, respectively; and strike in their entirety lines 27 and 28.

On page 3, strike in their entirety lines 1 through 5, inclusive; in lines 6 and 14, strike “(H)” and “(J)”, respectively, and substitute “(F)” and “(G)”, respectively; and strike in their entirety lines 11 through 13, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 643 – Senator Edwards

AN ACT concerning

Alcoholic Beverages – Micro-Breweries – Additional License

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON APPROPRIATIONS REPORT #10

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

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

SB0210/744366/1

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 210

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Educational”; in the same line, after “Institutions” insert “of Postsecondary Education”; in lines 3, 7, 10, 15, 17, 19, and 21, in each instance, strike “educational institution” and substitute “institution of postsecondary education”; and in line 18, strike “available in the public domain” and substitute “publicly accessible”.

On page 2, in line 3, after “education;” insert “authorizing the governing board of an institution of postsecondary education to adopt a policy authorizing an employee to request a student to create a certain personal electronic account for a certain purpose;”; in line 4, strike “educational institution’s” and substitute “institution of postsecondary education’s”; in line 7, strike “educational”; and in line 8, after “institutions” insert “of postsecondary education”.

AMENDMENT NO. 2

On page 2, strike beginning with “**EDUCATIONAL**” in line 25 down through “**OCCUPATION**” in line 28 and substitute “**INSTITUTION OF POSTSECONDARY EDUCATION**” HAS THE MEANING STATED IN § 10–101(I) OF THIS ARTICLE”.

On page 3 in lines 3, 6, 7 and 8, and 18 and 19, on page 4 in lines 11, 13, 15, 16, 21, 23, and 25, and on page 6 in line 7, in each instance, strike “**EDUCATIONAL INSTITUTION**” and substitute “**INSTITUTION OF POSTSECONDARY EDUCATION**”.

On page 4, in line 14, strike “EDUCATIONAL INSTITUTION’S” and substitute “INSTITUTION OF POSTSECONDARY EDUCATION’S”.

AMENDMENT NO. 3

On page 4, in line 20, strike “AVAILABLE IN THE PUBLIC DOMAIN” and substitute “PUBLICLY ACCESSIBLE”.

AMENDMENT NO. 4

On page 5, after line 14, insert:

“(D) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, THE GOVERNING BOARD OF AN INSTITUTION OF POSTSECONDARY EDUCATION MAY ADOPT A POLICY AUTHORIZING AN EMPLOYEE OF THE INSTITUTION OF POSTSECONDARY EDUCATION TO REQUEST A STUDENT, IN ORDER TO COMPLETE AN ACADEMIC OR CAREER-BASED ACTIVITY, TO CREATE A GENERIC PERSONAL ELECTRONIC ACCOUNT.”;

and in line 15, strike “(D)” and substitute “(E)”.

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

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:

Senate Bill 362 – Calvert County Senators

AN ACT concerning

Calvert 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:

Senate Bill 663 – Carroll County Senators

AN ACT concerning

Carroll County – Public Facilities Bonds

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #21

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

House Bill 1288 – Delegates Morhaim and Lam

AN ACT concerning

Alcoholic Beverages – Sale of Powdered Alcohol – Prohibition

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 7 – ~~Senator Middleton~~ Senators Middleton, Benson, Feldman, Kelley, Klausmeier, Montgomery, Pugh, Reilly, and Waugh

AN ACT concerning

Electronic Cigarettes – Sale to Minors – Components, Supplies, and Enforcement

SB0007/273499/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 7

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after “product;” insert “changing a violation of the prohibition from a misdemeanor to a civil infraction;”.

AMENDMENT NO. 2

On page 2, strike beginning with “is” in line 17 down through “conviction” in line 18; in line 18, strike “fine not exceeding \$1,000 for each violation”; and in the same line, strike “OR 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 Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

Senate Bill 542 – Senators Lee, Edwards, Feldman, Guzzone, Montgomery, ~~and Ramirez~~ Ramirez, Middleton, Astle, Benson, Hershey, Jennings, Kelley, Klausmeier, Mathias, Pugh, and Reilly

AN ACT concerning

Maryland Cybersecurity Council – Establishment

SB0542/493797/1

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 542

(Third Reading File Bill)

On page 2, after line 17, insert:

“(5) THE ADJUTANT GENERAL, OR THE ADJUTANT GENERAL’S DESIGNEE;

(6) THE EXECUTIVE DIRECTOR OF THE GOVERNOR’S OFFICE OF HOMELAND SECURITY, OR THE EXECUTIVE DIRECTOR’S DESIGNEE;”;

and in lines 18, 20, 22, 25, and 27, strike “(5)”, “(6)”, “(7)”, “(8)”, and “(9)”, respectively, and substitute “(7)”, “(8)”, “(9)”, “(10)”, and “(11)”, respectively.

On page 3, in lines 1 and 3, strike “**(10)**” and “**(11)**”, respectively, and substitute “**(12)**” and “**(13)**”, respectively.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 613 – Senators Astle, Bates, Feldman, Guzzone, Hershey, Jennings, and Klausmeier

AN ACT concerning

**Self-Service Storage Facilities – Enforcement of Lien – ~~Advertisement of Sale~~
Procedures**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 896 – Senators Jennings, Astle, Cassilly, Peters, ~~and Waugh~~ Waugh, Middleton, Benson, Feldman, Hershey, Kelley, Klausmeier, Mathias, Pugh, and Reilly

AN ACT concerning

**Military Personnel and Veteran-Owned Small Business No-Interest Loan
Program and Fund**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT
#10**

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

**House Bill 119 – Delegates Morhaim, Branch, Bromwell, Kipke, Miele, W. Miller,
Oaks, Ready, Reznik, Szeliga, Vaughn, and Walker**

AN ACT concerning

**Construction Contract Clauses – Change Orders
(State Procurement Change Order Fairness Act)**

HB0119/326987/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 119

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Contract Clauses” and substitute “Contracts”; strike beginning with “requiring” in line 4 down through “circumstances;” in line 9 and substitute “prohibiting a unit from requiring a prime contractor and a prime contractor from requiring a subcontractor to begin work under a contract until the procurement officer for the unit issues a certain change order; requiring, under certain circumstances, a unit to pay an invoice for work performed and accepted under a change order within a certain time period and in accordance with a certain provision of law; requiring a prime contractor to provide, within a certain time period, a subcontractor with a copy of a certain change order and a certain amount to be paid to the subcontractor; requiring the Board of Public Works to adopt certain regulations before a certain date; requiring each unit to issue certain guidelines; requiring that certain guidelines be updated and reissued under certain circumstances; providing that certain provisions of this Act have effect only to the extent that the provisions do not conflict with federal law;”; strike beginning with “the” in line 9 down through “requirement” in line 10 and substitute “certain provisions of this Act”; strike beginning with “requiring” in line 11 down through “work;” in line 14 and substitute “providing for the application of certain provisions of this Act; requiring the Secretary of Transportation, in consultation with certain organizations, to convene a certain workgroup to develop recommendations that address certain issues; requiring the workgroup to report its recommendations to certain committees of the General Assembly on or before a certain date; requiring each unit to issue a certain document on or before a certain date;”; in line 15, after “Act;” insert “providing for the effective dates of this Act;”; in lines 15 and 16, strike “required contract clauses” and substitute “change orders”; in line 19, strike the second “and” and substitute a comma; in the same line, strike “and 15–226(a)” and substitute “, and (5)”; in line 24, strike the first comma and substitute “and”; and in the same line, strike “, (e)(5), and (h) and 15–226(c)”.

On page 2, in line 2, strike “13–219.1” and substitute “15–112”.

AMENDMENT NO. 2

On page 5, strike in their entirety lines 5 and 6; in lines 7 and 9, in each instance, strike the brackets; in the same lines, strike “(VI)” and “(VII)”, respectively; after line 10, insert:

“(VII) § 15–112 OF THIS ARTICLE (“CHANGE ORDERS”);”;

in line 16, strike “§ 13–219.1” and substitute “§ 15–112”; and strike in their entirety lines 30 and 31.

On page 6, in lines 1, 2, 4, 6, and 8, in each instance, strike the brackets; in the same lines, strike “5.”, “6.”, “7.”, “8.”, and “9.”, respectively; strike in their entirety lines 13 through 30, inclusive, and substitute:

“15–112. CHANGE ORDERS.

(A) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THIS SECTION APPLIES TO STATE PROCUREMENT CONTRACTS FOR CONSTRUCTION.

(2) THIS SECTION DOES NOT APPLY TO STATE PROCUREMENT CONTRACTS FOR PUBLIC SCHOOL CONSTRUCTION OR PUBLIC SCHOOL CAPITAL IMPROVEMENTS.

(B) A UNIT MAY NOT REQUIRE A PRIME CONTRACTOR AND A PRIME CONTRACTOR MAY NOT REQUIRE A SUBCONTRACTOR TO BEGIN CHANGE ORDER WORK UNDER A CONTRACT UNTIL THE PROCUREMENT OFFICER FOR THE UNIT ISSUES A WRITTEN CHANGE ORDER THAT SPECIFIES WHETHER THE WORK IS TO PROCEED ON AN AGREED-TO PRICE, FORCE ACCOUNT, CONSTRUCTION CHANGE DIRECTIVE, OR TIME AND MATERIALS BASIS IN COMPLIANCE WITH THE TERMS OF THE CONTRACT.

(C) IF THE AMOUNT TO BE PAID UNDER AN APPROVED CHANGE ORDER DOES NOT EXCEED \$50,000, A UNIT SHALL PAY AN INVOICE FOR WORK PERFORMED AND ACCEPTED UNDER THE CHANGE ORDER AS PROVIDED FOR IN THE CONTRACT

WITHIN 30 DAYS AFTER THE UNIT RECEIVES THE INVOICE AND IN ACCORDANCE WITH § 15-103 OF THIS SUBTITLE.

(D) WITHIN 5 DAYS AFTER RECEIPT OF A WRITTEN CHANGE ORDER, A PRIME CONTRACTOR SHALL PROVIDE A SUBCONTRACTOR WITH A COPY OF THE APPROVED CHANGE ORDER AND THE AMOUNT TO BE PAID TO THE SUBCONTRACTOR BASED ON THE PORTION OF THE CHANGE ORDER WORK TO BE COMPLETED BY THE SUBCONTRACTOR.

(E) BEFORE JANUARY 1, 2017, THE BOARD SHALL ADOPT REGULATIONS THAT PROVIDE FOR AN EXPEDITED CHANGE ORDER PROCESS FOR CHANGE ORDERS VALUED AT MORE THAN \$50,000.

(F) (1) EACH UNIT SHALL ISSUE GUIDELINES FOR THE UNIT'S CHANGE ORDER PROCESS.

(2) THE GUIDELINES ISSUED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE UPDATED AND REISSUED WHEN ANY CHANGES ARE MADE TO THE UNIT'S CHANGE ORDER PROCESS.

(G) A PROVISION OF THIS SECTION HAS EFFECT ONLY TO THE EXTENT THAT THE PROVISION DOES NOT CONFLICT WITH FEDERAL LAW.”.

On pages 7 through 9, strike in their entirety the lines beginning with line 1 on page 7 through line 12 on page 9, inclusive, and substitute:

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

(a) The Secretary of Transportation, in consultation with the Maryland Associated General Contractors, the Maryland Minority Contractors Association, the Coalition of Contracting Fairness, and the Associated Builders and Contractors of Metro Washington, shall convene a workgroup of stakeholders to develop recommendations that address the following issues related to State procurement for construction contracts:

(1) scope review process;

(2) termination for convenience;

- (3) uniformity of change order practices and authority;
- (4) prompt payment and interest;
- (5) force accounts;
- (6) funding;
- (7) contractor capacity; and
- (8) any other issues that the workgroup determines need to be addressed.

(b) On or before December 31, 2015, the workgroup shall report its policy, regulatory, and legislative recommendations to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee in accordance with § 2–1246 of the State Government Article.

SECTION 3. AND BE IT FURTHER ENACTED, That, on or before December 31, 2015, each unit, as defined in § 11–101 of the State Finance and Procurement Article, shall issue guidelines for the unit’s change order process.”;

in line 13, strike “2.” and substitute “4.”; after line 14, insert:

“SECTION 5. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall take effect January 1, 2016.”;

in line 15, strike “3.” and substitute “6.”; in the same line, after “That” insert “, except as provided in Section 5 of this Act.”; and in the same line, strike “July” and substitute “June”.

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 1016 – Montgomery County Delegation and Prince George’s County Delegation

AN ACT concerning

**Maryland–National Capital Park and Planning Commission – Prince George’s
County – Certified County–Based Business Participation Program
MC/PG 113–15**

HB1016/636985/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1016

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 3, strike “– Prince George’s County”; in lines 5 and 9, in each instance, strike “requiring” and substitute “authorizing”; in lines 6 and 10, in each instance, strike “Prince George’s County” and substitute “a certain county”; in line 13, strike “Prince George’s County Council, and the Prince George’s County Executive” and substitute “Montgomery and Prince George’s county councils, and the Montgomery and Prince George’s county executives”; and strike beginning with “requiring” in line 14 down through “date;” in line 17.

AMENDMENT NO. 2

On page 2, after line 15, insert:

“(B) “CAPITAL PROJECT” MEANS A CONSTRUCTION PROJECT AUTHORIZED UNDER § 18–117 OF THIS ARTICLE WITH AN EXPECTED USEFUL LIFE OF 15 YEARS OR MORE.”;

in line 16, strike “(B)” and substitute “(C)”; in lines 17 and 21, in each instance, after “PAID” insert “**FOR CAPITAL PROJECTS DURING A FISCAL YEAR**”; in lines 18 and 22, in each instance, after “OF” insert “**MONTGOMERY COUNTY OR**”; after line 19, insert:

“(D) “CERTIFIED COUNTY–BASED MINORITY BUSINESS PARTICIPATION” MEANS THE PERCENTAGE OF TOTAL CONTRACT DOLLARS PAID FOR CAPITAL PROJECTS DURING A FISCAL YEAR TO COUNTY–BASED BUSINESSES CERTIFIED AS MINORITY BUSINESS ENTERPRISES:

(1) THROUGH A PROGRAM APPROVED BY MONTGOMERY COUNTY; OR

(2) BY THE PRINCE GEORGE’S COUNTY SUPPLIER DEVELOPMENT AND DIVERSITY DIVISION.”;

in lines 20 and 24, strike “(C)” and “(D)”, respectively, and substitute “(E)” and “(F)”, respectively; in lines 25 and 27, in each instance, after “IN” insert “MONTGOMERY COUNTY OR”; after line 25, insert:

“(G) “COUNTY-BASED MINORITY BUSINESS ENTERPRISE” MEANS A CERTIFIED COUNTY-BASED BUSINESS THAT IS ALSO CERTIFIED AS A MINORITY BUSINESS ENTERPRISE:

(1) THROUGH A PROGRAM APPROVED BY MONTGOMERY COUNTY; OR

(2) BY THE PRINCE GEORGE’S COUNTY SUPPLIER DEVELOPMENT AND DIVERSITY DIVISION.”;

and in lines 26 and 28, strike “(E)” and “(F)”, respectively, and substitute “(H)” and “(I)”, respectively.

On page 3, in lines 1 and 23, in each instance, after “OF” insert “MONTGOMERY COUNTY OR”; strike in their entirety lines 4 through 7, inclusive, and substitute “CERTIFIED COUNTY-BASED BUSINESSES, CERTIFIED COUNTY-BASED MINORITY BUSINESS ENTERPRISES, AND CERTIFIED COUNTY-BASED SMALL BUSINESSES IN CONTRACTS THAT THE COMMISSION AWARDS FOR CAPITAL PROJECTS IN THAT COUNTY’S PORTION OF THE REGIONAL DISTRICT.”; in line 19, after the semicolon, insert:

“(II) CERTIFIED COUNTY-BASED MINORITY BUSINESS ENTERPRISES;”;

and in line 20, strike “(II)” and substitute “(III)”.

On page 4, in line 1, after “PERCENTAGES” insert “OR GOALS”; in line 2, after “PARTICIPATION” insert “, CERTIFIED COUNTY-BASED MINORITY BUSINESS PARTICIPATION,”; in line 5, after “BUSINESS” insert “, COUNTY-BASED MINORITY BUSINESS ENTERPRISE,”; in line 7, strike “PRINCE GEORGE’S COUNTY” and substitute

“THE COUNTY”; in line 9, strike the first “AND” and substitute “, CERTIFIED COUNTY–BASED MINORITY BUSINESS ENTERPRISES, AND CERTIFIED”; in line 10, after “CONTRACTING” insert “FOR CAPITAL PROJECTS”; in lines 10 and 14, in each instance, strike “THE PRINCE GEORGE’S COUNTY” and substitute “THAT COUNTY’S”; in line 13, after the first “BUSINESS” insert “, COUNTY–BASED MINORITY BUSINESS ENTERPRISE,”; and in line 14, after “PROPOSALS” insert “FOR CAPITAL PROJECTS”.

AMENDMENT NO. 3

On page 3, in lines 2, 24, and 26, in each instance, strike “SHALL” and substitute “MAY”.

AMENDMENT NO. 4

On page 4, in line 18, after the first “THE” insert “MONTGOMERY COUNTY AND”; in lines 19 and 20, strike “PRINCE GEORGE’S COUNTY COUNCIL, AND THE PRINCE GEORGE’S COUNTY EXECUTIVE” and substitute “MONTGOMERY AND PRINCE GEORGE’S COUNTY COUNCILS, AND THE MONTGOMERY AND PRINCE GEORGE’S COUNTY EXECUTIVES”; and strike beginning with “EVALUATES” in line 22 down through “RECOMMENDATIONS” in line 24 and substitute “DETAILS 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 CONTRACTS THAT THE COMMISSION AWARDS FOR GOODS, SERVICES, AND CONSTRUCTION IN EACH COUNTY’S PORTION OF THE REGIONAL DISTRICT FOR THE PREVIOUS FISCAL YEAR; AND

(2) DETAILS EFFORTS BY THE COMMISSION 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 CONTRACTS THAT THE COMMISSION AWARDS FOR CAPITAL PROJECTS IN EACH COUNTY’S PORTION OF THE REGIONAL DISTRICT”.

AMENDMENT NO. 5

On pages 4 and 5, strike in their entirety the lines beginning with line 25 on page 4 through line 3 on page 5, inclusive.

On page 5, in line 4, strike “3.” and substitute “2.”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 109 – Senator Conway

AN ACT concerning

Task Force to Study Small and Minority Design Firm Participation in State Procurement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 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

SB0198/946289/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 198

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “encourage” in line 16 down through “courses.” in line 17.

AMENDMENT NO. 2

On page 3, strike beginning with “ENCOURAGE” in line 26 down through “**(3)**” in line 28.

On page 4, strike “**(4)**” 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 Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 217 – Senator Kelley

AN ACT concerning

Special or Supplemental Needs Trusts – Authorization to Fund

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 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)**

Favorable report adopted.

Delegate P. Young moved to make the Bill a Special Order for Tuesday.

The motion was adopted.

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

Senate Bill 444 – Senator Ready

AN ACT concerning

Public Records – Inspection

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 555 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Life Insurance – Cash Surrender Values – Supplemental Benefits

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 641 – Senator Klausmeier

AN ACT concerning

Public Health – Substance Abuse Treatment Outcomes Partnership Fund

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON JUDICIARY REPORT #15

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

House Bill 405 – The Speaker (By Request – Office of the Attorney General) and Delegates Smith, Vallario, Rosenberg, Afzali, Anderson, Atterbeary, Barron, Beidle, Branch, Campos, Dumais, Fraser-Hidalgo, Frick, Frush, Gaines, Glenn, Hettleman, Hill, C. Howard, Jalisi, Kittleman, Kramer, Lafferty, Lierman, Lisanti, McCray, Moon, Morales, Oaks, Pena-Melnyk, Platt, B. Robinson, Sydnor, Tarlau, Turner, Valderrama, Valentino-Smith, Vaughn, Vogt, Waldstreicher, M. Washington, and Zucker

AN ACT concerning

Maryland False Claims Act

HB0405/642313/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 405

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “authorizing” in line 16 down through the semicolon in line 17.

On page 2, in line 2, after “terms;” insert “providing for the application of this Act;”.

AMENDMENT NO. 2

On page 3, in line 20, strike “OF” and substitute “THAT”; and in the same line, after “INFORMATION” insert “IS FALSE”.

AMENDMENT NO. 3

On page 5, in line 3, strike the colon; in line 4, strike “(1)”; in line 6, after “AGENT” insert “AS A RESULT OF AN ACTIVITY DESCRIBED IN § 8–107(A) OF THIS TITLE”; and strike beginning with “; OR” in line 6 down through “AGENCY” in line 9.

AMENDMENT NO. 4

On page 8, strike beginning with the colon in line 4 down through “(1)” in line 5; and strike beginning with the semicolon in line 5 down through “FEES” in line 7.

AMENDMENT NO. 5

On page 12, strike beginning with “(1)” in line 3 down through “(D)” in line 23.

AMENDMENT NO. 6

On page 18, in line 25, after “CIRCUMSTANCES” insert “, BUT IN NO EVENT MORE THAN 10 YEARS AFTER THE DATE ON WHICH THE UNDERLYING VIOLATION OF § 8–102 OF THIS TITLE OCCURRED”; strike in their entirety lines 26 through 28, inclusive; and in line 29, strike “(C)” and substitute “(B)”.

On page 19, in lines 7, 12, and 15, strike “(D)”, “(E)”, and “(F)”, respectively, and substitute “(C)”, “(D)”, and “(E)”, respectively.

AMENDMENT NO. 7

On page 21, after line 7, insert:

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

in line 8, strike “2.” and substitute “3.”; and in line 9, strike “October” and substitute “June”.

The preceding 7 amendments were read and adopted.

Favorable report, as amended, adopted.

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

The motion was adopted.

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

Senate Bill 374 – The President (By Request – Office of the Attorney General) and Senators Raskin, Benson, Brochin, Conway, Feldman, Gladden, Hough, King, Lee, Madaleno, Manno, McFadden, Montgomery, Muse, Pinsky, Pugh, ~~and Ramirez~~ Ramirez, and Rosapepe

AN ACT concerning

Maryland False Claims Act

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 528 – Senators Raskin, Brochin, Currie, Feldman, Lee, Madaleno, Manno, Muse, Pinsky, and Zirkin

AN ACT concerning

Criminal Procedure – Seizure and Forfeiture

SB0528/572514/1

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 528

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “violation” insert “under certain circumstances”; in line 11, after “knowledge;” insert “requiring a certain seizing authority to send certain information to the owner of certain property at a certain time;”; in line 13, strike “a”; in the same line, strike “exception” and substitute “exceptions”; and strike beginning with “providing” in line 13 down through “owner;” in line 16.

On page 2, in line 18, strike “12–301.”; and in line 24, after “Section” insert “12–104 and”.

AMENDMENT NO. 2

On page 3, in line 11, after “(7)” insert “SUBJECT TO SUBSECTION (B) OF THIS SECTION, ANY AMOUNT OF MONEY THAT IS DIRECTLY CONNECTED TO THE UNLAWFUL DISTRIBUTION OF A CONTROLLED DANGEROUS SUBSTANCE;”

(8)”;

and in lines 12, 13, 16, and 17, strike “(8)”, “(9)”, “(10)”, and “(11)”, respectively, and substitute “(9)”, “(10)”, “(11)”, and “(12)”, respectively.

On page 4, in line 6, strike “§ 12–102(a)(4), (10), and (11)” and substitute “§ 12–102(A)(4), (11), AND (12)”.

AMENDMENT NO. 3

On page 4, after line 9, insert:

“12–104.

(A) WITHIN 30 DAYS AFTER THE SEIZURE OF PROPERTY BY A SEIZING AUTHORITY, THE SEIZING AUTHORITY SHALL SEND BY FIRST-CLASS MAIL WRITTEN INFORMATION TO THE OWNER OF THE SEIZED PROPERTY, IF KNOWN, PROVIDING:

(1) THE LOCATION AND DESCRIPTION OF THE SEIZED PROPERTY; AND

(2) THE NAME AND CONTACT INFORMATION OF AN INDIVIDUAL OR OFFICE WITHIN THE SEIZING AUTHORITY THAT CAN PROVIDE FURTHER INFORMATION CONCERNING THE SEIZED PROPERTY, INCLUDING INFORMATION ON HOW THE PROPERTY MAY BE RETURNED TO THE OWNER.

(B) THE WRITTEN INFORMATION REQUIRED UNDER THIS SECTION SHALL STATE: “SEIZURE AND FORFEITURE OF PROPERTY IS A LEGAL MATTER. NOTHING IN THIS DOCUMENT MAY BE CONSTRUED AS LEGAL ADVICE. YOU MAY WISH TO CONSULT AN ATTORNEY CONCERNING THIS MATTER.”.”.

AMENDMENT NO. 4

On page 4, in line 13, strike “THE CASE” and substitute “:

(1) A CRIMINAL CASE RELATED TO THE SEIZURE”;

and in line 14, after “LAW” insert “; OR”

(2) THE OWNER OF THE PROPERTY CONSENTS TO THE FORFEITURE.

AMENDMENT NO. 5

On page 4, strike in their entirety lines 15 through 24, inclusive.

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 JUDICIARY REPORT #16

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

House Bill 1198 – Delegates Oaks, Anderson, and Carter

AN ACT concerning

Baltimore City Civilian Review Board

HB1198/942913/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1198

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 21, strike “AND” and substitute “OR”; in line 26, after “means” insert a colon; in line 27, before “the” insert “(1)”; in line 28, before “the” insert “(2)”; in line 29, before “the” insert “(3)”; and in lines 27, 28, and 29, in each instance, strike the comma and substitute a semicolon.

AMENDMENT NO. 2

On page 3, in line 1, before “the” insert “(4)”; in line 2, before “THE” insert “(5)”; in line 3, before the first “THE” insert “(6)”; in line 4, before “THE” insert “(7)”; in lines 1 and

2, in each instance, strike the comma and substitute a semicolon; in line 3, strike the comma and substitute “; **OR**”; in line 4, strike the comma and substitute a period; and strike in their entirety lines 5 through 8, inclusive.

AMENDMENT NO. 3

On page 3, in line 19, after “**MARYLAND**” insert “, **SELECTED BY THE MAYOR, SUBJECT TO THE ADVICE AND CONSENT OF THE CITY COUNCIL**”; in line 21, after “**PEOPLE**” insert “, **SELECTED BY THE MAYOR, SUBJECT TO THE ADVICE AND CONSENT OF THE CITY COUNCIL**”; and in line 26, after “(3)” insert “**A MEMBER WHO IS APPOINTED UNDER PARAGRAPH (1)(V) OR (VI) OF THIS SUBSECTION SHALL BE A VOTING MEMBER OF THE BOARD.**”

(4)”.

On page 4, in line 21, strike the brackets; and in lines 21 and 22, strike “, **(V), OR (VI)**”.

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 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

HB1237/202713/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1237

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “certification” insert “or certification as a certain Department of Juvenile Services employee”; and in line 22, strike “with” and substitute “without”.

AMENDMENT NO. 2

On page 2, in lines 32 and 33, in each instance, strike the brackets; and strike beginning with “**CERTIFY**” in line 33 down through “**EMPLOYEE:**” in line 35.

On page 3, strike beginning with “**(1)**” in line 1 down through “**SUBTITLE**” in line 4; in line 9, after “**AS**” insert “:

(I);

in the same line, after “**OFFICER**” insert “;**OR**

(II) A DEPARTMENT OF JUVENILE SERVICES EMPLOYEE, AS DEFINED IN § 8–201(H) OF THIS SUBTITLE”;

and in line 13, strike “**AS A CORRECTIONAL OFFICER**” and substitute “**UNDER THIS SECTION**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

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

Favorable report 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. 746)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #52

House Bill 947 – Delegates Pena–Melnyk, Angel, Atterbeary, B. Barnes, Beidle, Campos, Carozza, Carr, Chang, Cullison, Davis, Fraser–Hidalgo, Frick, Frush, Healey, Hill, Hixson, C. Howard, S. Howard, Jalisi, Kaiser, Kelly, Lam, McComas, McDonough, A. Miller, Moon, Morales, O’Donnell, Oaks, Pendergrass, B. Robinson, S. Robinson, Saab, Sample–Hughes, Shoemaker, Simonaire, Smith, Sophocleus, Tarlau, Valderrama, Valentino–Smith, Vaughn, Waldstreicher, A. Washington, M. Washington, West, B. Wilson, C. Wilson, K. Young, and Zucker

AN ACT concerning

**Professional Standards and Teacher Education Board – School Counselors –
Certification Renewal Requirement
(Lauryn’s Law)**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 747)

The Bill was then sent to the Senate.

House Bill 965 – Delegates Haynes, Chang, Ebersole, Frush, Hettleman, Hill, Krimm, Lam, Lierman, McIntosh, A. Miller, Morhaim, Tarlau, and P. Young

AN ACT concerning

The Hunger–Free Schools Act of 2015

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

Affirmative – 137 Negative – 0 (See Roll Call No. 748)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #11

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)**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 749)

The Bill was then returned to the Senate.

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

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

Affirmative – 136 Negative – 0 (See Roll Call No. 750)

The Bill was then returned to the Senate.

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**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 751)

The Bill was then returned to the Senate.

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**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 752)

The Bill was then returned to the Senate.

THE COMMITTEE ON WAYS AND MEANS REPORT #17

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 1065 – Delegates Hixson, Branch, Carr, Cullison, Dumais, Frick, Gutierrez, Kaiser, Luedtke, Moon, Platt, S. Robinson, Turner, and M. Washington

AN ACT concerning

Sales and Use Tax – Taxable Price – Accommodations

HB1065/825667/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1065

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 16, strike “(a-4),”; and in the same line, after “(1)(5)” insert “and (6)”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 14 through 19, inclusive; and in lines 20 and 28, strike “(A-3)” and “(A-4)”, respectively, and substitute “(A-2)” and “(A-3)”, respectively.

On page 3, in line 13, strike “, INCLUDING ANY ACCOMMODATION FEE”; in line 14, after “TAX” insert “THAT IS REMITTED TO A TAXING AUTHORITY”; and after line 14, insert:

“(6) “TAXABLE PRICE” DOES NOT INCLUDE, FOR THE SALE OR USE OF AN ACCOMMODATION FACILITATED BY AN ACCOMMODATIONS INTERMEDIARY, A COMMISSION PAID BY AN ACCOMMODATIONS PROVIDER TO A PERSON AFTER FACILITATING THE SALE OR USE OF AN ACCOMMODATION.”

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Hixson 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 1069 – Delegates Rosenberg and Kaiser

AN ACT concerning

Education – Professional Development for Teachers and Providers of Early Childhood Education – Master Plan

HB1069/125966/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1069

(First Reading File Bill)

On page 1, in line 5, after “Commission” insert “and certain representatives from certain institutions of higher education”; in line 16, after “Commission” insert “and representatives from institutions of higher education in the State that offer early childhood education programs”; and in line 21, after “children” insert “both with and without disabilities”.

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 1177 – Prince George’s County Delegation

AN ACT concerning

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

HB1177/705762/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1177
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “for County Employees” and substitute “and Foreclosure for Abandoned Property”; strike beginning with “requiring” in line 7 down through “County;” in line 8 and substitute “requiring a purchaser of property at a limited auction to occupy the property as the purchaser’s principal residence;”; and in line 19, after “void;” insert “authorizing a holder of a certificate of sale for certain property sold at a limited auction to file a complaint to foreclose all rights of redemption in the property at any time after the date of sale;”.

On page 2, after line 1, insert:

“BY adding to

Article – Tax – Property

Section 14–833(h)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 5, in line 17, strike “(I)”; in lines 20, 22, 24, 26, and 29, strike “1.”, “2.”, “3.”, “4.”, and “(II)”, respectively, and substitute “(I)”, “(II)”, “(III)”, “(VI)”, and “(VII)”, respectively; in line 20, strike “AS A TEACHER”; in line 22, strike “AS A POLICE OFFICER”; in line 24, strike “AS A FIREFIGHTER”; in line 25, strike “OR” and substitute:

“(IV) EMPLOYED BY THE PRINCE GEORGE’S COUNTY OFFICE OF THE SHERIFF;

(V) EMPLOYED BY THE PRINCE GEORGE’S COUNTY DEPARTMENT OF CORRECTIONS;”;

strike beginning with “SUBJECT” in line 26 down through “PARAGRAPH,” in line 27; in line 28, strike “1, 2, OR 3 OF THIS SUBPARAGRAPH.” and substitute “**(I), (II), (III), (IV), OR (V) OF THIS PARAGRAPH; OR**”; strike beginning with “AN” in line 29 down through “BE” in line 30; and after line 31, insert:

“(4) A PURCHASER OF PROPERTY AT A LIMITED AUCTION SHALL OCCUPY THE PROPERTY AS THE PURCHASER’S PRINCIPAL RESIDENCE.”

On page 6, in lines 1, 4, and 16, strike “(4)”, “(5)”, and “(6)”, respectively, and substitute “(5)”, “(6)”, and “(7)”, respectively.

AMENDMENT NO. 3

On page 7, after line 4, insert:

“(H) THE HOLDER OF A CERTIFICATE OF SALE FOR VACANT OR ABANDONED PROPERTY IN PRINCE GEORGE’S COUNTY SOLD UNDER § 14-817(D) OF THIS SUBTITLE MAY FILE A COMPLAINT TO FORECLOSE ALL RIGHTS OF REDEMPTION IN THE PROPERTY AT ANY TIME AFTER THE DATE OF SALE.”

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:

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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 190 – Senators Madaleno, Eckardt, Guzzone, King, ~~and Manne~~ Manno, and McFadden

AN ACT concerning

Sales and Use Tax – Taxable Price – Accommodations

Favorable report adopted.

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

The motion was adopted.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 295 – Senator Ramirez

AN ACT concerning

Prince George’s County – Education – Youth Wellness Leadership Pilot Program

Favorable report adopted.

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

The motion was adopted.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 439 – Senator McFadden (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Tax Sales

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 484 – Senator Simonaire

AN ACT concerning

**Anne Arundel County Public Schools Funding Accountability and
Transparency Act**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 677 – Senator Ferguson

AN ACT concerning

**Education – Professional Development for Teachers and Providers of Early
Childhood Education – Master Plan**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 689 – Senators Benson, Currie, and Peters

AN ACT concerning

Prince George’s County – Transfer Tax – Deputy Sheriffs

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 702 – Senators Jennings, Klausmeier, and Salling

AN ACT concerning

Baltimore County – Property Tax Credit – Homes Near a Refuse Disposal System**SB0702/285063/1**

BY: Committee on Ways and Means

AMENDMENT TO SENATE BILL 702

(Third Reading File Bill)

On page 2, after line 15, insert:

“10. MAPLE AVENUE;”;

and in lines 16 and 17, strike “**10.**” and “**11.**”, respectively, and substitute “**11.**” and “**12.**”, respectively.

The preceding amendment was read and adopted.Favorable report, as amended, adopted.Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 816 – Senator Rosapepe

AN ACT concerning

Higher Education – Low–Income Student Outreach and College Access Act of 2015**SB0816/555165/1**

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 816

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike lines 2 and 3 in their entirety and substitute “Maryland Higher Education Outreach and College Access Pilot Program”; in lines 4, 13, and 18, in each instance, strike “Low–Income Student” and substitute “Maryland Higher Education”; and in line 6, after “Program;” insert “establishing certain purposes of the Program;”.

AMENDMENT NO. 2

On page 2, in lines 2, 10, and 13, in each instance, strike “**LOW–INCOME STUDENT**” and substitute “**MARYLAND HIGHER EDUCATION**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 865 – ~~Senator Peters~~ Senators Peters and Waugh

AN ACT concerning

**Edward T. and Mary A. Conroy and Jean B. Cryor Memorial Scholarship
Programs – Eligibility**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 886 – Senators Hough and Young

AN ACT concerning

**Frederick County Property Tax Fairness Act of 2015
(Strengthening Frederick Municipalities)**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

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

Senate Bill 538 – Senators Conway and Middleton

AN ACT concerning

**Blind or Visually Impaired Children – Individualized Education Programs –
Orientation and Mobility Instruction**

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

Read the second time and ordered prepared for Third Reading.

INTRODUCTION OF BILLS

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 – 135 Negative – 1 (See Roll Call No. 753)

In compliance with the rules, the Bill was introduced.

House Bill 1292 – Delegates Glass and McDonough

AN ACT concerning

Harford County – Department of Public Works – Smart Water Meters

FOR the purpose of requiring the Harford County Department of Public Works to provide certain customers with notice of its intention to install smart water meters under certain circumstances; establishing a process by which a certain customer will be deemed to have given permission to the Department to install a smart water meter on the customer's premises; requiring the Department to pay to a customer a certain amount if the Department installs a smart water meter on the customer's premises without permission; requiring the Department to replace a smart water meter with a standard water meter on a customer's premises under certain circumstances; authorizing the Department to impose a certain additional charge for the use of a standard water meter under certain circumstances; prohibiting the Department from imposing a certain additional charge for the use of a standard water meter under certain circumstances; providing for the application of this Act; defining certain terms; and generally relating to the installation and use of smart water meters in Harford County.

BY adding to
Article – Environment
Section 9–1112
Annotated Code of Maryland
(2014 Replacement Volume)

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

QUORUM CALL

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

(See Roll Call No. 754)

ADJOURNMENT

At 10:52 A.M. on motion of Delegate Kaiser the House adjourned until 8:00 P.M. on Legislative Day March 31, 2015, Calendar Day Monday, April 6, 2015.

Annapolis, Maryland
Legislative Day: March 31, 2015
Calendar Day: Monday, April 6, 2015

The House met at 8:00 P.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 136 Members present.

(See Roll Call No. 758)

The Journal of March 30, 2015 was read and approved.

EXCUSES:

Del. Proctor – illness

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 5	Del. O'Donnell	Department of Health and Mental Hygiene – Newborn Screening Program Fund – Establishment
HB 35	Del. Barkley	Public Service Commission – Hearing Examiners – Change of Job Title
HB 48	Chair, Judiciary Committee	Clerks of the Circuit Courts – Collection of Appearance Fees
HB 49	Chair, Judiciary Committee	Clerks of the Circuit Courts – Water and Sewer Lien Registers – Fees
HB 50	Chair, Judiciary Committee	Active Armed Forces Member – Exemption From Payment of Fees for Certain Court Records

HB 68	The Speaker	St Bd of Exmrs of Nursing Home Administrators – Sunset Ext and Program Evaluation
HB 83	Del. Krebs	Public Records – Inspection
HB 90	Montgomery County Delegation	Montgomery County – Alcoholic Beverages – License Requirements MC 17–15
HB 115	Carroll County Delegation	Carroll County – Correctional Officers’ Bill of Rights
HB 124	Del. Anderson	Criminal Procedure – Expungement – Conviction of a Crime That Is No Longer a Crime
HB 129	Del. Morhaim	Procurement – Veteran–Owned Small Business Enterprise Participation – Award of Contracts
HB 131	Chair, Judiciary Committee	Criminal Procedure – Transfer to Juvenile Court – Petition for Expungement
HB 150	Del. Morhaim	Sec of St and Atty Gen – Chrtble Enforc and Protection of Chrtble Assets – Wkgp Rpts – Ext
HB 170	Del. Beitzel	Natural Resources – Game Birds – Baiting
HB 171	Del. Afzali	Courts – Child Abuse and Neglect – Waiver of Reunification Efforts (Anayah’s Law)
HB 173	Anne Arundel County Delegation	Workers’ Comp – Heart Disease and Hypertension Presumption – Anne Arundel Co Detention Officers
HB 200	Del. Cluster	State Correctional Facilities – Correctional Officers – Polygraph Examination
HB 201	Del. S. Robinson	Vehicle Laws – Special Registr Plates and Parking Placards for Indivs With Dsblts – Lic’d PTs
HB 224	Del. Dumais	Domestic Violence – 2–Year Protective Order
HB 229	Del. Dumais	Human Relations – Employment Discrimination – Protection for Interns

HB 230	Del. Hammen	Hlth Ins – Assignment of Benefits and Reimb of Nonpreferred Prvdrs – Rpl of Termin Date
HB 231	Del. Hammen	Developmental Disabilities Administration – Low Intensity Support Services – Definition
HB 287	Del. O’Donnell	Natural Resources – Aquaculture – Liability for Trespass
HB 358	Del. Jameson	Workers’ Compensation Insurance – Cancellation and Nonrenewal – Notice
HB 369	Caroline County Delegation	Public Saf – Appt of Mbrs of Fire Companies as Deputy Sheriffs – Caroline Co and Talbot Co
HB 388 (Emerg)	Del. Dumais	Justice Reinvestment Coordinating Council
HB 439	Del. M. Washington	Family Law – Information and Services for Foster Children and Former Foster Children
HB 450	Del. Carr	State Highway Administration – Bicycle and Pedestrian Priority Areas
HB 462	Del. K. Young	Public Safety – Statewide Accounting of Sexual Assault Evidence Kits
HB 468	Del. Jameson	Chesapeake Employers’ Insurance Company
HB 506	Del. Anderson	Baltimore City – Vehicle Laws – Traffic Safety
HB 529	Del. Clippinger	Criminal Law – Identity Fraud – Name of the Individual
HB 542	Del. O’Donnell	Circuit Court for Calvert County – Fees for Appearance of Counsel
HB 558	Del. Clippinger	Financial Institutions – Depository Institutions – Savings Promotion Raffles
HB 565	Del. Bromwell	Insurance – Surplus Lines – Disability Insurance

HB 592	Del. Morhaim	St Dnr Rgstry – Info & Mthds of Rgstr – Clks of Crct Cts, Rgstrs of Wlls, & MVA (EODR Act)
HB 602	Del. Glenn	Univ of Md School of Medicine – Workgroup to Study Issues Related to Uterine Fibroids
HB 623	Del. Miele	Estates – Modified Administration – Final Report and Distribution – Extension
HB 643	Del. Zucker	Department of Human Resources – State Child Welfare System – Report
HB 660	Del. Zucker	Health Insurance – Expense Reimbursement Claims Forms – Methods for Submission
HB 666	Del. Miele	Maryland Trust Act – Revocable Trusts – Creditors’ Claims – Limitations
HB 697	Del. Davis	Life Insurers – Reserve Investments – Loans Secured by Real Estate
HB 703	Del. Miele	Estates and Trusts – Maryland Trust Act – Incapacity
HB 732	Del. Vaughn	Insurance – Motor Vehicle Rental Companies – Limited Lines License to Sell Insurance
HB 739	Del. Kelly	Task Force to Study Maternal Mental Health
HB 782	Del. McMillan	Real Property – Residential Leases – Interest on Security Deposits
HB 793	Washington County Delegation	Washington County – County Clerk
HB 846	Del. Vogt	MVA – Commercial Driver’s License – Program for Veterans and Service Mbrs (Troops to Trucks)
HB 859 (Emerg)	Del. Bromwell	Nonprf Hlth Serv Plans – Hearing and Order – Impact of Law or Regulatory Actn by Another St

HB 895	Baltimore County Delegation	Baltimore County – Education – Junior Reserve Officer Training Corps Instructors
HB 917	Del. Kramer	Motor Vehicles – Checkpoints – Prohibition on Targeting Motorcycles
HB 919	Del. Lafferty	Land Use – Plans – Development and Adoption
HB 932	Prince George’s County Delegation	Prince George’s County – City of College Park – Class D Beer and Wine License PG 317–15
HB 971	Del. Oaks	Public Health – Substance Abuse Treatment Outcomes Partnership Fund
HB 1009	Del. Smith	Criminal Procedure – Immunity – Alcohol– or Drug–Related Medical Emergencies

By Order,
Sylvia Siegert, Chief Clerk

Read and ordered journalized.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 422 – Senator Rosapepe

AN ACT concerning

General Provisions – Commemorative Days – South Asian American Heritage Day

FOR the purpose of requiring the Governor to proclaim annually a certain day as South Asian American Heritage Day; requiring the proclamation to urge certain organizations to properly observe South Asian American Heritage Day with appropriate programs, ceremonies, and activities; and generally relating to South Asian American Heritage Day.

BY renumbering
Article – General Provisions

Section 7-411 through 7-413, respectively
to be Section 7-412 through 7-414, respectively
Annotated Code of Maryland
(2014 Volume)

BY adding to
Article – General Provisions
Section 7-411
Annotated Code of Maryland
(2014 Volume)

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

**Senate Bill 889 – Senators Conway ~~and Muse~~, Muse, Pinsky, Bates, Kagan,
Montgomery, Nathan-Pulliam, Rosapepe, Salling, Simonaire, Waugh, and
Young**

AN ACT concerning

General Provisions – Commemorative Days – Thurgood Marshall Day

FOR the purpose of requiring the Governor annually to proclaim a certain day as Thurgood Marshall Day; requiring the proclamation to urge certain organizations to observe Thurgood Marshall Day properly; and generally relating to Thurgood Marshall Day.

BY renumbering
Article – General Provisions
Section 7-411 through 7-413, respectively
to be Section 7-412 through 7-414, respectively
Annotated Code of Maryland
(2014 Volume)

BY adding to
Article – General Provisions
Section 7-411
Annotated Code of Maryland
(2014 Volume)

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

Senate Bill 912 – Senator Hershey

AN ACT concerning

**Kent County – Prospective Employees and Volunteers – Criminal History
Records Check**

FOR the purpose of authorizing a certain officer in Kent County to request from the Criminal Justice Information System Central Repository of the Department of Public Safety and Correctional Services a State and national criminal history records check for a prospective county employee or volunteer; requiring that a certain officer submit certain sets of fingerprints and fees to the Central Repository as part of the application for a criminal history records check; requiring the Central Repository to forward to the prospective employee or volunteer and a certain officer the prospective employee's or volunteer's criminal history record information under certain circumstances; establishing that information obtained from the Central Repository under this Act is confidential, may not be disseminated, and may be used only for certain purposes; authorizing the subjects of a criminal history records check under this Act to contest the contents of a certain printed statement issued by the Central Repository; requiring the governing body of Kent County to adopt guidelines to carry out this Act; defining a certain term; and generally relating to criminal history records checks.

BY adding to

Article – Criminal Procedure

Section 10-233.2

Annotated Code of Maryland

(2008 Replacement Volume and 2014 Supplement)

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

Senate Bill 922 – Senator Serafini

AN ACT concerning

City of Hagerstown – Alcoholic Beverages – Outdoor Festivals and Street Festival Licenses

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;~~ Washington County Board of License Commissioners to issue a special Class C (on-sale) beer and wine street festival license to a not-for-profit club, society, association, or organization; specifying that the license entitles the holder to exercise the privileges of the license at a certain entertainment event that is held in a certain district and approved by the Mayor of Hagerstown and the Hagerstown City Council; providing for the fee and application for the license; requiring the license holder to distribute a wristband to certain individuals and prohibiting the license holder from serving an alcoholic beverage to an individual who does not wear the wristband; providing for a certain penalty; prohibiting the number of days authorized by the license from exceeding a certain total; authorizing the Board to adopt certain regulations; exempting an applicant for the license from certain restrictions; allowing an individual under certain circumstances to purchase beer or wine from a certain license holder, transport the

beer or wine to the premises of certain other license holders, and consume the beer or wine in a certain area; and generally relating to alcoholic beverages in the City of Hagerstown.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 7–101(b)(12) and 12–107(b)(2)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY adding to

Article 2B – Alcoholic Beverages

Section ~~9–222.1~~ 7–101(t)(4) and 12–107(b)(11)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

THE COMMITTEE ON WAYS AND MEANS REPORT #18

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

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

AN ACT concerning

Election Law – Canvass of Votes – Public Observation

SB0005/235165/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 5

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “observers” insert “and any other individuals who wish to be present”.

AMENDMENT NO. 2

On page 3, in line 13, after “SUBSECTION” insert “AND ANY OTHER INDIVIDUALS WHO WISH TO BE PRESENT”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Rey 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:

Senate Bill 204 – Senator Conway

AN ACT concerning

Election Law – Primary Election Dates in the Presidential Election Year

SB0204/375567/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 204

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “changes;” insert “altering the deadline for filing a certain petition to challenge a candidate’s residency;”; and in line 13, after “5–303(c),” insert “5–305.”.

AMENDMENT NO. 2

On page 2, after line 6, insert:

“5–305.”

(a) This section applies only to a petition that will affect the right of a candidate to have the candidate’s name appear on the ballot in a primary or general election.

(b) A registered voter who is a resident of the district or other geographic area in which a candidate is seeking office may file a petition with the circuit court for that district or geographic area to challenge the candidate’s residency as provided in § 5–202 of this title.

(c) (1) The petition must be filed [6] 9 days after the filing dates provided in § 5-303 of this subtitle and [§ 5-703(c)] §§ 5-703(C) AND 5-703.1(C) of this title.

(2) Judicial review of any petition that is filed under subsection (b) of this section shall be expedited by the circuit court that hears the cause to the extent necessary in consideration of the deadlines established by law, and in no case, longer than 7 days from the date the petition is filed.”;

strike beginning with “or” in line 13 down through “held” in line 14; and in line 16, strike “is” and substitute “AND MAYOR OF BALTIMORE CITY ARE”.

On page 5, in line 1, strike “PARAGRAPHS (2) AND (3)” and substitute “PARAGRAPH (2)”; in line 3, strike the brackets; in the same line, strike “2ND”; in the same line, strike “it” and substitute “THE JUDICIAL REVIEW”; in line 4, after “(2)” insert “(I)”; in the same line, strike “EXCEPT FOR A PRESIDENTIAL PRIMARY, IF” and substitute “IF”; in line 5, after “election,” insert “EXCEPT A PRESIDENTIAL PRIMARY ELECTION,”; and strike in their entirety lines 8 through 11, inclusive, and substitute:

“(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.”

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 755 – Senator Simonaire

AN ACT concerning

Election Law – Campaign Finance – Central Committee Candidates

SB0755/565868/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 755

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “and” in line 14 down through “Elections” in line 15; and in line 18, after “judgment;” insert “requiring that certain civil penalties be distributed to the Fair Campaign Financing Fund.”

AMENDMENT NO. 2

On page 3, in line 26, strike “**FROM § 13–202**” and substitute “**UNDER § 13–202(A)**”.

On page 4, in line 2, strike “**FROM**” and substitute “**UNDER**”.

On page 5, strike beginning with “**THE**” in line 12 down through “**(4)**” in line 14; strike beginning with “**AND**” in line 27 down through “**BOARD**” in line 28; and after line 28, insert:

“(G) PENALTIES COLLECTED UNDER THIS SECTION SHALL BE DISTRIBUTED TO THE FAIR CAMPAIGN FINANCING FUND ESTABLISHED UNDER § 15–103 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 Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 767 – Senator Conway

AN ACT concerning

Ethics Law – Statement by Person Providing Lobbyist Compensation and Making Campaign Contributions

SB0767/195066/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 767

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “contributions;” insert “altering the reporting periods and due dates for a certain statement;”; and in line 8, strike “correcting a cross-reference;” and substitute “making technical corrections; altering a certain definition;”.

AMENDMENT NO. 2

On page 3, in line 3, strike “(C)” and substitute “(D)”; in line 7, after the second “contribution” insert “OR DONATION”; and in line 8, after “contributions” insert “OR DONATIONS”.

On page 4, strike beginning with “January” in line 1 down through “July 31” in line 2 and substitute “APRIL 30 OR OCTOBER 31”; strike beginning with “within” in line 3 down through “period” in line 4 and substitute “ON OR BEFORE THE LAST DAY OF THE MONTH IMMEDIATELY FOLLOWING THE DAY ON WHICH THE REPORTING PERIOD ENDS”; and in line 11, after “recipient” insert “NAMED IN ITEM (1) OF THIS SUBSECTION”.

On page 6, after line 3, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, notwithstanding § 5-716(e) of the General Provisions Article as enacted by this Act, a person subject to § 5-716 of the General Provisions Article shall file a statement:

(1) on or before August 31, 2015, to cover a 6-month reporting period beginning on February 1, 2015, and ending on July 31, 2015; and

(2) on or before November 30, 2015, to cover a 3-month reporting period beginning on August 1, 2015, and ending on October 31, 2015.”;

in line 4, strike “2.” and substitute “3.”; and in line 5, strike “October” and substitute “June”.

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 #19

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 980 – Delegates McCray, Moon, Anderson, Angel, B. Barnes, D. Barnes, Campos, Carr, Carter, Conaway, Cullison, Ebersole, Fennell, Frick, Gilchrist, Glenn, Gutierrez, Hayes, Haynes, Healey, Hettleman, Hixson, Holmes, C. Howard, Jalisi, Jones, Kelly, Korman, Lam, Lierman, Luedtke, McIntosh, A. Miller, Morales, Oaks, Patterson, Pena–Melnyk, Platt, Reznik, B. Robinson, S. Robinson, Rosenberg, Sample–Hughes, Smith, Sydnor, Tarlau, Valderrama, Valentino–Smith, Vaughn, A. Washington, and M. Washington

AN ACT concerning

Election Law – Voting Rights – Ex–Felons

HB0980/225062/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 980

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 4 down through “sentencing;” in line 11 and substitute “making a conforming change;”; in line 15, strike “, 3–204, 3–504;” and strike in their entirety lines 18 through 22, inclusive.

AMENDMENT NO. 2

On pages 2 through 8, strike in their entirety the lines beginning with line 27 on page 2 through line 30 on page 8, inclusive.

On page 9, strike in their entirety lines 6 through 16, inclusive; and in line 18, strike “October” and substitute “July”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Turner 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:

Senate Bill 340 – Senator Conway

AN ACT concerning

Election Law – Voting Rights – Ex-Felons

SB0340/775663/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 340

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “vote;” insert “making a conforming change;”; and in line 15, after “3–102” insert “and 16–202”.

AMENDMENT NO. 2

On page 2, after line 26, insert:

“16–202.

(a) A person who has been convicted of a felony and is [actually] CURRENTLY serving a court-ordered sentence of imprisonment[, including any term of parole or probation,] for the conviction, and has been rendered ineligible to vote pursuant to § 3–102(b) of this article, may not vote or attempt to vote during the time that the person is rendered ineligible to vote.

(b) A person who violates this section is guilty of a felony and is subject to imprisonment for not less than 1 year nor more than 5 years.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Turner moved to make the Bill a Special Order for Tuesday.

The motion was adopted.

THE COMMITTEE ON JUDICIARY REPORT #17

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

House Bill 1289 – Delegate Dumais

AN ACT concerning

Maryland Uniform Interstate Family Support Act – Revision

HB1289/842510/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1289

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 35, strike “10–317(b)(1)” and substitute “10–317(a) and (b)(1)”; in line 36, strike “10–322(b)(3)” and substitute “10–322(b)(1) and (3)”; and strike beginning with “and” in line 36 down through “(f),” in line 37 and substitute “(d), (e), (f), and (h),”.

AMENDMENT NO. 2

On page 8, in line 11, after “a” insert “FOREIGN”.

On page 13, after line 8, insert:

“(a) When a responding tribunal of this State receives a complaint or comparable pleading from an initiating tribunal or directly pursuant to [§ 10–313] § 10–313(B) of this subtitle, it shall cause the complaint or pleading to be filed and notify the plaintiff where and when it was filed.”.

On page 14, after line 9, insert:

“(1) compile and maintain a current list, including addresses, [other] OF THE tribunals in this State which have jurisdiction under this subtitle, and any support enforcement agencies in this State and transmit a copy to the state information agency of every other state;”.

On page 15, in line 17, after “testify” insert “UNDER PENALTY OF PERJURY”; and after line 20, insert:

“(h) Laws attaching a privilege against the disclosure of communications between [husband and wife] SPOUSES do not apply to proceedings under this subtitle.”.

On page 21, in line 13, strike the first comma and substitute “OR”; and in the same line, strike “, or § 10-353.1”.

On page 25, in line 28, strike “10-365” and substitute “10-366”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

CONCURRENCE CALENDAR #2

AMENDED IN THE SENATE

House Bill 1105 – Delegates Zucker, Kelly, McIntosh, B. Barnes, Barve, Gaines, Hammen, Haynes, Hixson, Jones, ~~and A. Miller~~ A. Miller, Beitzel, Carozza, Chang, Ciliberti, Ghrist, Grammer, Gutierrez, Hettleman, Jackson, Korman, Krimm, Lierman, McKay, B. Robinson, Sophocleus, Vogt, Wivell, P. Young, Kipke, and Szeliga

AN ACT concerning

**Disabled Individuals – Task Force on the Maryland ABLE Program –
~~Established~~**

Delegate McIntosh moved that the House not concur in the Senate amendments.

HB1105/259438/1

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 1105, AS AMENDED

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 17, after “date;” insert “stating the intent of the General Assembly to establish an ABLE Program; requiring the General Assembly to consider legislation proposed by the Task Force to establish an ABLE Program; defining a certain term;”.

AMENDMENT NO. 2

On page 36, in line 16, strike “tax-exempt” and substitute “a tax exemption for”; in line 30, strike “and” and substitute “now, therefore.”; strike in their entirety lines 31 and 32, inclusive; and after line 34, insert:

“(a) “Maryland ABLE Program” means a program in Maryland allowing disabled individuals or their families to establish savings accounts to pay qualified expenses for disabled individuals authorized under the federal Achieving a Better Life Experience (ABLE) Act.

(b) It is the intent of the General Assembly that the State establish a Maryland ABLE Program.

(c) If the Task Force established under Section 2 of this Act determines that legislation is needed to establish the Maryland ABLE Program, the General Assembly shall consider legislation that is introduced in response to the findings of the Task Force.

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

AMENDMENT NO. 3

On page 37, strike in their entirety lines 25 and 26, inclusive, and substitute:

“(d) The Department of Disabilities shall provide staff for the Task Force, with support from the College Savings Plans of Maryland, the Treasurer’s Office, and the Comptroller’s Office.”.

On page 38, in line 23, after “recommendations” insert “, and proposed legislation necessary to establish the ABLE Program”; and in line 25, strike “2.” and substitute “3.”.

The preceding 3 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: HB 1105

SPONSOR: Del Zucker, et al

**SUBJECT: Disabled Individuals – Task Force on the Maryland
ABLE Program**

By the Majority Leader:

Ladies and Gentlemen of the Senate:

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

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

Delegate Zucker, Chairman
Delegate Sophocleus, and
Delegate Carozza.

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

CONCURRENCE CALENDAR #2

AMENDED IN 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

Delegate Hammen moved that the House concur in the Senate amendments.

HB0067/183325/1

BY: Senator Klausmeier

AMENDMENT TO HOUSE BILL 67

(Third Reading File Bill)

On page 10, in line 31, after “(g)” insert “[The]”; and in the same line, strike “YEAR the” and substitute “YEAR, THE”.

The preceding amendment was read and concurred in.

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

Affirmative – 140 Negative – 0 (See Roll Call No. 759)

AMENDED IN 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

Delegate Hixson moved that the House concur in the Senate amendments.

HB1233/649039/1

BY: Budget and Taxation Committee

AMENDMENT TO HOUSE BILL 1233

(Third Reading File Bill)

On page 3, strike beginning with “(i)” in line 17 down through “(ii)” in line 19; and in lines 20 and 23, strike “1.” and “2.”, respectively, and substitute “(i)” and “(ii)”, respectively.

The preceding amendment was read and concurred in.

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

Affirmative – 140 Negative – 0 (See Roll Call No. 760)

QUORUM CALL

The presiding officer announced a quorum call, showing 139 Members present.

(See Roll Call No. 761)

ADJOURNMENT

At 8:25 P.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day April 1, 2015, Calendar Day Tuesday, April 7, 2015.

Annapolis, Maryland
Legislative Day: April 1, 2015
Calendar Day: Tuesday, April 7, 2015

The House met at 10:26 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 141 Members present.

(See Roll Call No. 762)

The Journal of March 31, 2015 was read and approved.

EXCUSES:

Del. Carter – left early – legislative business
Del. Davis – left early – legislative business
Del. Gutierrez – left briefly – legislative business
Del. O'Donnell – left briefly – legislative business
Del. Proctor – left early – illness
Del. Stein – left early – legislative business
Del. Sydnor – left early – legislative business

MESSAGE FROM THE CHIEF EXECUTIVE

EXECUTIVE ORDER NO. 01.01.2015.15
PROCLAIMING AN EXTENDED SESSION OF
THE MARYLAND GENERAL ASSEMBLY

(Exhibit P of Appendix II)

Read and ordered journalized.

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 180	Del. Turner	Video Lottery Trmnl Revs – Purse Dedication Acct – Standardbred Racetrack Operating Loss Asstnce
HB 191	Washington County Delegation	Co Supts of Schs – Reappointment Exemp in Washington Co and Recruitment Recommendations
HB 209	Howard County Delegation	Howard County – Room Rental Tax – Room Rental Fee Ho. Co. 12–15
HB 312	Chair, Economic Matters Committee	Commercial Law – Secured Transactions – False Financing Statements
HB 323	Del. Impallaria	Maryland Building Performance Standards – Modifications – Energy Codes
HB 469	Del. Jameson	Public Utilities – Electricity – Construction of Overhead Transmission Lines
HB 512	Del. K. Young	Office of Cemetery Oversight – Preneed Burial Contracts – Report Submission Requirement
HB 540 (Emerg)	Del. Mautz	Public Health – Regulation of Milk Products – Revisions
HB 543	Del. Anderson	Baltimore City – Housing Authority of Baltimore City – Subsidiary Entities
HB 556	Del. Pendergrass	State Board of Environmental Health Specialists – Revisions
HB 561	Del. Krebs	State Board of Morticians and Funeral Directors – Notice of Member Vacancies
HB 562	Del. Kramer	Health Insurance – Ambulance Service Providers – Direct Reimbursement – Repeal of Termination Date
HB 599	St. Mary’s County Delegation	St. Mary’s County – Violations of Ordinances, Rules, and Regulations – Penalties

HB 770	Del. Davis	Insurance – Standard Valuation Law and Reserve and Nonforfeiture Requirements
HB 868	Del. Hayes	Baltimore City – Alcoholic Beverages – Penalties for Sales to Underage Persons
HB 978	Del. Lam	HIV Testing – Informed Consent and Pretest Requirements – Modification

By Order,
Sylvia Siegert, Chief Clerk

Read and ordered journalized.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 191 – Senator Peters (Chair, Joint Committee on Pensions)

AN ACT concerning

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

FOR the purpose of clarifying that a member of the State Retirement and Pension System may not receive creditable service for unused sick leave at retirement unless the leave was available to the member to be used as sick leave during employment; clarifying the definition of “unused sick leave” to specify that the leave must have been available to be used as sick leave during employment; and generally relating to the clarification of unused sick leave that may be used to provide additional creditable service at retirement for members of the State Retirement and Pension System.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 20–206
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

Senate Bill 254 – Senator Edwards

AN ACT concerning

Department of General Services – Deep Creek Lake Buy Down Area Program – Extension

FOR the purpose of ~~authorizing~~ requiring the Department of General Services to establish ~~a program~~ the Deep Creek Lake Buy Down Area Program to offer the owners of certain properties adjoining Deep Creek Lake the right to purchase certain land at a certain price not to exceed a certain amount; requiring the ~~program~~ Program to be administered in a certain manner; exempting certain property transactions made under the Program from certain property requirements; providing that the parcels sold under the ~~program~~ Program are subject to the same covenants and restrictions as parcels sold under a similar program; providing that a portion of the proceeds received from the sale of any property under the program Program be disposed of used in a certain manner; providing that all proceeds in excess of a certain reimbursement amount be 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; providing for the termination of certain provisions of this Act; and generally relating to the disposition of certain properties around Deep Creek Lake.

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)

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

Senate Bill 380 – Senator Mathias

AN ACT concerning

Vehicle Laws – Single Registration Plate – Class L (Historic) Vehicles and Class N (Street Rod) Vehicles

FOR the purpose of requiring the Motor Vehicle Administration, when it registers a Class L (historic) vehicle or Class N (street rod) vehicle, to issue a single registration plate for the vehicle; making conforming and stylistic changes; and generally relating to vehicle registration plates.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 13–410(a) and 13–936.1
Annotated Code of Maryland
(2012 Replacement Volume and 2014 Supplement)

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

**Senate Bill 409 – Senators Montgomery, Raskin, Guzzone, Kagan, Lee, Madaleno,
Manno, Nathan–Pulliam, Pinsky, Ramirez, Young, and Zirkin**

AN ACT concerning

~~**Protect Our Health and Communities Act**~~
Environment – Hydraulic Fracturing – Regulations

FOR the purpose of ~~prohibiting~~ requiring the Department of the Environment to adopt certain regulations on or before a certain date; from issuing a permit to authorize the hydraulic fracturing of a well for the exploration or production of natural gas in the State until a certain date and until a certain panel is appointed, convenes, and reports to the Governor and General Assembly on a certain date; establishing a certain panel of experts for certain purposes; requiring the President of the Senate and the Speaker of the House of Delegates to appoint a certain number of members to the panel in accordance with certain requirements; requiring the panel to be appointed and convened on or after a certain date; requiring the panel to examine certain scientific literature through a certain date; requiring the panel to report to the Governor and General Assembly on a certain date prohibiting certain regulations adopted by the Department from becoming effective until a certain date; prohibiting the Department from issuing a permit to authorize the hydraulic fracturing of a well for the exploration or production of natural gas in the State until a certain date; defining a certain term; and generally relating to hydraulic fracturing for the exploration or production of natural gas.

BY adding to
Article – Environment
Section 14–107.1
Annotated Code of Maryland
(2014 Replacement Volume)

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

**Senate Bill 595 – The President (By Request – Administration) and Senators
Bates, Cassilly, Eckardt, Hershey, Hough, Jennings, Klausmeier, Ready,
Reilly, Salling, Serafini, Simonaire, and Waugh**

AN ACT concerning

Public Charter School ~~Expansion and~~ Improvement Act of 2015

~~FOR the purpose of including certain employees of certain public charter school operators under certain provisions of law relating to collective bargaining; authorizing certain employees of certain public charter school operators to form certain employee organizations; requiring certain employee organizations to be separate units in a county for the purpose of collective bargaining; altering a certain requirement to hold a certain lottery under certain circumstances and in accordance with a certain application; authorizing certain public charter schools to give certain weight to certain students during a certain lottery; clarifying that the State Board of Education is a public chartering authority; specifying certain contents of a certain application; prohibiting certain public chartering authorities from withholding approval of certain applications under certain circumstances; altering the time period within which the State Board must render a decision on a certain appeal; requiring certain professional staff to be qualified and credentialed in a certain manner; authorizing certain public charter schools to apply to the State Board for certain waivers; repealing a certain requirement that a certain waiver be sought through a certain process; authorizing certain employees of a public charter school to be employees of the operator of the public charter school; requiring a certain application to include certain information relating to the employment status of certain employees; authorizing a certain employment status to be changed on renewal of a certain application; prohibiting certain employees of a public charter school operator from being required to be members of a certain bargaining unit or bound by a certain collective bargaining agreement; requiring a county board to make certain disbursements in each fiscal year to a public charter school; requiring a public charter school to reimburse local school systems under certain circumstances; requiring public charter schools to be eligible for the public school construction program; requiring the State Department of Education to act as the administering agency for certain purposes; requiring public charter schools to be subject to a certain State and local cost share formula; authorizing the use of certain funds for the construction or renovation of public charter schools; requiring certain agencies to adopt certain regulations; requiring a certain staff person at the Department to perform certain duties; including certain employees of public charter school operators under certain provisions of law relating to the State Teachers' Pension System and the Teachers' Retirement System; making certain stylistic changes; defining certain terms; altering certain definitions; and generally relating to the laws that relate to public charter schools in the State.~~

FOR the purpose of requiring certain public charter schools to take certain steps to maintain a certain ratio as part of the initial cohort of students in a certain grade; authorizing certain public charter schools to give certain students seeking to enroll in the public charter school a greater weight to the student's lottery status as part of the public charter school's admissions lottery; authorizing certain public charter schools to give priority to certain siblings for certain spaces at certain public charter schools; authorizing certain public charter schools to provide certain guaranteed placement to certain students; authorizing certain public charter schools to propose a certain geographic attendance area and certain guaranteed placement plan.

subject to the approval of the public chartering authority, under certain circumstances; authorizing certain public charter schools to admit certain students under certain circumstances; authorizing certain county boards of education to grant certain waivers to certain converted public charter schools; providing that certain county boards are the only public chartering authorities in the State; repealing a provision of law that establishes the State Board of Education as a secondary public chartering authority; requiring an application to establish a public charter school to include a certain plan for a program of instruction and a certain description of the implementation of a certain weighted lottery or the provision of guaranteed placement under certain circumstances; prohibiting a public chartering authority from granting a charter to a school that operates fully online; requiring certain county boards of education to review certain applications in accordance with the application procedures adopted by the county board; authorizing certain decisions to be appealed to the State Board in accordance with certain provisions of law; authorizing a public chartering authority to approve certain applications on a contingent basis subject to certain conditions; authorizing a public chartering authority to approve or reject a certain provision of an application separately from the application as a whole; providing that a certain applicant may submit a certain staffing model with a certain application; requiring the State Board to remand to a county board a certain matter under certain circumstances and authorizing the State Board to mediate, if necessary, a certain matter between a county board and a certain public charter school under certain circumstances; requiring the State Board to develop standards and criteria by which certain public charter schools must be assessed; authorizing certain public charter schools to submit to a public chartering authority a certain application for certain consideration; prohibiting certain public charter schools from submitting a certain application more than once during a certain period of time; exempting certain public charter schools from certain policies under certain circumstances; authorizing certain public chartering authorities and certain public charter schools to mutually agree to a certain communication process and supervision methodology; providing that certain public charter schools may not be assigned certain principals without certain consent; providing that certain staff members must be assigned or transferred to certain public charter schools under certain circumstances; specifying that certain provisions of law may not be construed to take precedence over a certain collective bargaining agreement; subjecting certain public charter schools to certain provisions of law, subject to certain exceptions; requiring a member of the professional staff of a public charter school to be subject to certain certification provisions; authorizing certain public charter schools to seek certain waivers under certain circumstances; requiring certain reasons to be provided in writing for the denial of certain waivers; authorizing certain employee organizations, public school employers, and public charter schools to mutually agree to negotiate certain amendments to certain collective bargaining agreements; requiring certain county boards to provide certain policies and updates or amendments to the policies to the State Board; requiring the State Department of Education to report annually to the General Assembly regarding certain updates or amendments to certain policies and the implementation of this Act; requiring the State Department of Education, in consultation with the Department of Legislative Services, to contract for a certain study relating to funding for public charter schools

and traditional public schools; requiring the study to include certain elements; requiring local school systems and public charter schools to provide certain data to complete the study; establishing certain penalties for certain local school systems and public charter schools that do not comply with a certain data reporting requirement; requiring a certain report to the Governor and certain committees of the General Assembly on or before a certain date regarding the study; making certain stylistic changes; altering a certain definition; defining a certain term; and generally relating to public charter schools in the State.

~~BY repealing and reenacting, with amendments,~~

~~Article – Education~~

~~Section 6-401(e), (e)(1), and (f), 6-404(a), (e), and (d), 6-405(a), 6-407(a), 9-102, 9-102.1, and 9-103 through 9-110~~

~~Annotated Code of Maryland~~

~~(2014 Replacement Volume and 2014 Supplement)~~

BY repealing and reenacting, without amendments,

Article – Education

Section 9-101 and 9-109(a)

Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 9-102, 9-102.1, 9-103 through 9-108, and 9-110

Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)

BY adding to

Article – Education

Section 9-102.2, 9-102.3, and 9-104.1

Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)

~~BY repealing and reenacting, with amendments,~~

~~Article – State Personnel and Pensions~~

~~Section 21-304(a)(6) and (7), 22-205(a)(1), and 23-206(a)(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.

Senate Bill 627 – Senators Eckardt, Ready, ~~and Reilly~~ Reilly, and Serafini

AN ACT concerning

Education – Maintenance of Effort Requirement – ~~Alterations~~ Alteration and Study

FOR the purpose of ~~removing the requirement that the maintenance of effort amount increase by a certain amount under certain circumstances; requiring county governing bodies to exclude the cost of a fixed term lease for a certain school facility from the maintenance of effort calculation under certain circumstances; prohibiting certain appropriations not excluded as certain nonrecurring costs from being included in calculating a county's highest local appropriation under certain circumstances; requiring a certain appropriation to be shifted from a county's school operating budget to the county's operating budget under certain circumstances; prohibiting the State Board of Education from denying a county's request to exclude certain appropriations from the maintenance of effort calculation as a qualifying nonrecurring cost~~ excluding from a certain calculation the cost to provide certain features required under accessibility laws; requiring the State Board of Education, in collaboration with county governing bodies and county boards of education, to study certain issues relating to a certain application process and the use of certain financing mechanisms by county boards of education; requiring the State Board to make a certain report on or before a certain date; and generally relating to maintenance of effort funding.

BY repealing and reenacting, with amendments,

Article – Education

Section ~~5-202(d)(1), (3), (5), and (6)~~ 5-202(d)(3)

Annotated Code of Maryland

(2014 Replacement Volume and 2014 Supplement)

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

Senate Bill 839 – Senator Waugh

AN ACT concerning

St. Mary's County – Violations of Ordinances, Rules, and Regulations – Penalties

FOR the purpose of repealing certain provisions relating to the civil and criminal penalties for violations of certain ordinances, rules, and regulations adopted by St. Mary's County; authorizing the County Commissioners of St. Mary's County to provide that a violation of certain ordinances is punishable as a misdemeanor and enforced in a certain manner and to a certain extent and is a civil infraction and shall be prosecuted in a certain manner and to a certain extent; providing that every day that a violation of certain ordinances continues is a separate civil infraction; authorizing St. Mary's County to bring an action for an injunction against a person who violates an ordinance, rule, or regulation to require the correction or elimination of the violation; and generally relating to penalties for violations of ordinances, rules, and regulations adopted by St. Mary's County.

BY repealing

Article – Land Use
Section 9–1607 and 9–1608
Annotated Code of Maryland
(2012 Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Local Government
Section 12–538, 12–618, 12–804, and 13–703
Annotated Code of Maryland
(2013 Volume and 2014 Supplement)

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

Senate Bill 937 – Senators Madaleno, Raskin, Kasemeyer, and Miller

EMERGENCY BILL

AN ACT concerning

Alcoholic Beverages – Powdered Alcoholic Beverages – Ban on Sales

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; making this Act an emergency measure; 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.

Senate Bill 207 – ~~Senator Klausmeier~~ Senators Klausmeier, Pugh, Middleton, Benson, Feldman, Kelley, and Mathias

AN ACT concerning

Telephone Companies – Streamlined Regulatory Requirements

FOR the purpose of narrowing the types of services of a telephone company that are regulated by the Public Service Commission by altering a certain definition; providing that the Commission may allow a certain telephone company to provide a regulated service without requiring the telephone company to file a certain tariff schedule under certain circumstances; providing that a telephone company that is regulated in a certain manner is not required to file with the Commission a certain tariff schedule for certain regulated retail services under certain circumstances; providing that a telephone company that is not regulated in a certain manner is not required to file with the Commission a certain tariff schedule for certain regulated retail services under certain circumstances; authorizing the Commission to issue certain orders or adopt certain regulations; providing that a certain merger of or transfer of stock or other ownership interest between a telephone company and another certain entity does not require a certain prior authorization from the Commission; providing that a certain transaction in which a telephone company is acquired by another certain entity does not require a certain prior authorization from the Commission; ~~allowing a telephone company to withdraw offering a certain retail service under certain circumstances after providing certain notice; requiring the Commission to make a certain determination on certain services on or before a certain date; requiring the Commission to study whether and how a telephone company should be authorized to withdraw certain services in the State; requiring the Commission to make a determination whether certain changes are needed to regulations to ensure that customers are properly and conspicuously notified of certain rate increases; requiring the Commission to report its findings and recommendations of a certain study and determination on or before a certain date;~~ and generally relating to regulatory requirements of telephone companies.

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(l), 4–202, 5–203, and 6–101
 Annotated Code of Maryland
 (2010 Replacement Volume and 2014 Supplement)

~~BY adding to
 Article – Public Utilities
 Section 8–109
 Annotated Code of Maryland
 (2010 Replacement Volume and 2014 Supplement)~~

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

Senate Bill 727 – Senators Norman, Cassilly, and Raskin

AN ACT concerning

Public Safety – Motorcycle Profiling – Training

FOR the purpose of requiring the Police Training Commission to require a certain statement condemning motorcycle profiling to be included in certain written policies; requiring the Commission to include in certain curriculum and courses of study training on motorcycle profiling; defining a certain term; and generally relating to requiring certain training on motorcycle profiling.

BY renumbering

Article – Public Safety
Section 3–201(e) and (f), respectively
to be Section 3–201(f) and (g), respectively
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, without amendments,

Article – Public Safety
Section 3–201(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY adding to

Article – Public Safety
Section 3–201(e) and 3–207(18)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety
Section 3–207(17) and (18)
Annotated Code of Maryland
(2011 Replacement Volume and 2014 Supplement)

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

Senate Bill 840 – Senator Waugh

AN ACT concerning

St. Mary’s County – Property Maintenance – Voluntary Agreements

FOR the purpose of authorizing an ordinance enacted by St. Mary's County regarding property maintenance to provide for a voluntary agreement between the county and an owner of real property for remediation by the county of certain conditions constituting a certain nuisance, including demolition of certain improvements; authorizing a certain voluntary agreement to provide for repayment by the property owner to the county of the costs of certain remediation or demolition in a certain manner; providing that certain unpaid costs may be enforced by the filing of a lien against the property until repaid; requiring St. Mary's County to record notice of the lien in the land records of the county; providing that the lien has a certain priority and may be collected in the same manner as county real property taxes; and generally relating to voluntary agreements ~~entered~~ for property maintenance in St. Mary's County.

BY adding to

The Public Local Laws of St. Mary's County
Section 93-5
Article 19 – Public Local Laws of Maryland
(2007 Edition and March 2014 Supplement, as amended)

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

Senate Bill 934 – ~~Senator Conway~~ Senators Conway and McFadden

AN ACT concerning

Secondhand Precious Metal Object Dealers and Pawnbrokers – Required Records – Photograph of Precious Metal Object ~~or Pawned Item~~

FOR the purpose of requiring certain records that a secondhand precious metal object dealer or pawnbroker is required to keep for certain purposes to include a photograph of each precious metal object acquired or ~~item~~ pawned; and generally relating to required records of secondhand precious metal object dealers and pawnbrokers.

BY repealing and reenacting, without amendments,

Article – Business Regulation
Section 12-101(a), (b)(1), and (g), ~~12-301(b) and (c)~~ 12-301(a), (b), and (c), and
12-304

Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Business Regulation
Section ~~12-302(b)~~ 12-302
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 141 Members present.

(See Roll Call No. 763)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #53

House Bill 119 – Delegates Morhaim, Branch, Bromwell, Kipke, Miele, W. Miller, Oaks, Ready, Reznik, Szeliga, Vaughn, and Walker

AN ACT concerning

**Construction ~~Contract Clauses~~ Contracts – Change Orders
(State Procurement Change Order Fairness Act)**

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

Affirmative – 136 Negative – 2 (See Roll Call No. 764)

The Bill was then sent to the Senate.

House Bill 1016 – Montgomery County Delegation and Prince George’s County Delegation

AN ACT concerning

**Maryland–National Capital Park and Planning Commission – ~~Prince George’s County~~ – Certified County–Based Business Participation Program
MC/PG 113–15**

Delegate Parrott moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

House Bill 1069 – Delegates Rosenberg and Kaiser

AN ACT concerning

**Education – Professional Development for Teachers and Providers of Early
Childhood Education – Master Plan**

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

Affirmative – 134 Negative – 6 (See Roll Call No. 765)

The Bill was then sent to the Senate.

House Bill 1177 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Tax Sales – Limited Auction ~~for County Employees~~
and Foreclosure for Abandoned Property
PG 425–15**

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

Affirmative – 136 Negative – 4 (See Roll Call No. 766)

The Bill was then sent to the Senate.

House Bill 1198 – Delegates Oaks, Anderson, and Carter

AN ACT concerning

Baltimore City Civilian Review Board

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

Affirmative – 140 Negative – 1 (See Roll Call No. 767)

The Bill was then sent to the Senate.

**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**

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

Affirmative – 141 Negative – 0 (See Roll Call No. 768)

The Bill was then sent to the Senate.

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

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

Affirmative – 140 Negative – 0 (See Roll Call No. 769)

The Bill was then sent to the Senate.

House Bill 1288 – Delegates Morhaim and Lam

AN ACT concerning

Alcoholic Beverages – Sale of Powdered Alcohol – Prohibition

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

Affirmative – 121 Negative – 19 (See Roll Call No. 770)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #54

House Bill 1289 – Delegate Dumais

AN ACT concerning

Maryland Uniform Interstate Family Support Act – Revision

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

Affirmative – 141 Negative – 0 (See Roll Call No. 771)

The Bill was then sent to the Senate.

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #18

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 124 – Senator Gladden

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:

Senate Bill 133 – Senator Edwards

AN ACT concerning

Environment – Bay Restoration Fund – Use of Funds

SB0133/840613/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 133

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “adding” in line 6 down through “years” in line 7 and substitute “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”.

On page 2, in line 5, strike “1.”; and in lines 10, 14, 17, 20, 24, 26, 32, and 35, strike “2.”, “3.”, “A.”, “B.”, “**D.**”, “**E.**”, “(iii)”, and “(iv)”, respectively, and substitute “**(III)**”, “**(IV)**”, “**1.**”, “**2.**”, “**B.**”, “**C.**”, “**(V)**”, and “**(VI)**”, respectively.

On page 3, in lines 1, 4, 8, 11, and 12, strike “(v)”, “(vi)”, “(vii)”, “(viii)”, and “(ix)”, respectively, and substitute “**(VII)**”, “**(VIII)**”, “**(IX)**”, “**(X)**”, and “**(XI)**”, respectively.

AMENDMENT NO. 2

On page 2, in line 13, strike “AND”; in line 22, 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;”;

strike line 23 in its entirety; and in line 27, 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:

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

SB0200/700317/1

BY: Environment and Transportation Committee

AMENDMENT TO SENATE BILL 200
(Third Reading File Bill)

On page 2, strike beginning with “BACK” in line 21 down through “PROCESSES,” in line 25.

On page 3, in line 13, after “FORMS” insert “THAT RETAIN A DEFINED SHAPE DURING THEIR LIFE CYCLE”; in line 19, after “A” insert “RINSE–OFF”; in line 20, strike

the first comma and substitute “OR”; in the same line, strike “, OR COSMETIC”; in line 30, after “(B)” insert “(1)”; and in line 31, strike “OR ACCEPT FOR SALE”.

On page 4, after line 3, insert:

“(2) ON OR AFTER DECEMBER 31, 2019, A PERSON MAY NOT ACCEPT FOR SALE AN OVER-THE-COUNTER DRUG THAT CONTAINS SYNTHETIC PLASTIC MICROBEADS.”

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:

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

SB0258/230812/1

BY: Environment and Transportation Committee

AMENDMENT TO SENATE BILL 258

(Third Reading File Bill)

On page 1, in line 6, strike “a” and substitute “an appointed”.

On page 4, in line 19, strike “IN” and substitute “, ONE OF WHOM SHALL REPRESENT”; in the same line, after “TRADES” insert “AND ONE OF WHOM SHALL REPRESENT THE MANUFACTURING INDUSTRY”; and in line 31, strike “A” and substitute “AN APPOINTED”.

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:

Senate Bill 371 – Senator Rosapepe

AN ACT concerning

State Highway Administration – Bicycle and Pedestrian Priority Areas

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:

Senate Bill 410 – Senator Gladden

AN ACT concerning

Baltimore City – Vehicle Laws – Traffic Safety

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:

Senate Bill 451 – ~~Senator Guzzone~~ Senators Guzzone and McFadden

AN ACT concerning

Vehicle Laws – Title Fees – Rental Vehicles

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:

Senate Bill 551 – Senators Rosapepe, Astle, Bates, Cassilly, Eckardt, Edwards, Feldman, Guzzone, Hershey, Hough, Kagan, King, Manno, Mathias, Montgomery, Norman, Peters, Pinsky, Raskin, ~~Ready~~, and Young

AN ACT concerning

Land Use – Plans – Development and Adoption

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:

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

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:

Senate Bill 802 – Senators Cassilly, Astle, Eckardt, Edwards, Hershey, Hough, Jennings, Muse, Peters, Reilly, Salling, Serafini, ~~and Simonaire~~ Simonaire, Benson, Feldman, Klausmeier, Mathias, and Pugh

AN ACT concerning

~~State Highway Administration~~ Department of Transportation – Dedication of Structures – Gold Star Families (Hero’s Highway Act)

SB0802/520012/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 802

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Department of"; in line 3, strike "- Gold Star Families"; in line 6, strike "a member of the General Assembly" and substitute "certain persons"; in line 7, strike ", on behalf of a United States Department of Defense Gold Star recipient,"; in line 9, strike "the recipient's spouse, child, or other relative whose life was lost in combat" and substitute "a certain member of the armed forces or a certain emergency responder"; and in line 10, after "to" insert "the dedication of".

AMENDMENT NO. 2

On page 2, in line 3, after "ASSEMBLY" insert ", ANOTHER ELECTED OFFICIAL, OR ANY MEMBER OF THE GENERAL PUBLIC"; and strike beginning with ", ON" in line 3 down through "COMBAT" in line 9 and substitute "THAT THE DEPARTMENT DEDICATE A BRIDGE OR ANOTHER APPROPRIATE TRANSPORTATION STRUCTURE UNDER THE JURISDICTION OF THE DEPARTMENT TO:

(1) A DECEASED MEMBER OF THE ARMED FORCES WHOSE SURVIVING SPOUSE, PARENT, OR NEXT OF KIN IS A RECIPIENT OF THE U.S. DEPARTMENT OF DEFENSE GOLD STAR MEMORIALIZING THAT THE MEMBER WAS KILLED IN ACTION; OR

(2) A FIREFIGHTER, LAW ENFORCEMENT OFFICER, OR ANOTHER EMERGENCY RESPONDER WHO DIED IN THE LINE OF DUTY".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate C. Wilson moved to make the Bill a Special Order for Wednesday.

The motion was adopted.

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #19

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 21 – Senators Hershey and Norman

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:

Senate Bill 88 – ~~Senator Astle~~ Senators Astle, Salling, Bates, and Waugh

AN ACT concerning

Natural Resources – Game Birds – Baiting

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:

Senate Bill 106 – Senator Astle

AN ACT concerning

Chesapeake Bay Trust – Investment Options – Expansion

SB0106/750514/1

BY: Environment and Transportation Committee

AMENDMENT TO SENATE BILL 106

(Third Reading File Bill)

On page 2, in line 13, after “State,” insert “OR”.

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:

Senate Bill 230 – Calvert County Senators

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 with amendments:

Senate Bill 262 – Senator Jennings

AN ACT concerning

Maryland Building Performance Standards – Energy Codes – Local Authority

SB0262/900818/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 262

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, 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 14 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:

Senate Bill 330 – Senator Klausmeier (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:

Senate Bill 355 – Senator McFadden (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Housing Authority of Baltimore City – Subsidiary Entities

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:

Senate Bill 408 – Senators Muse, Cassilly, Norman, and Ready

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:

Senate Bill 540 – Senator Astle

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:

Senate Bill 636 – Washington County Senators

AN ACT concerning

Washington County – County Clerk

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:

Senate Bill 666 – Senators Bates ~~and Salling~~, Salling, and Simonaire

AN ACT concerning

Recreational Fishing Licenses – Duration and Expiration Date

SB0666/500217/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 666

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “law;” insert “providing for the termination of this Act;”.

AMENDMENT NO. 2

On page 3, in line 11, 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 with amendments:

Senate Bill 696 – Senator Hershey

AN ACT concerning

Natural Resources – Oyster Poaching – Administrative Penalties

SB0696/370311/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 696

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “Resources” insert “under certain circumstances”; in the same line, strike “suspend or revoke” and substitute “suspend”; in line 8, strike “first offense under certain circumstances” 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 9 down through “circumstances” in line 10 and substitute “grounds for suspension of an oyster license”.

AMENDMENT NO. 2

On pages 2 and 3, strike beginning with “**FOR**” in line 25 on page 2 down through “**CIRCUMSTANCES**” in line 2 on page 3 and substitute “**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”.

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:

Senate Bill 808 – Senators Klausmeier, Bates, Brochin, Montgomery, Pinsky, ~~and Reilly~~ Reilly, and Simonaire

AN ACT concerning

Natural Resources – Aquaculture – Liability for Trespass

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:

Senate Bill 838 – Senator Waugh

AN ACT concerning

St. Mary’s County – Animal Regulations

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT
#11**

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

House Bill 552 – Delegates Pendergrass and Hammen

AN ACT concerning

Health Insurance – Medical Stop-Loss Insurance – Small Employers

HB0552/206582/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 552

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “a certain exception” and substitute “certain exceptions”; strike beginning with “requiring” in line 9 down through “Commissioner;” in line 11 and

substitute “requiring the Maryland Insurance Administration to conduct a study of the use of medical stop-loss insurance in self-funded employer health plans; requiring the Administration to solicit information from stakeholders, including certain persons, and hold certain hearings; requiring the study to include certain matters; requiring the Administration to submit certain reports to the Governor and certain legislative committees on or before certain dates;”; in line 12, after “Act;” insert “providing for the termination of this Act;”; and in the same line, strike “a certain conforming change” and substitute “certain conforming changes”.

AMENDMENT NO. 2

On page 2, in line 30, after “policy” insert “OR CONTRACT”; in line 31, strike “\$40,000” and substitute “\$22,500”; and in line 32, strike “125%” and substitute “120%”.

AMENDMENT NO. 3

On page 3, in line 3, strike “JANUARY” and substitute “JUNE”; in line 8, strike “OR”; and in line 10, after “PARAGRAPH” insert “; OR”

(III) A POLICY OR CONTRACT OF MEDICAL STOP-LOSS INSURANCE ISSUED OR DELIVERED ON OR AFTER JUNE 1, 2015, IF THE POLICY OR CONTRACT:

1. IS ISSUED OR DELIVERED TO AN EMPLOYER THAT ON MAY 31, 2015, HELD A POLICY OR CONTRACT OF MEDICAL STOP-LOSS INSURANCE WITH:

A. A SPECIFIC ATTACHMENT POINT OF NOT LESS THAN \$10,000; AND

B. AN AGGREGATE ATTACHMENT POINT OF NOT LESS THAN 115% OF EXPECTED CLAIMS; AND

2. MAINTAINS:

A. A SPECIFIC ATTACHMENT POINT OF NOT LESS THAN \$10,000; AND

B. AN AGGREGATE ATTACHMENT POINT OF NOT LESS THAN 115% OF EXPECTED CLAIMS.

AMENDMENT NO. 4

On page 3, strike in their entirety lines 13 through 15, inclusive, and substitute:

“(1) (I) IMPOSE HIGHER COST SHARING FOR A SPECIFIC INDIVIDUAL WITHIN A SMALL EMPLOYER’S HEALTH BENEFIT PLAN THAN IS REQUIRED FOR OTHER INDIVIDUALS WITHIN THE SMALL EMPLOYER’S HEALTH BENEFIT PLAN; OR

(II) DECREASE OR REMOVE STOP-LOSS COVERAGE FOR A SPECIFIC INDIVIDUAL WITHIN A SMALL EMPLOYER’S HEALTH BENEFIT PLAN; OR”;

and in line 19, strike “MENTAL ILLNESS” and substitute **“BEHAVIORAL HEALTH, INCLUDING MENTAL ILLNESS OR SUBSTANCE USE DISORDER”**.

AMENDMENT NO. 5

On page 4, in line 6, after “IN” insert “:

(I);

after line 8, insert:

“(II) THE OWNERSHIP AND CONTROL OF THE SMALL EMPLOYER; OR

(III) THE NUMBER OF COVERED LIVES BY A SIGNIFICANT PERCENTAGE RESULTING FROM AN EVENT SUCH AS AN ACQUISITION OR A DIVESTITURE;”;

and strike beginning with “ON” in line 27 down through “(I)” in line 32.

AMENDMENT NO. 6

On page 5, after line 5, insert:

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

(a) The Maryland Insurance Administration shall conduct a study of the use of medical stop-loss insurance in self-funded employer health plans.

(b) As part of the study, the Administration shall:

(1) solicit information from stakeholders; and

(2) hold informational hearings, as appropriate.

(c) The stakeholders from whom the Administration shall solicit information shall include:

(1) carriers offering fully insured health plans in the State;

(2) carriers offering medical stop-loss insurance in the State;

(3) employers utilizing fully insured health plans;

(4) employers utilizing self-funded health plans in conjunction with medical stop-loss insurance;

(5) insurance producers;

(6) third party administrators;

(7) consumers;

(8) the Office of the Attorney General;

(9) Maryland counties and municipalities; and

(10) the Maryland Bankers Association.

(d) The study shall include:

(1) an analysis of baseline data, including sample data, where appropriate,

on:

(i) the types and costs of health benefit plans, including self-insured plans, offered in the State by employers with 2 to 50 employees and employers with 51 to 100 employees;

(ii) for self-insured plans, the individual and aggregate attachment points of medical stop-loss insurance purchased; and

(iii) the number of plan designs and carriers available in the small employer market, including market share by carrier, and the number of plan designs and carriers available in the market for health benefit plans utilizing medical stop-loss insurance, including market share by medical stop-loss carrier;

(2) an overview of the employer health plan market in contiguous states, including the percentage of fully insured employer health plans and self-insured employer health plans utilizing medical stop-loss insurance;

(3) an estimate of the number of employers with 51 to 100 employees whose health benefits plans would change from the large group to the small group market in 2016, as a result of the change in the size of the small group market required by the federal Affordable Care Act;

(4) an analysis of statutory and regulatory requirements for medical stop-loss insurance in other states and the experience of states the requirements of which are different from those in Maryland;

(5) a review of any guidance, recommendations, or model legislation regarding medical stop-loss insurance by the National Association of Insurance Commissioners or other groups;

(6) identification of any incentives and disincentives beginning in 2016, associated with the purchase of health insurance in the small group market compared to self-insurance with the purchase of medical stop-loss insurance, for both employers with 2 to 50 employees and employers with 51 to 100 employees;

(7) a comparison of the risk profile of small employers that self-insure and the risk profile of small employers that purchase health insurance in the small group market;

(8) an assessment of the impact on the stability and viability of the small group market, including the possibility of adverse selection and higher premiums, resulting from employers:

(i) choosing to self-insure instead of purchasing health insurance in the small group market; and

(ii) after self-insuring, switching to the small group market;

(9) an assessment of any impact on the Maryland Health Benefit Exchange of small employers choosing to drop coverage for their employees;

(10) an assessment of different attachment points for medical stop-loss insurance, the effect that medical inflation could have on the attachment points in statute, and the desirability of maintaining or adjusting the current statutory levels;

(11) an assessment of the consumer protections in medical stop-loss insurance policies and contracts and the desirability of maintaining or adjusting the current statutory consumer protections; and

(12) an assessment of the impact on local governments and small employers of any changes to the attachment points or consumer protections in medical stop-loss insurance policies and contracts.

(e) (1) On or before December 1, 2015, the Administration shall submit an interim report of its findings and recommendations to the Governor and, in accordance with § 2-1246 of the State Government Article, the Senate Finance Committee and the House Health and Government Operations Committee.

(2) On or before October 1, 2016, the Administration shall submit a final report of its findings and recommendations to the Governor and, in accordance with § 2-1246 of the State Government Article, the Senate Finance Committee and the House Health and Government Operations Committee.”;

and in lines 6 and 9, strike “2.” and “3.”, respectively, and substitute “3.” and “4.”, respectively.

AMENDMENT NO. 7

On page 5, in line 10, after “2015.” insert “It shall remain effective for a period of 3 years and 1 month 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 7 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Fisher moved to make the Bill a Special Order for Wednesday.

The motion was adopted.

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

House Bill 662 – Delegates Cullison and Reznik

AN ACT concerning

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

HB0662/266285/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 662

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Reznik” and substitute “, Reznik, Pena–Melnyk, Kelly, Pendergrass, Oaks, Angel, Hammen, Sample–Hughes, Hill, and K. Young”.

AMENDMENT NO. 2

On page 2, in line 1, after “**ARTICLE;**” insert “AND”; in line 2, strike “**PRACTICING**” and substitute “ACTING”; and in the same line, after “**LICENSE**” insert “TO DIAGNOSE AND TREAT MENTAL AND EMOTIONAL DISORDERS”.

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 755 – Delegates Cullison, Anderson, B. Barnes, Barron, Campos, Carr, Fennell, Hettleman, Jalisi, Kelly, Korman, Lierman, Luedtke, Morales, Oaks, Pena–Melnyk, S. Robinson, Smith, Tarlau, and A. Washington

AN ACT concerning

General Provisions – Public Information Act – Enforcement, Fees, and Exemptions

HB0755/976783/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 755

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and A. Washington” and substitute “A. Washington, Hammen, Angel, Bromwell, Hayes, Hill, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Pendergrass, Rose, Reznik, Saab, Sample–Hughes, West, and K. Young”; strike beginning with “altering” in line 4 down through “programs;” in line 5; in line 6, after “Board” insert “and Office of the Public Access Ombudsman”; in the same line, after “Governor” insert “and the Attorney General”; in line 7, strike “the Governor’s Office Web site” and substitute “their Web sites”; in the same line, after “to” insert “certain”; strike beginning with “for” in line 7 down through “Board” in line 8; in line 8, after “applicants;” insert “requiring the Governor to solicit certain recommendations from certain individuals;”; strike beginning with “authorizing” in line 9 down through “site;” in line 10; in line 10, after “Senate,” insert “and the Attorney General”; in line 11, strike “appoint the members of the Board” and substitute “make certain appointments”; in line 14, after “staff” insert “and office space”; in line 15, after the first “Board” insert “and the Ombudsman”; in the same line, after “Board;” insert “requiring the Board to report on certain matters to the Governor and the General Assembly on or before a certain date;”; in line 17, strike “and” and substitute a comma; in the same line, after “complainant” insert “, and filed within a certain time period”; in line 18, strike “and filed within a certain time period”; strike beginning with “requiring” in line 20 down through “record;” in line 21; in line 22, after “conference;” insert “requiring the Board to hold a certain conference in a certain location under certain circumstances; authorizing the Board to allow certain testimony by teleconference or electronic mail;”; strike beginning with “requiring” in line 23 down

through “circumstances;” in line 24; in line 27, after “review;” insert “authorizing a complainant or custodian to appeal a decision of the Board in accordance with certain provisions of law; requiring that a decision of the Board is stayed for a certain period of time under certain circumstances; providing for the staffing of the Office of the Public Access Ombudsman; providing for the qualifications, term, and salary of the Ombudsman; requiring the Ombudsman to be a full-time State employee; establishing the powers and the duties of the Ombudsman;”.

On pages 1 and 2, strike beginning with “requiring” in line 29 on page 1 down through “custodian;” in line 1 on page 2 and substitute “requiring a certain custodian to provide certain written information under certain circumstances;”.

On page 2, in line 2, strike “comply” and substitute “produce a public record in accordance”; in line 3, after “dispute” insert “unless the custodian complies with a certain provision of law and is working with a certain applicant in good faith”; in line 8, strike “denying or”; strike beginning with “authorizing” in line 10 down through “circumstances;” in line 16; in line 16, strike “provide certain proof” and substitute “demonstrate”; in line 17, strike “Board” and substitute “Ombudsman certain applicability or harm”; in the same line, after “records” insert “or the application of a certain exemption; authorizing a complainant or custodian to appeal a certain decision to a certain circuit court”; in line 18, strike “certain defendants are” and substitute “a certain defendant is”; in line 19, strike “repealing” and substitute “altering”; in line 21, after “Board;” insert “requiring the Attorney General, in consultation with certain persons, to report on certain matters to the Governor and the General Assembly on or before a certain date;”; strike in their entirety lines 24 through 28, inclusive; in line 31, strike “4-201;”; in the same line, strike “4-343,” and substitute “4-301, and”; in line 38, after “Board;” insert “and Section 4-1B-01 through 4-1B-04 to be under the new subtitle “Subtitle 1B. Public Access Ombudsman””; and strike beginning with “providing” in line 21 down through “Act;” in line 22.

AMENDMENT NO. 2

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

AMENDMENT NO. 3

On page 7, in line 20, strike “**THREE**” and substitute “**FIVE**”; strike in their entirety lines 21 and 22; in line 23, strike “**(3) AT LEAST ONE OF THE MEMBERS**” and substitute:

“(2) (1) ONE MEMBER”;

in line 24, after “REPRESENTATIVE” insert “:

1.”;

in line 25, strike the period and substitute “;

2. WHO WORKS ON ISSUES RELATED TO TRANSPARENCY OR OPEN GOVERNMENT; AND

3. WHO IS NOMINATED BY REPRESENTATIVES OF THE OPEN GOVERNMENT AND NEWS MEDIA COMMUNITIES.

(II) ONE MEMBER OF THE BOARD SHALL:

1. HAVE KNOWLEDGE OF THE PROVISIONS OF THIS TITLE;

2. HAVE SERVED AS AN OFFICIAL CUSTODIAN IN THE STATE AS DEFINED IN § 4-101(D) OF THIS TITLE; AND

3. BE NOMINATED BY THE MARYLAND ASSOCIATION OF COUNTIES AND THE MARYLAND MUNICIPAL LEAGUE.

(III) 1. THREE MEMBERS OF THE BOARD SHALL BE PRIVATE CITIZENS OF THE STATE.

2. A PRIVATE CITIZEN MEMBER OF THE BOARD MAY NOT BE:

A. A CUSTODIAN OF A PUBLIC RECORD;

B. A MEMBER OF THE NEWS MEDIA; OR

C. A STAFF MEMBER OR SPOKESPERSON FOR AN ORGANIZATION THAT REPRESENTS THE INTERESTS OF CUSTODIANS OR APPLICANTS FOR PUBLIC RECORDS.

(3) AT LEAST ONE MEMBER OF THE BOARD SHALL BE AN ATTORNEY ADMITTED TO THE MARYLAND BAR.

On page 8, in lines 1 and 2, strike “GOVERNOR’S OFFICE”; in line 2, after “SITE” insert “OF THE OFFICE OF THE GOVERNOR”; after line 9, insert:

“(III) THE GOVERNOR SHALL SOLICIT RECOMMENDATIONS FOR POSITIONS ON THE BOARD FROM REPRESENTATIVES OF THE CUSTODIAN, NEWS MEDIA, AND NONPROFIT COMMUNITIES.”;

in lines 10 and 16, strike “(III)” and “(IV)”, respectively, and substitute “(IV)” and “(V)”, respectively; in line 14, strike “GOVERNOR’S OFFICE”; strike beginning with “AND” in line 14 down through “SITE” in line 15 and substitute “OF THE OFFICE OF THE GOVERNOR”; in line 16, after “SHALL” insert “:

1.”;

in line 17, after “BOARD” insert “;AND

2. ENSURE THE NEUTRALITY OF THE BOARD”.

AMENDMENT NO. 4

On page 9, in line 13, after “STAFF” insert “AND OFFICE SPACE”; in line 18, after “COMPLAINTS” insert “FILED UNDER § 4-1A-05 OF THIS SUBTITLE”; in the same line, strike “PERSON” and substitute “APPLICANT OR THE APPLICANT’S DESIGNATED REPRESENTATIVE”; in the same line, after “A” insert “CUSTODIAN CHARGED AN UNREASONABLE FEE UNDER § 4-206 OF THIS TITLE;”; and strike in their entirety lines 19 through 25, inclusive.

On page 10, strike beginning with “ORDER” in line 1 down through “(II)” in line 5; in line 6, after “TITLE,” insert “ORDER THE CUSTODIAN TO”; in the same line, strike “OF MORE THAN \$250”; in line 8, strike “DIFFERENCE; OR” and substitute “DIFFERENCE.”; strike in their entirety lines 9 and 10; strike in its entirety line 12; in line 13, strike “(2)” and substitute “(1)”; in line 15, strike “(3)” and substitute “(2)”; and strike beginning with “AND” in line 24 down through “DENIED” in line 25.

On page 11, in line 1, strike “PERSON” and substitute “APPLICANT OR THE APPLICANT’S DESIGNATED REPRESENTATIVE”; in line 2, after “BOARD” insert “IF:”

(1) A CUSTODIAN CHARGED A FEE UNDER § 4-206 OF THIS TITLE OF MORE THAN \$350; AND

(2) THE COMPLAINANT ALLEGES IN THE COMPLAINT THAT THE FEE IS UNREASONABLE.”;

and strike beginning with “ALLEGING” in line 2 down through “TITLE.” in line 9.

On page 12, in line 2, after “COMPLAINT” insert “THE BASIS FOR THE FEE THAT WAS CHARGED.”; and strike beginning with the colon in line 2 down through “SUBSECTION.” in line 16.

On pages 13 and 14, strike in their entirety the lines beginning with line 17 on page 13 through line 5 on page 14, inclusive.

AMENDMENT NO. 5

On page 12, in line 27, after “(1)” insert “(I)”; in the same line, strike “IF” and substitute “SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, IF”; and after line 30, insert:

“(II) THE BOARD SHALL HOLD THE INFORMAL CONFERENCE UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH IN A LOCATION THAT IS AS CONVENIENT AS PRACTICABLE TO THE COMPLAINANT AND THE CUSTODIAN.

(2) WHEN CONDUCTING A CONFERENCE THAT IS SCHEDULED UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE BOARD MAY ALLOW THE PARTIES TO TESTIFY BY TELECONFERENCE OR SUBMIT WRITTEN TESTIMONY BY ELECTRONIC MAIL.”.

On page 13, in lines 1 and 4, strike “(2)” and “(3)”, respectively, and substitute “(3)” and “(4)”, respectively.

AMENDMENT NO. 6

On page 14, in line 10, strike “ATTORNEY GENERAL’S”; in line 11, after “SITE” insert “OF THE OFFICE OF THE ATTORNEY GENERAL”; in line 19, before “A” insert “(A)”; and after line 20, insert:

“(B) (1) A COMPLAINANT OR CUSTODIAN MAY APPEAL THE DECISION ISSUED BY THE BOARD UNDER THIS SUBTITLE IN ACCORDANCE WITH § 4-362 OF THIS TITLE.

“(2) AN APPEAL UNDER THIS SUBSECTION AUTOMATICALLY STAYS THE DECISION OF THE BOARD PENDING THE CIRCUIT COURT’S DECISION OR NO MORE THAN 30 DAYS AFTER THE DATE ON WHICH THE DEFENDANT SERVES AN ANSWER OR OTHERWISE PLEADS TO THE COMPLAINT, WHICHEVER IS SOONER.”.

AMENDMENT NO. 7

On page 14, before line 21, insert:

“SUBTITLE 1B. PUBLIC ACCESS OMBUDSMAN.

4-1B-01.

IN THIS SUBTITLE, “OMBUDSMAN” MEANS THE PUBLIC ACCESS OMBUDSMAN.

4-1B-02.

(A) THERE IS AN OFFICE OF THE PUBLIC ACCESS OMBUDSMAN.

(B) THE OFFICE OF THE ATTORNEY GENERAL SHALL PROVIDE OFFICE SPACE AND STAFF FOR THE OMBUDSMAN, WITH APPROPRIATE STEPS TAKEN TO PROTECT THE AUTONOMY AND INDEPENDENCE OF THE OMBUDSMAN.

4-1B-03.

(A) SUBJECT TO SUBSECTIONS (B) AND (C) OF THIS SECTION, THE ATTORNEY GENERAL SHALL APPOINT THE OMBUDSMAN.

(B) THE OMBUDSMAN SHALL HAVE BEEN ADMITTED TO PRACTICE LAW IN THE STATE.

(C) (1) THE OFFICE OF THE ATTORNEY GENERAL SHALL PUBLISH, ON ITS WEB SITE, NOTICE OF THE ATTORNEY GENERAL’S INTENT TO CONSIDER APPLICANTS FOR THE OMBUDSMAN POSITION.

(2) THE NOTICE SHALL INCLUDE:

(I) APPLICATION PROCEDURES;

(II) CRITERIA FOR EVALUATING AN APPLICANT’S QUALIFICATIONS; AND

(III) PROCEDURES FOR RESOLVING ANY CONFLICTS OF INTEREST.

(3) (I) AN INDIVIDUAL MAY SUBMIT TO THE ATTORNEY GENERAL AN APPLICATION FOR THE OMBUDSMAN POSITION AS PROVIDED UNDER PARAGRAPH (2) OF THIS SUBSECTION.

(II) THE OFFICE OF THE ATTORNEY GENERAL SHALL POST ON ITS WEB SITE THE NAMES AND QUALIFICATIONS OF APPLICANTS.

(D) (1) THE TERM OF THE OMBUDSMAN IS 4 YEARS.

(2) AT THE END OF A TERM, THE OMBUDSMAN CONTINUES TO SERVE UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.

(3) AN OMBUDSMAN WHO IS APPOINTED AFTER A TERM BEGINS SERVES FOR THE REMAINDER OF THE TERM UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.

(E) THE OMBUDSMAN SHALL BE A FULL-TIME STATE EMPLOYEE.

(F) THE OMBUDSMAN IS ENTITLED TO AN ANNUAL SALARY AS PROVIDED FOR IN THE STATE BUDGET.

4-1B-04.

(A) SUBJECT TO SUBSECTION (B) OF THIS SECTION, THE OMBUDSMAN SHALL MAKE REASONABLE ATTEMPTS TO RESOLVE DISPUTES BETWEEN APPLICANTS AND CUSTODIANS RELATING TO REQUESTS FOR PUBLIC RECORDS UNDER THIS TITLE, INCLUDING DISPUTES OVER:

- (1) THE CUSTODIAN'S APPLICATION OF AN EXEMPTION;
- (2) REDACTIONS OF INFORMATION IN THE PUBLIC RECORD;
- (3) THE FAILURE OF THE CUSTODIAN TO PRODUCE A PUBLIC RECORD IN A TIMELY MANNER OR TO DISCLOSE ALL RECORDS RELEVANT TO THE REQUEST;
- (4) OVERLY BROAD REQUESTS FOR PUBLIC RECORDS;
- (5) THE AMOUNT OF TIME A CUSTODIAN NEEDS, GIVEN AVAILABLE STAFF AND RESOURCES, TO PRODUCE PUBLIC RECORDS;
- (6) A REQUEST FOR OR DENIAL OF A FEE WAIVER UNDER § 4-206(E) OF THIS TITLE; AND
- (7) REPETITIVE OR REDUNDANT REQUESTS FROM AN APPLICANT.

(B) (1) WHEN RESOLVING DISPUTES UNDER THIS SECTION, THE OMBUDSMAN MAY NOT:

(I) COMPEL A CUSTODIAN TO DISCLOSE PUBLIC RECORDS OR REDACTED INFORMATION IN THE CUSTODIAN'S PHYSICAL CUSTODY TO THE OMBUDSMAN OR AN APPLICANT; OR

(II) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, DISCLOSE INFORMATION RECEIVED FROM AN APPLICANT OR CUSTODIAN WITHOUT WRITTEN CONSENT FROM THE APPLICANT AND CUSTODIAN.

(2) THE OMBUDSMAN MAY DISCLOSE INFORMATION RECEIVED FROM AN APPLICANT OR CUSTODIAN TO THE ASSISTANT ATTORNEY GENERAL ASSIGNED TO THE OFFICE OF THE OMBUDSMAN.

AMENDMENT NO. 8

On pages 14 and 15, strike in their entirety the lines beginning with line 21 on page 14 through line 8 on page 15, inclusive.

On page 15, in lines 16 and 17, in each instance, after “**10**” insert “**WORKING**”; in line 17, after “**WRITING**” insert “**OR BY ELECTRONIC MAIL**”; in line 20, strike “**THE DOCUMENTS THAT ARE BEING RETRIEVED;**” and substitute “**AN ESTIMATE OF THE RANGE OF FEES THAT MAY BE CHARGED TO COMPLY WITH THE REQUEST FOR PUBLIC RECORDS;**”; strike beginning with “**IF**” in line 22 down through “**DISPUTE**” in line 24 and substitute “**FAILURE TO PRODUCE THE PUBLIC RECORD IN ACCORDANCE WITH THIS SUBSECTION CONSTITUTES A DENIAL OF AN APPLICATION THAT MAY NOT BE CONSIDERED THE RESULT OF A BONA FIDE DISPUTE UNLESS THE CUSTODIAN HAS COMPLIED WITH PARAGRAPH (2) OF THIS SUBSECTION AND IS WORKING WITH THE APPLICANT IN GOOD FAITH**”; and strike beginning with the first bracket in line 26 down through “**(II)**” in line 28 and substitute “**(I)**”.

On page 16, strike in their entirety lines 1 and 2; in lines 3, 6, and 9, strike “**2.**”, “**3.**”, and “**(III)**”, respectively, and substitute “**1.**”, “**2.**”, and “**(II)**”, respectively; in line 3, strike “, INCLUDING AN” and substitute “**AND, IF INSPECTION IS DENIED UNDER § 4-343 OF THIS TITLE, A BRIEF**”; strike beginning with “**HOW**” in line 4 down through “**DISCLOSURE**” in line 5 and substitute “**WHY THE DENIAL IS NECESSARY**”; in line 6, strike “and”; after line 6, insert:

3. WITHOUT DISCLOSING THE PROTECTED INFORMATION, A BRIEF DESCRIPTION OF THE UNDISCLOSED RECORD THAT WILL ENABLE THE APPLICANT TO ASSESS THE APPLICABILITY OF THE LEGAL AUTHORITY FOR THE DENIAL; AND;

in line 11, strike “**DENY OR**”; in line 14, strike “With the consent of the applicant, any” and substitute “**ANY**”; in the same line, after “section” insert “:

(1) WITH THE CONSENT OF THE APPLICANT,”;

and in line 15, after “days” insert “; AND”

(2) IF THE APPLICANT SEEKS RESOLUTION OF A DISPUTE UNDER § 4-1B-04 OF THIS TITLE, SHALL BE EXTENDED PENDING RESOLUTION OF THAT DISPUTE”.

AMENDMENT NO. 9

On pages 16 and 17, strike in their entirety the lines beginning with line 19 on page 16 through line 2 on page 17, inclusive.

On page 17, in line 3, strike “**(3)**” and substitute “**(2)**”; in line 6, strike “**(4)**” and substitute “**(3)**”; strike beginning with the colon in line 11 down through “**IS**” in line 14; in line 16, strike “**REPRODUCING**” and substitute “**THE SEARCH FOR, PREPARATION OF, AND REPRODUCTION OF**”; in line 17, strike “**REQUESTED FOR A NONCOMMERCIAL PURPOSE**”; after line 18, insert:

“(2) THE STAFF AND ATTORNEY REVIEW COSTS INCLUDED IN THE CALCULATION OF ACTUAL COSTS INCURRED UNDER THIS SECTION SHALL BE PRORATED FOR EACH INDIVIDUAL’S SALARY AND ACTUAL TIME ATTRIBUTABLE TO THE SEARCH FOR AND PREPARATION OF A PUBLIC RECORD UNDER THIS SECTION.”;

strike in their entirety lines 19 through 27, inclusive; in line 28, strike “**(1)**”; in the same line, strike the brackets; in the same line, strike “**5**”; and strike in their entirety lines 30 through 32, inclusive.

On page 18, after line 9, insert:

“(2) (1) THE APPLICANT IS INDIGENT AND FILES AN AFFIDAVIT OF INDIGENCY; OR”;

in line 10, strike “(2)” and substitute “**(II)**”; and in line 12, strike “**OR THAT THE APPLICANT IS INDIGENT**”.

AMENDMENT NO. 10

On page 18, strike in their entirety lines 13 through 27, inclusive, and substitute:

“4-301.

(A) [A] SUBJECT TO SUBSECTION (B) OF THIS SECTION, A custodian shall deny inspection of a public record or any part of a public record if:

(1) by law, the public record is privileged or confidential; or

(2) the inspection would be contrary to:

(i) a State statute;

(ii) a federal statute or a regulation that is issued under the statute and has the force of law;

(iii) the rules adopted by the Court of Appeals; or

(iv) an order of a court of record.

(B) IF AN APPLICANT FILES A COMPLAINT WITH THE OMBUDSMAN CHALLENGING A DENIAL OR THE APPLICATION OF AN EXEMPTION UNDER THIS SUBTITLE, THE CUSTODIAN SHALL DEMONSTRATE THAT:

(1) THE DENIAL OR THE EXEMPTION IS CLEARLY APPLICABLE TO THE REQUESTED PUBLIC RECORD; AND

(2) IF INSPECTION IS DENIED UNDER PART IV OF THIS SUBTITLE, THE HARM FROM DISCLOSURE OF THE PUBLIC RECORD IS GREATER THAN THE PUBLIC INTEREST IN ACCESS TO THE INFORMATION IN THE PUBLIC RECORD.”

On page 19, in line 10, after “(a)” insert “**(1)**”; in the same line, strike “Whenever” and substitute “**SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, WHENEVER**”; strike beginning with “for” in line 12 down through “located” in line 15; and after line 15, insert:

“(2) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, A COMPLAINANT OR CUSTODIAN MAY APPEAL TO THE CIRCUIT COURT A DECISION ISSUED BY THE STATE PUBLIC INFORMATION ACT COMPLIANCE BOARD AS PROVIDED UNDER § 4-1A-10 OF THIS TITLE.

(3) A COMPLAINT OR AN APPEAL UNDER THIS SUBSECTION SHALL BE FILED WITH THE CIRCUIT COURT FOR THE COUNTY WHERE:

(I) THE COMPLAINANT RESIDES OR HAS A PRINCIPAL PLACE OF BUSINESS; OR

(II) THE PUBLIC RECORD IS LOCATED.”.

AMENDMENT NO. 11

On page 20, in line 15, strike the third bracket; in line 16, strike “], IN THE ABSENCE OF A BONA FIDE DISPUTE,”; in line 21, strike “STATUTORY DAMAGES AND”; in line 25, strike “(I)”; in line 26, strike “PARAGRAPHS” and substitute “PARAGRAPH”; in the same line, strike “OR (2)”; strike beginning with “SHALL” in line 26 down through “SUBSECTION” in line 30; and strike beginning with “PER” in line 30 down through “TITLE” in line 31.

AMENDMENT NO. 12

On page 21, in line 8, strike the brackets; in the same line, strike “SHALL”; in line 10, strike “3.” and substitute “2.”; in lines 13 and 14, in each instance, strike “one member” and substitute “two members”; after line 14, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That the Office of the Attorney General, in consultation with the Maryland Association of Counties, the Maryland Municipal League, and stakeholders from the custodian, news media, and open government communities, shall submit an interim report on or before December 31, 2016, on its preliminary findings and a final report on or before December 31, 2017, to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly, on its findings and recommendations for improving the implementation of the Public Information Act, including:

(1) whether the neutrality and the statutory duties of the State Public Information Act Compliance Board are appropriate, including whether the Board should be authorized to impose statutory damages and whether the functions of the Board and the Public Access Ombudsman should be modified;

(2) the merits and feasibility of merging the State Open Meetings Law Compliance Board with the State Public Information Act Compliance Board;

(3) the use of fee waivers in general and for reasons of indigency, including how often waivers are requested, denied, or granted, to include the amount of the fees that have been waived as a result;

(4) an analysis of the denial process used by custodians;

(5) an analysis of requested public records that are held by a nongovernmental custodian and the appropriate remedies to ensure public access to those records; and

(6) an analysis of State law exemptions outside of the Public Information Act.”;

in line 15, strike “Section 1 of”; in line 16, strike “2016” and substitute “2015”; and strike in their entirety lines 17 and 18.

The preceding 12 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 805 – Delegate Cullison

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 999 – Delegates Cullison, Kelly, Kipke, and Pena–Melnyk

AN ACT concerning

Nurse Practitioner Full Practice Authority Act of 2015

HB0999/346289/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 999

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Pena–Melnik” and substitute “Pena–Melnik, Hayes, McMillan, Oaks, Miele, Saab, McDonough, Bromwell, Morgan, Angel, Pendergrass, Hammen, Sample–Hughes, Barron, Reznik, West, Rose, Krebs, and K. Young”; strike line 2 in its entirety and substitute “Certified Nurse Practitioners – Authority to Practice”; strike beginning with “repealing” in line 7 down through “plan” in line 11 and substitute “requiring certain applicants for initial certification as a nurse practitioner to identify, on a certain application, a certified nurse practitioner or a licensed physician to act as a mentor for a certain time period; altering the definition of “practice as a nurse practitioner” to include consulting and collaborating with a certain physician or any other health care provider as needed; defining a certain term; requiring the State Board of Nursing to adopt certain regulations”; after line 11, insert:

“BY adding toArticle – Health OccupationsSection 8–101(j)Annotated Code of Maryland(2014 Replacement Volume)BY repealing and reenacting, with amendments,Article – Health OccupationsSection 8–101(j) through (n) and 8–302(b)Annotated Code of Maryland(2014 Replacement Volume)”;

and strike in their entirety lines 17 through 21, inclusive.

AMENDMENT NO. 2

On page 1, after line 24, insert:

“8–101.

(J) “MENTOR” MEANS A CERTIFIED NURSE PRACTITIONER OR A LICENSED PHYSICIAN:

(1) WHO HAS 3 OR MORE YEARS OF CLINICAL PRACTICE EXPERIENCE;
AND

(2) WITH WHOM AN INDIVIDUAL APPLYING FOR CERTIFICATION AS A CERTIFIED NURSE PRACTITIONER WILL CONSULT AND COLLABORATE WITH AS NEEDED IN ACCORDANCE WITH § 8-302(B)(5)(I) OF THIS TITLE.

[(j)] (K) “Nurse practitioner” means an individual who:

- (1) Is licensed by the Board to practice registered nursing; and**
- (2) Is certified by the Board to practice as a nurse practitioner.**

[(k)] (L) “Practice as a nurse practitioner” means to independently:

- (1) Perform an act under subsection [(m)](N) of this section;**
- (2) Conduct a comprehensive physical assessment of an individual;**
- (3) Establish a medical diagnosis for common chronic stable or short-term health problems;**
- (4) Order, perform, and interpret laboratory tests;**
- (5) Prescribe drugs as provided under § 8-508 of this title;**
- (6) Perform diagnostic, therapeutic, or corrective measures;**
- (7) [Refer] CONSULT AND COLLABORATE WITH, OR REFER an individual to, an appropriate licensed physician or ANY other health care provider AS NEEDED; and**
- (8) Provide emergency care.**

[1)] (M) “Practice licensed practical nursing” means to perform in a team relationship an act that requires specialized knowledge, judgment, and skill based on principles of biological, physiological, behavioral, or sociological science to:

- (1) Administer treatment or medication to an individual;
- (2) Aid in the rehabilitation of an individual;
- (3) Promote preventive measures in community health;
- (4) Give counsel to an individual;
- (5) Safeguard life and health;
- (6) Teach or supervise; or
- (7) Perform any additional acts authorized by the Board under § 8–205 of this title.

[(m)] (N) (1) “Practice registered nursing” means the performance of acts requiring substantial specialized knowledge, judgment, and skill based on the biological, physiological, behavioral, or sociological sciences as the basis for assessment, nursing diagnosis, planning, implementation, and evaluation of the practice of nursing in order to:

- (i) Maintain health;
 - (ii) Prevent illness; or
 - (iii) Care for or rehabilitate the ill, injured, or infirm.
- (2) For these purposes, “practice registered nursing” includes:
- (i) Administration;
 - (ii) Teaching;
 - (iii) Counseling;
 - (iv) Supervision, delegation and evaluation of nursing practice;

(v) Execution of therapeutic regimen, including the administration of medication and treatment;

(vi) Independent nursing functions and delegated medical functions;
and

(vii) Performance of additional acts authorized by the Board under § 8–205 of this title.

[(n)] (O) “Registered nurse” means, unless the context requires otherwise, an individual who is licensed by the Board to practice registered nursing.”.

AMENDMENT NO. 3

On page 3, strike in their entirety lines 9 through 20, inclusive, and substitute:

“(5) (I) AN APPLICANT FOR INITIAL CERTIFICATION AS A NURSE PRACTITIONER WHO HAS NOT BEEN CERTIFIED BY THE BOARD OR ANY OTHER BOARD OF NURSING SHALL IDENTIFY ON THE APPLICATION FOR CERTIFICATION A MENTOR WHO WILL CONSULT AND COLLABORATE WITH THE APPLICANT FOR 18 MONTHS BEGINNING ON THE DATE THE APPLICATION FOR CERTIFICATION IS RECEIVED BY THE BOARD.

(II) A CERTIFIED NURSE PRACTITIONER SHALL PRACTICE IN ACCORDANCE WITH THE STANDARDS OF PRACTICE OF THE AMERICAN ASSOCIATION OF NURSE PRACTITIONERS OR ANY OTHER NATIONAL CERTIFYING BODY RECOGNIZED BY THE BOARD.”.

AMENDMENT NO. 4

On pages 4 and 5, strike in their entirety the lines beginning with line 29 on page 4 through line 3 on page 5, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That the State Board of Nursing shall adopt the regulations necessary to carry out the provisions of §§ 8–101(l)(7) and 8–302(b)(5)(i) of the Health Occupations Article, as enacted by Section 1 of this Act.”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

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

HB1109/476684/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1109

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “rights;” insert “requiring the Department of Health and Mental Hygiene to adopt certain regulations;”; in line 25, after “authorities” insert “and local addictions authorities”; in the same line, after “circumstances;” insert “requiring core service agencies, local addictions authorities, and local behavioral health authorities to submit a certain plan to the Director;”; in line 27, after “agencies” insert “, local addictions authorities, and local behavioral health authorities;”; in the same line, after “circumstances;” insert “establishing certain duties of the Director related to assuring the continuing provision of certain services; authorizing the Director to deny approval of a local addictions authority or local behavioral health authority and cease funding or request the return of unspent funds by a local addictions authority or local behavioral health authority under certain circumstances; authorizing a county to terminate its local addictions authority or local behavioral health authority in a certain manner; prohibiting the Director from requiring a local addictions authority or local behavioral health authority to provide certain services;”.

On page 2, strike in their entirety lines 13 through 17, inclusive; in line 22, strike the sixth comma and substitute a semicolon; in line 23, strike “(d)(2)” and substitute “(d)(1), (2), (3)”; in line 24, after “(f),” insert “and”; in the same line, strike the second comma and substitute “to be under the amended subtitle “Subtitle 12. Core Service Agencies, Local Addictions Authorities, and Local Behavioral Health Authorities;””.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 28 through 33, inclusive.

AMENDMENT NO. 3

On page 5, in line 8, after “A” insert “CHRONIC”; strike beginning with “BEHAVIOR” in line 9 down through “IS” in line 10 and substitute “THE INDIVIDUAL PATHOLOGICALLY PURSUES REWARD OR RELIEF BY SUBSTANCE USE OR OTHER BEHAVIORS, WITH”.

On page 6, in line 10, strike “OR NEUROLOGICAL”.

On page 7, in line 1, after “(P)” insert “(1)”; strike beginning with the first “ALCOHOL” in line 1 down through “THESE” in line 3 and substitute “:

(I) AN ALCOHOL USE DISORDER, ALCOHOL ABUSE, ALCOHOL DEPENDENCE, ALCOHOL MISUSE, ALCOHOL INTOXICATION, OR ALCOHOL WITHDRAWAL;

(II) A NONALCOHOL SUBSTANCE USE DISORDER, DRUG DEPENDENCE, DRUG MISUSE, NONALCOHOL SUBSTANCE INDUCED INTOXICATION, OR NONALCOHOL SUBSTANCE WITHDRAWAL; OR

(III) ANY COMBINATION OF THE DISORDERS LISTED IN ITEMS (I) AND (II) OF THIS PARAGRAPH.

(2) “SUBSTANCE-RELATED DISORDER” INCLUDES SUBSTANCE USE DISORDERS AND SUBSTANCE INDUCED DISORDERS”.

AMENDMENT NO. 4

On page 9, in line 23, after “PROVIDING” insert “MENTAL HEALTH OR”.

On page 11, in line 7, after “STANDARDS” insert “THAT ARE ADOPTED BY THE DEPARTMENT IN REGULATIONS”; in line 20, after “A” insert “CHRONIC”; and strike beginning with “BEHAVIOR” in line 21 down through “IS” in line 22 and substitute “THE INDIVIDUAL PATHOLOGICALLY PURSUES REWARD OR RELIEF BY SUBSTANCE ABUSE OR OTHER BEHAVIORS, WITH”.

On page 13, in line 16, strike “OR NEUROLOGICAL”.

On page 14, in line 3, after “(R)” insert “(1)”; and strike beginning the first “ALCOHOL” in line 3 down through “THESE” in line 5, and substitute “:

(I) ALCOHOL USE DISORDER, ALCOHOL ABUSE, ALCOHOL DEPENDENCE, ALCOHOL MISUSE, ALCOHOL INTOXICATION, OR ALCOHOL WITHDRAWAL;

(II) NONALCOHOL SUBSTANCE USE DISORDER, DRUG DEPENDENCE, DRUG MISUSE, NONALCOHOL SUBSTANCE INDUCED INTOXICATION, OR NONALCOHOL SUBSTANCE WITHDRAWAL; OR

(III) ANY COMBINATION OF THE DISORDERS LISTED IN ITEMS (I) AND (II) OF THIS PARAGRAPH.

(2) “SUBSTANCE-RELATED DISORDER” INCLUDES SUBSTANCE USE DISORDERS AND SUBSTANCE INDUCED DISORDERS”.

On page 16, in line 2, strike “or neurological”.

AMENDMENT NO. 5

On page 20, after line 23, insert:

“Subtitle 12. Core Service Agencies, LOCAL ADDICTIONS AUTHORITIES, AND LOCAL BEHAVIORAL HEALTH AUTHORITIES.”.

On page 21, in lines 10, 21, 23, and 25, in each instance, after “agency” insert “, LOCAL ADDICTIONS AUTHORITY,”; in line 18, strike “Secretary” and substitute “DIRECTOR”; after line 26, insert:

“(1) Submit, on an annual basis, a program plan to the [Secretary] DIRECTOR for approval;”;

in line 28, after “committee” insert “, LOCAL DRUG AND ALCOHOL ABUSE COUNCIL,”; in the same line, strike “substance abuse” and substitute “SUBSTANCE-RELATED”; in line 29, after “agency” insert “, LOCAL ADDICTIONS AUTHORITY,”; and after line 31, insert:

“(3) Implement guidelines developed by the [Secretary] **DIRECTOR** which establish or designate the **AUTHORITY OF THE** local mental health advisory [committee’s authority] **COMMITTEE, LOCAL DRUG AND ALCOHOL ABUSE COUNCIL, OR JOINT MENTAL HEALTH AND SUBSTANCE–RELATED COMMITTEE** to advise and assist in the planning and evaluation of the publicly funded mental health **AND SUBSTANCE–RELATED DISORDER** services;”.

On page 22, in line 1, strike “Secretary” and substitute “**DIRECTOR**”; in line 7, after “agency’s” insert “**, LOCAL ADDICTIONS AUTHORITY’S,**”; in line 11, after “agency” insert “**, LOCAL ADDICTIONS AUTHORITY,**”; in line 12, after “health” insert “**OR SUBSTANCE–RELATED**”; in line 32, after “agencies” insert “**, LOCAL ADDICTIONS AUTHORITIES, OR LOCAL BEHAVIORAL HEALTH AUTHORITIES**”; and in line 33, after “health” insert “**AND SUBSTANCE–RELATED DISORDER**”.

On page 23, in line 1, after “agencies” insert “**, LOCAL ADDICTIONS AUTHORITIES,**”; strike beginning with “with” in line 4 down through “populations” in line 5 and substitute “**LOCAL ADDICTIONS AUTHORITIES, OR LOCAL BEHAVIORAL HEALTH AUTHORITIES**”; in line 6, after “health” insert “**, SUBSTANCE–RELATED DISORDER,**”; in lines 7, 9, 17, 20, and 22, in each instance, after “agencies” insert “**, LOCAL ADDICTIONS AUTHORITIES, OR LOCAL BEHAVIORAL HEALTH AUTHORITIES**”; in lines 10 and 14, in each instance, after “agencies” insert “**, LOCAL ADDICTIONS AUTHORITIES’, OR LOCAL BEHAVIORAL HEALTH AUTHORITIES**”; and in line 25, after “health” insert “**AND SUBSTANCE–RELATED DISORDER**”.

On page 24, in lines 1, 2, 4, 5, and 7, in each instance, after “agency” insert “**, LOCAL ADDICTIONS AUTHORITY, OR LOCAL BEHAVIORAL HEALTH AUTHORITY**”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

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

AN ACT concerning

Individuals With Developmental Disabilities – Providers – Licenses

HB1172/576687/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1172

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 11 down through “regulations;” in line 12; in line 21, after “sanctions;” insert “prohibiting a certain civil money penalty from exceeding a certain amount; requiring the Department to consider certain factors in establishing the amount of a certain civil money penalty; requiring the Department to offer a licensee an opportunity for a certain resolution under certain circumstances; requiring the Department to provide certain notice and an opportunity for a hearing under certain circumstances; requiring the Department to have the burden of proof with respect to the imposition of a certain penalty;”; and in line 22, after “sanction;” insert “making a certain technical correction;”.

AMENDMENT NO. 2

On page 3, in line 20, strike the bracket; and in line 22, strike “chapter” and substitute “TITLE”.

On page 4, strike beginning with “] :” in line 2 down through “RENEWAL” in line 8.

AMENDMENT NO. 3

On page 5, in line 2, strike the brackets.

AMENDMENT NO. 4

On page 6, in lines 20 and 23, in each instance, strike “**SECRETARY**” and substitute “**DEPARTMENT**”; in line 21, after “**TO**” insert “**SUBSTANTIALLY**”; in the same line, strike “**ANY**”; in line 23, strike “**MAY**” and substitute “**SHALL**”; in line 24, strike “**PARAGRAPH (1) OF**”; and after line 25, insert:

“(3) A CIVIL MONEY PENALTY IMPOSED UNDER THIS SUBSECTION MAY NOT EXCEED \$5,000.

(4) IN ESTABLISHING THE AMOUNT OF A CIVIL MONEY PENALTY IMPOSED UNDER THIS SUBSECTION, THE DEPARTMENT SHALL CONSIDER, UNDER GUIDELINES ESTABLISHED IN THE REGULATIONS ADOPTED UNDER PARAGRAPH (2) OF THIS SUBSECTION:

(I) THE NUMBER, NATURE, AND SERIOUSNESS OF THE VIOLATIONS;

(II) THE DEGREE OF RISK CAUSED BY THE VIOLATIONS TO THE HEALTH, LIFE, OR SAFETY OF THE INDIVIDUAL SERVED BY THE LICENSEE;

(III) THE EFFORTS MADE BY THE LICENSEE TO CORRECT THE VIOLATIONS;

(IV) ANY HISTORY OF SIMILAR VIOLATIONS;

(V) WHETHER THE AMOUNT OF THE PROPOSED CIVIL MONEY PENALTY WILL JEOPARDIZE THE FINANCIAL ABILITY OF THE LICENSEE TO CONTINUE SERVING INDIVIDUALS; AND

(VI) ANY OTHER REASONABLE FACTORS AS DETERMINED BY THE DEPARTMENT.

(5) IF A CIVIL MONEY PENALTY IS PROPOSED, THE DEPARTMENT SHALL OFFER THE LICENSEE AN OPPORTUNITY FOR INFORMAL DISPUTE RESOLUTION.

(6) IF, FOLLOWING THE OPPORTUNITY FOR INFORMAL DISPUTE RESOLUTION, A CIVIL MONEY PENALTY IS IMPOSED, THE DEPARTMENT SHALL PROVIDE:

(I) WRITTEN NOTICE OF:

1. THE BASIS ON WHICH THE ORDER IS MADE;

2. THE DEFICIENCY ON WHICH THE ORDER IS BASED;

3. THE AMOUNT OF THE CIVIL MONEY PENALTY TO BE IMPOSED; AND

4. THE MANNER IN WHICH THE AMOUNT OF THE CIVIL MONEY PENALTY WAS CALCULATED; AND

(II) AN OPPORTUNITY FOR A HEARING AS PROVIDED UNDER SUBSECTION (E) OF THIS SECTION.

(7) THE DEPARTMENT SHALL HAVE THE BURDEN OF PROOF WITH RESPECT TO THE IMPOSITION OF A CIVIL MONEY PENALTY UNDER THIS SUBSECTION.”.

AMENDMENT NO. 5

On page 6, in lines 30 and 32, in each instance, strike the bracket; in lines 30 and 33, strike “(c)” and “(d)”, respectively, and substitute “**(D)**” and “**(E)**”, respectively; and in line 30, strike “Administration” and substitute “**DEPARTMENT**”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 49 – Senator Conway

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

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

AN ACT concerning

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

SB0157/156983/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 157

(Third Reading File Bill)

On page 2, in line 5, strike “**PRACTICING**” and substitute “**ACTING**”; and in the same line, after “**LICENSE**” insert “**TO DIAGNOSE AND TREAT MENTAL AND EMOTIONAL DISORDERS**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Delegate O’Donnell moved to make the Bill a Special Order for Wednesday.

The motion was adopted.

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

Senate Bill 160 – Senators Montgomery, Benson, Guzzone, Kelley, and Raskin

AN ACT concerning

**State Board of Morticians and Funeral Directors – Cease and Desist Orders and
Injunctive Relief – Authority**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 174 – Senator Eckardt

AN ACT concerning

Behavioral Health Administration – Behavioral Health Advisory Council

SB0174/836280/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 174

(Third Reading File Bill)

On page 5, in line 26, strike “GOVERNOR” and substitute “SECRETARY”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 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

SB0297/996281/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 297

(Third Reading File Bill)

On page 1, in line 4, strike “dates” and substitute “duties”.

On page 3, in line 32, strike “and” and substitute:

“(21) one nurse with experience in providing caregiver and long–term supports, appointed by the Maryland Nurses Association; and”;

and in line 33, strike “(21)” and substitute “(22)”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 320 – Senator Nathan–Pulliam

AN ACT concerning

~~Maryland Health Care Commission – University of Maryland School of Medicine~~
~~– Workgroup to Study Issues Related to Uterine Fibroids – Study~~

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 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**

SB0347/206588/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 347

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “dentists,”.

AMENDMENT NO. 2

On page 2, in line 18, strike “LICENSED DENTIST,”.

On page 6, strike in their entirety lines 23 through 27, inclusive, and substitute:

“(A) SUBJECT TO SUBSECTION (B) OF THIS SECTION, THE BOARD, TOGETHER WITH THE BOARD OF PHYSICIANS AND IN CONSULTATION WITH THE BOARD OF PODIATRIC MEDICAL EXAMINERS AND THE BOARD OF NURSING, SHALL JOINTLY DEVELOP AND ADOPT REGULATIONS TO IMPLEMENT THE PROVISIONS 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:

Senate Bill 403 – ~~Senator Madaleno~~ Senators Madaleno and Ferguson

AN ACT concerning

Education – Maryland Council on Advancement of School–Based Health Centers

SB0403/806687/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 403

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “Council;” insert “authorizing the State Department of Education to seek the assistance of certain organizations to provide certain staffing resources;”; and in line 13, after “Council;” insert “requiring the Department to formalize certain duties in writing under certain circumstances;”.

AMENDMENT NO. 2

On page 2, in line 26, after “(C)” insert “**(1)**”; and after line 26, insert:

“(2) THE DEPARTMENT MAY SEEK THE ASSISTANCE OF ORGANIZATIONS WITH EXPERTISE IN SCHOOL–BASED HEALTH CARE OR OTHER

MATTERS WITHIN THE DUTIES OF THE COUNCIL PROVIDED IN § 7-4A-05 OF THIS SUBTITLE TO PROVIDE ADDITIONAL STAFFING RESOURCES TO THE DEPARTMENT AND THE COUNCIL.”.

On page 4, in line 4, strike “5” and substitute “6”; in line 14, strike “AND” and substitute:

“(6) THE CHAIRMAN OF THE MARYLAND COMMUNITY HEALTH RESOURCES COMMISSION, OR A DESIGNEE OF THE CHAIRMAN, AS AN EX OFFICIO MEMBER; AND”;

and in line 15, strike “(6)” and substitute “(7)”.

AMENDMENT NO. 3

On page 9, in line 6, strike “establishment of a” and substitute “streamlining of the existing”; in line 7, after “centers” insert “, including the Maryland Medical Assistance Program enrollment process for school-based health centers.”; after line 20, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That if the State Department of Education uses the staffing resources of other organizations under § 7-4A-02 of the Education Article, as enacted by Section 1 of this Act, the Department shall formalize the duties to be performed by the organization in writing.”;

and in line 21, strike “4.” and substitute “5.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 416 – Senators Kagan, Conway, Currie, Feldman, Ferguson, Guzzone, Kelley, King, Lee, Madaleno, Manno, McFadden, Montgomery, Pinsky, Pugh, Raskin, Rosapepe, Waugh, and Young

AN ACT concerning

Health Insurance – ~~Mandated Benefits – In Vitro Fertilization and Artificial Insemination Procedures~~ Coverage for Infertility Services

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 417 – Senator Lee

AN ACT concerning

Maryland Trust Act – Revocable Trusts – Creditors’ Claims – Limitations

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 418 – Senator Lee

AN ACT concerning

Estates – Modified Administration – Final Report and Distribution – Extension

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 449 – Senator Conway

AN ACT concerning

State Board of Physicians – Physicians, Physician Assistants, and Allied Health Practitioners – Licensure Requirements

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 513 – Senator Klausmeier

AN ACT concerning

Hospitals – Rate-Setting – Participation in 340B Program Under the Federal Public Health Service Act

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 573 – Senator Kelley

AN ACT concerning

Insurance – Standard Valuation Law and Reserve and Nonforfeiture Requirements

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 575 – Senator Nathan-Pulliam

AN ACT concerning

Health Occupations – Alcohol and Drug Counselors – Qualifications and Practice Limitations

SB0575/946784/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 575

(Third Reading File Bill)

On page 5, in line 4, strike “18” and substitute “41”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 576 – Senator Pugh

AN ACT concerning

**9–1–1 Emergency Telephone System – Multiple–Line Telephone Systems – Direct
Dial
(Kari’s Law)**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 596 – Chair, Finance Committee (By Request – Departmental – Health
and Mental Hygiene)**

AN ACT concerning

Health Care Facilities – Surveys, Inspections, and External Reviews

SB0596/946084/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 596
(Third Reading File Bill)

On page 1, in line 13, strike “providing for the termination of this Act.”.

On page 5, strike beginning with “It” in line 14 down through “effect.” in line 16.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 606 – Senators 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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 626 – Senators Montgomery and Lee

AN ACT concerning

Registered Nurses – Local Health Departments – Requirements for Personally Preparing and Dispensing Drugs and Devices

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 743 – Senators Lee, Guzzone, Kagan, King, Madaleno, Manno, Montgomery, Nathan–Pulliam, Pugh, ~~and Raskin~~ Raskin, Feldman, and Kelley

AN ACT concerning

Vital Records – New Certificates of Birth – Sex Change or Diagnosis of an Intersex Condition

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 1065 – Delegates Hixson, Branch, Carr, Cullison, Dumais, Frick, Gutierrez, Kaiser, Luedtke, Moon, Platt, S. Robinson, Turner, and M. Washington

AN ACT concerning

Sales and Use Tax – Taxable Price – Accommodations

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

FLOOR AMENDMENT

HB1065/333328/1

BY: Delegate Bromwell

AMENDMENTS TO HOUSE BILL 1065

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “intermediary;” insert “making this Act subject to a certain contingency;”.

AMENDMENT NO. 2

On page 3, in lines 22 and 23, strike “shall take effect July 1, 2015” and substitute “is contingent on the repayment by Marriott International to the Economic Development Opportunities Program Fund (Sunny Day Fund) of \$9,000,000, which was disbursed to Marriott International under a conditional loan agreement approved by the Legislative Policy Committee in April 1999. The Comptroller shall notify the Department of Legislative Services within 5 days after the repayment amount is received. If notice of the receipt of the repayment amount is not received by the Department of Legislative Services on or before December 31, 2015, this Act shall be null and void without the necessity of further action by the General Assembly.”

SECTION 3. AND BE IT FURTHER ENACTED, That, subject to Section 2 of this Act, this Act shall take effect July 1, 2015”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 30 Negative – 110 (See Roll Call No. 772)

FLOOR AMENDMENT

HB1065/513721/1

BY: Delegate Szeliga

AMENDMENT TO HOUSE BILL 1065, AS AMENDED
(First Reading File Bill)

In the Committee on Ways and Means Amendments (HB1065/825667/1), in line 9 of Amendment No. 2, strike the comma and substitute “:

**(I) A SERVICE OR FACILITATION FEE CHARGED TO THE BUYER
IF THE FEE IS STATED CLEARLY AND SEPARATELY TO THE BUYER AT THE TIME OF
THE RESERVATION OR SALE OF AN ACCOMMODATION; OR**

(II)”.

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

Affirmative – 51 Negative – 87 (See Roll Call No. 773)

FLOOR AMENDMENT

HB1065/343228/1

BY: Delegate Szeliga

AMENDMENT TO HOUSE BILL 1065
(First Reading File Bill)

On page 3, in line 10, after “(5)” insert “(I)”; in the same line, strike ““TAXABLE PRICE”” and substitute “EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, “TAXABLE PRICE””; and after line 14, insert:

“(II) FOR A BRICK-AND-MORTAR TRAVEL AGENCY IN THE STATE, “TAXABLE PRICE” INCLUDES THE REDUCED RATE PAID BY THE TRAVEL AGENCY FOR THE SALE OR USE OF AN ACCOMMODATION.”

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

Affirmative – 51 Negative – 84 (See Roll Call No. 774)

FLOOR AMENDMENT

HB1065/873321/1

BY: Delegate Mautz

AMENDMENTS TO HOUSE BILL 1065

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “intermediary;” insert “requiring an accommodations intermediary to separately disclose certain information to a certain buyer under certain circumstances;”; and in line 21, after “(o)(1)” insert “and 11-302”.

AMENDMENT NO. 2

On page 3, after line 21, insert:

“11-302.

(A) For each retail sale or sale for use other than a sale under § 11-405, § 11-406, or § 11-410 of this title, the sales and use tax shall be:

- (1) stated separately from the sale price; and
- (2) shown separately from the sale price on any record of a sale:
 - (i) at the time of the sale;
 - (ii) when the vendor issues evidence of the sale; or
 - (iii) when the vendor uses evidence of the sale.

(B) (1) THIS SUBSECTION APPLIES TO THE SALE OR USE OF AN ACCOMMODATION TO A BUYER.

(2) IN ADDITION TO THE REQUIREMENTS UNDER SUBSECTION (A) OF THIS SECTION, AN ACCOMMODATIONS INTERMEDIARY SHALL DISCLOSE SEPARATELY TO THE BUYER PRIOR TO BOOKING:

(I) THE ROOM RATE SET BY THE ACCOMMODATIONS PROVIDER AND MADE AVAILABLE BY THE ACCOMMODATIONS PROVIDER TO THE ACCOMMODATIONS INTERMEDIARY;

(II) THE SALES AND USE TAX IMPOSED ON THAT ROOM RATE;
AND

(III) ANY FEE CHARGED BY THE ACCOMMODATIONS INTERMEDIARY.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 53 Negative – 83 (See Roll Call No. 775)

FLOOR AMENDMENT

HB1065/963829/1

BY: Delegate Morgan

AMENDMENTS TO HOUSE BILL 1065

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “change;” insert “providing for the effective date of this Act;”.

AMENDMENT NO. 2

On page 3, in lines 22 and 23, strike “July 1, 2015.” and substitute “on the earlier of:

(1) the final resolution of the Travelocity v. Comptroller litigation initiated in the Maryland Tax Court (MTC 12–SU–OO1184); or

(2) July 1, 2016.

The Office of the Comptroller shall notify the Department of Legislative Services in writing of the final resolution, including the exhaustion of appellate review, of the Travelocity v. Comptroller litigation. If the litigation is resolved before July 1, 2016, this Act shall take effect on the date notice of the resolution of the litigation is received by the Department of Legislative Services. If the Department of Legislative Services does not receive notice of the resolution of the litigation before July 1, 2016, this Act, with no further action required by the General Assembly, shall take effect July 1, 2016.”

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 51 Negative – 86 (See Roll Call No. 776)

Read the second time and ordered prepared for Third Reading.

Senate Bill 190 – Senators Madaleno, Eckardt, Guzzone, King, ~~and Manne~~ Manno, and McFadden

AN ACT concerning

Sales and Use Tax – Taxable Price – Accommodations

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

Read the second time and ordered prepared for Third Reading.

House Bill 980 – Delegates McCray, Moon, Anderson, Angel, B. Barnes, D. Barnes, Campos, Carr, Carter, Conaway, Cullison, Ebersole, Fennell, Frick, Gilchrist, Glenn, Gutierrez, Hayes, Haynes, Healey, Hettleman, Hixson, Holmes, C. Howard, Jalisi, Jones, Kelly, Korman, Lam, Lierman, Luedtke, McIntosh, A. Miller, Morales, Oaks, Patterson, Pena–Melnyk, Platt, Reznik, B. Robinson, S. Robinson, Rosenberg, Sample–Hughes, Smith, Sydnor, Tarlau, Valderrama, Valentino–Smith, Vaughn, A. Washington, and M. Washington

AN ACT concerning

Election Law – Voting Rights – Ex–Felons

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

FLOOR AMENDMENT

HB0980/983325/1

BY: Delegate B. Wilson

AMENDMENT TO HOUSE BILL 980

(First Reading File Bill)

On page 1, in line 3, strike “; providing that” and substitute “to allow certain”; and in line 4, strike “are qualified”.

On page 2, in line 19, after “been” insert “:

(I) EXCEPT AS PROVIDED IN ITEM (II) OF THIS ITEM,”;

and in line 21, after “conviction;” insert “OR

(II) CONVICTED OF A CRIME OF VIOLENCE AS DEFINED IN § 14-101 OF THE CRIMINAL LAW ARTICLE AND IS CURRENTLY SERVING A COURT ORDERED SENTENCE OF IMPRISONMENT, INCLUDING ANY TERM OF PAROLE OR PROBATION FOR THE CONVICTION;”.

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

Affirmative – 59 Negative – 77 (See Roll Call No. 777)

FLOOR AMENDMENT

HB0980/853323/1

BY: Delegate McDonough

AMENDMENTS TO HOUSE BILL 980, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 2, strike “Ex-Felons” and substitute “Individuals Convicted of a Felony”; in line 4, strike “discharged from incarceration” and substitute “who are convicted of a felony”; in the same line, after “vote;” insert “altering the circumstances under which an individual is eligible to cast a provisional ballot; providing that certain individuals may vote only by casting a provisional ballot; requiring each local board of

elections to designate each State and local correctional facility as a polling place;” in line 12, strike “ex-felons” and substitute “individuals convicted of a felony”; in line 15, after “3-102” insert “, 9-404.”; in the same line, strike “16-202” and substitute “10-101”; and after line 17, insert:

“BY repealing

Article – Election Law

Section 16-202

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)”.

In the Committee on Ways and Means Amendments (HB0980/225062/1), in line 2 of Amendment No. 1, strike “making a conforming change” and substitute “repealing the prohibition on certain persons who have been convicted of a felony voting or attempting to vote during a certain time period”.

AMENDMENT NO. 2

On page 2 of the bill, strike beginning with “has” in line 19 down through “(2)” in line 22; in line 26, strike “(3)” and substitute “**(2)**”; and after line 26, insert:

“9-404.

(a) If an individual is eligible under subsection (b) of this section, the individual shall be issued and may cast a provisional ballot:

(1) at a polling place on election day;

(2) at an early voting center during early voting; or

(3) at the local board office in the county where the individual resides after the close of registration and before the closing of the polls on election day.

(b) An individual is eligible to cast a provisional ballot if:

(1) (I) the individual declares in a written affirmation submitted with the provisional ballot that the individual is a registered voter in the State and is eligible to vote in that election; and

[(2)] (II) [(i)] 1. the individual's name does not appear on the election register;

[(ii)] 2. an election official asserts that the individual is not eligible to vote; or

[(iii)] 3. the individual does not have the necessary identification;
OR

(2) THE INDIVIDUAL:

(I) HAS BEEN CONVICTED OF A FELONY; AND

(II) IS CASTING A BALLOT AT A POLLING PLACE ESTABLISHED UNDER § 10–101(C) OF THIS ARTICLE.

(c) In addition to the individuals who cast provisional ballots under subsections (a) and (b) of this section, any individual who appears to vote during a period covered by a court order or other order extending the time for closing the polls shall cast a provisional ballot. A provisional ballot cast under this subsection shall be separated and held apart from other provisional ballots cast by those not affected by the order.

(D) AN INDIVIDUAL DESCRIBED IN SUBSECTION (B)(2) OF THIS SECTION MAY VOTE ONLY BY CASTING A PROVISION BALLOT.

10–101.

(a) (1) Each local board shall designate a polling place that meets the requirements of this subsection for each precinct in the county as established by the local board in accordance with Title 2 of this article.

(2) Each polling place shall:

(i) provide an environment that is suitable to the proper conduct of an election;

(ii) be located as conveniently as practicable for the majority of registered voters assigned to that polling place;

(iii) except as authorized in paragraph (4) of this subsection, be in a public building;

(iv) be in the precinct that it serves unless no suitable location for a polling place can be found within that precinct, in which case the board may establish the polling place in an adjacent precinct; and

(v) whenever practicable, be selected and arranged to avoid architectural and other barriers that impede access or voting by elderly and physically disabled voters.

(3) (i) The public official responsible for the use of any public building requested by a local board for a polling place shall make available to the local board, without charge, the space that is needed in the building for the proper conduct of an election.

(ii) Light, heat, and custodial and janitorial services for the space shall be provided to the local board without charge.

(iii) 1. Subject to subsubparagraph 2 of this subparagraph, electioneering shall be allowed on the premises of the public building up to the electioneering boundary established under § 16–206(b) of this article.

2. Campaign signs shall be allowed on the premises of the public building, at a minimum, from:

A. 7 p.m. the day immediately preceding election day until 8 a.m. on the day immediately following election day; and

B. 7 p.m. the day before an early voting period begins under § 10–301.1 of this title until 8 a.m. the day after the early voting period ends.

(4) (i) If suitable space in a public building is not available, a local board may pay a reasonable fee for the use of space in a privately owned building.

(ii) A polling place may not be located in a privately owned building unless the owner of the building agrees to:

1. allow electioneering on the premises up to the electioneering boundary established under § 16–206(b) of this article; and

2. allow campaign signs on the premises, at a minimum, from:

A. 7 p.m. the day immediately preceding election day until 8 a.m. on the day immediately following election day; and

B. 7 p.m. the day before an early voting period begins under § 10–301.1 of this title until 8 a.m. the day after the early voting period ends.

(iii) Except as provided in subparagraphs (iv) and (v) of this paragraph, an election may not be held in any building or part of any building used or occupied by an establishment that holds an alcoholic beverages license.

(iv) An election may be held in a building that is owned and occupied by an establishment that holds an alcoholic beverages license if:

1. the local board determines that there is no suitable alternative place to hold an election;

2. the licensee agrees not to sell or dispense alcoholic beverages during the period beginning 2 hours before the polls open and ending 2 hours after the polls close; and

3. where applicable, all ballots are removed from the polling place by the local board immediately following the election.

(v) An early voting center may be located in a building that is partially occupied by an establishment that holds an alcoholic beverages license if:

1. the State Board, in collaboration with a local board, determines that the building is a suitable site for an early voting center; and

2. the entrance to a licensee’s establishment is at least 100 feet from the entrance to the building that is closest to the part of the building where the early voting center is located.

(5) If a polling place is located in a building owned or leased by a volunteer fire company or rescue squad, the volunteer fire company or rescue squad may require the local board to pay for the use of the space that is needed in the building for the proper conduct of any election.

(b) (1) (i) In Baltimore City, public buildings shall be used for polling places to the greatest extent feasible.

(ii) For rental of privately owned polling places in Baltimore City, the local board shall pay an amount as determined in the ordinance of estimates, provided that the amount is uniform on a citywide basis.

(2) In Charles County, the local board may use private firehouses, private halls, and other buildings for polling places.

(3) In Montgomery County, the County Board of Education shall make available the space and custodial service as needed for the proper conduct of elections upon application by the local board.

(C) EACH LOCAL BOARD SHALL DESIGNATE EACH STATE AND LOCAL CORRECTIONAL FACILITY AS A POLLING PLACE FOR INDIVIDUALS WHO HAVE BEEN CONVICTED OF A FELONY AND ARE CURRENTLY SERVING A COURT-ORDERED SENTENCE OF IMPRISONMENT.”

On pages 8 and 9 of the bill, strike in their entirety the lines beginning with line 31 on page 8 through line 5 on page 9, inclusive.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 1 Negative – 128 (See Roll Call No. 778)

FLOOR AMENDMENT

HB0980/633227/1

BY: Delegate Walker

AMENDMENTS TO HOUSE BILL 980

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “; providing that” and substitute “to allow”; in line 4, strike “are qualified”; and in line 11, before “and” insert “prohibiting certain persons from voting or attempting to vote during a certain time period”.

AMENDMENT NO. 2

On page 2, after line 21, insert:

“(2) HAS BEEN CONVICTED OF A FELONY AND RELEASED FROM IMPRISONMENT, UNTIL THE END OF 6 MONTHS AFTER THE INDIVIDUAL IS RELEASED FROM IMPRISONMENT;”;

and in lines 22 and 26, strike “(2)” and “(3)”, respectively, and substitute “**(3)**” and “**(4)**”, respectively.

On page 9, in lines 1 and 2, strike “§ 3–102(b)” and substitute “**§ 3–102(B)(1)**”; after line 3, insert:

“(B) A PERSON WHO HAS BEEN CONVICTED OF A FELONY AND RELEASED FROM IMPRISONMENT, AND HAS BEEN RENDERED INELIGIBLE TO VOTE UNDER § 3–102(B)(2) OF THIS ARTICLE, MAY NOT VOTE OR ATTEMPT TO VOTE DURING THE TIME THE INDIVIDUAL IS RENDERED INELIGIBLE TO VOTE.”;

and in line 4, strike “(b)” and substitute “**(C)**”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 57 Negative – 72 (See Roll Call No. 779)

Delegate Vogt moved to make the Bill a Special Order for next session.

The motion was rejected by a roll call vote as follows:

Affirmative – 52 Negative – 84 (See Roll Call No. 780)

FLOOR AMENDMENT

HB0980/153627/1

BY: Delegate Vogt

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, before “and” insert “providing that certain individuals may vote only by absentee ballot;”; and in line 15, after “3-102” insert “, 9-304.”.

AMENDMENT NO. 2

On page 2, after line 26, insert:

“9-304.

(A) An individual may vote by absentee ballot except to the extent preempted under an applicable federal law.

(B) UNLESS PREEMPTED UNDER AN APPLICABLE FEDERAL LAW, AN INDIVIDUAL WHO HAS BEEN CONVICTED OF A CRIME OF VIOLENCE AS DEFINED IN § 14-101 OF THE CRIMINAL LAW ARTICLE AND HAS BEEN RELEASED FROM IMPRISONMENT MAY VOTE ONLY BY ABSENTEE BALLOT.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 54 Negative – 77 (See Roll Call No. 781)

Read the second time and ordered prepared for Third Reading.

Senate Bill 340 – Senator Conway

AN ACT concerning

Election Law – Voting Rights – Ex-Felons

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

Read the second time and ordered prepared for Third Reading.

House Bill 405 – The Speaker (By Request – Office of the Attorney General) and Delegates Smith, Vallario, Rosenberg, Afzali, Anderson, Atterbeary, Barron, Beidle, Branch, Campos, Dumais, Fraser-Hidalgo, Frick, Frush, Gaines, Glenn, Hettleman, Hill, C. Howard, Jalisi, Kittleman, Kramer, Lafferty, Lierman, Lisanti, McCray, Moon, Morales, Oaks, Pena-Melnyk, Platt, B. Robinson, Sydnor, Tarlau, Turner, Valderrama, Valentino-Smith, Vaughn, Vogt, Waldstreicher, M. Washington, and Zucker

AN ACT concerning

Maryland False Claims Act

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

FLOOR AMENDMENT

HB0405/353828/1

BY: Delegate West

AMENDMENTS TO HOUSE BILL 405

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 2, before “and” insert “providing for the construction of a certain provision of this Act;”.

AMENDMENT NO. 2

On page 7, after line 26, insert:

“(F) SUBSECTION (B)(4) OF THIS SECTION MAY NOT BE CONSTRUED TO ABROGATE A PERSON’S RIGHT OF SET-OFF.”

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 53 Negative – 76 (See Roll Call No. 782)

FLOOR AMENDMENT

HB0405/903221/1

BY: Delegate West

AMENDMENTS TO HOUSE BILL 405

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “Act;” insert “establishing a certain defense to a certain action;”.

AMENDMENT NO. 2

On page 7, after line 23, insert:

“(E) IT SHALL BE A COMPLETE DEFENSE TO AN ACTION BROUGHT UNDER SUBSECTION (B)(8) OF THIS SECTION THAT THE DEFENDANT, IN GOOD FAITH AND WITHOUT SPECIFIC INTENT TO DEFRAUD, MADE A PARTIAL PAYMENT OF MONEY OWED TO A GOVERNMENTAL ENTITY.”;

and in line 24, strike “(E)” and substitute “(F)”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 55 Negative – 81 (See Roll Call No. 783)

FLOOR AMENDMENT

HB0405/563724/1

BY: Delegate Miele

AMENDMENT TO HOUSE BILL 405

(First Reading File Bill)

On page 6, in line 18, strike “FALSE OR”.

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

Affirmative – 51 Negative – 83 (See Roll Call No. 784)

FLOOR AMENDMENT

HB0405/863123/1

BY: Delegate Buckel

AMENDMENT TO HOUSE BILL 405

(First Reading File Bill)

On page 3, in line 18, strike “WITHOUT”.

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

Affirmative – 47 Negative – 80 (See Roll Call No. 785)

FLOOR AMENDMENT

HB0405/763621/1

BY: Delegate Buckel

AMENDMENT TO HOUSE BILL 405

(First Reading File Bill)

On page 6, in line 24, after “**(II)**” insert “**IF THE PERSON IS FOUND TO HAVE ACTED WITH SPECIFIC INTENT TO DEFRAUD,**”.

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

Affirmative – 52 Negative – 80 (See Roll Call No. 786)

FLOOR AMENDMENT

HB0405/553122/1

BY: Delegate Shoemaker

AMENDMENTS TO HOUSE BILL 405, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in lines 7 and 8, strike “a person and”; and strike beginning with “authorizing” in line 13 down through “action;” in line 16.

On page 2 of the bill, in line 6, strike “8–111” and substitute “8–108”.

AMENDMENT NO. 2

On pages 8 through 15 of the bill, strike in their entirety the lines beginning with line 13 on page 8 through line 30 on page 15, inclusive.

On page 15 of the bill, strike beginning with “**(1)**” in line 31 down through “**IS**” in line 33 and substitute “**AN ACTION UNDER THIS SECTION MAY BE**”.

On page 16 of the bill, in lines 1, 2, and 4, strike “(I)”, “(II)”, and “(III)”, respectively, and substitute “(1)”, “(2)”, and “(3)”, respectively; strike in their entirety lines 5 through 25, inclusive; and in line 26, strike “8-107.” and substitute “8-104.”.

On page 18 of the bill, in line 17, strike “8-108.” and substitute “8-105.”.

On pages 18 and 19 of the bill, strike in their entirety the lines beginning with line 29 on page 18 through line 11 on page 19, inclusive.

On page 2 of the House Judiciary Committee Amendments (HB0405/642313/1), in line 3 of Amendment No. 6, strike “(D)”; in line 4, strike “(C)”; and in the same line, strike “(D)” and “(E)”, respectively, and substitute “(B)” and “(C)”, respectively.

On page 19 of the bill, in line 23, strike “8-109.” and substitute “8-106.”.

On page 20 of the bill, in line 4, strike “8-110.” and substitute “8-107.”; strike beginning with “UNLESS” in line 16 down through “FOR” in line 17 and substitute “FOR”; strike beginning with “WHETHER” in line 19 down through “(2)” in line 23; and in lines 24 and 26, strike “(3)” and “(4)”, respectively, and substitute “(2)” and “(3)”, respectively.

On page 21 of the bill, in line 6, strike “8-111.” and substitute “8-108.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 50 Negative – 74 (See Roll Call No. 787)

Read the second time and ordered prepared for Third Reading.

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

AN ACT concerning

Election Law – Canvass of Votes – Public Observation

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

Read the second time and ordered prepared for Third Reading.

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 207	Del. S. Robinson	Chesapeake Bay Trust – Investment Options – Expansion
HB 245 (Emerg)	Frederick County Delegation	Frederick County – Alcoholic Beverages – Sunday Permit – Hours of Sale
HB 475	Harford County Delegation	Harford County – Alcoholic Beverages – Refillable Wine Container Permits
HB 600	St. Mary’s County Delegation	St. Mary’s County – Property Maintenance – Voluntary Agreements
HB 781	Del. Waldstreicher	Health Insurance – Coverage for Ostomy Equipment and Supplies – Required
HB 835	Washington County Delegation	Alcoholic Beverages – Washington County – Refillable Container Permit
HB 851	Prince George’s County Delegation	Alcoholic Beverages – Towne Centre at Laurel – Class A License PG 316–15
HB 864	Del. Jacobs	Kent County – Board of Elections – Membership
HB 1080	Del. Pena–Melnyk	9–1–1 Emergency Telephone System – Multiple–Line Telephone Systems – Direct Dial (Kari’s Law)

By Order,
Sylvia Siegert, Chief Clerk

Read and ordered journalized.

SPECIAL ORDERS

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

House Bill 1016 – Montgomery County Delegation and Prince George’s County Delegation

AN ACT concerning

**Maryland–National Capital Park and Planning Commission –~~Prince George’s County~~ – Certified County–Based Business Participation Program
MC/PG 113–15**

STATUS OF BILL: BILL ON 3RD READING.

Delegate Parrott moved to make the Bill a Special Order for Wednesday.

The motion was adopted.

MESSAGE FROM THE SENATE

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

BILL: SB 0334
SPONSOR: Sen Madaleno, et al
SUBJECT: The Hunger–Free Schools Act of 2015

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

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

Senator Madaleno, Chairman
Senator Ferguson
Senator Eckardt.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: SB 0334

SPONSOR: Sen Madaleno, et al

SUBJECT: The Hunger-Free Schools Act of 2015

By the Majority Leader:

Ladies and Gentlemen of the Senate:

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

The Senate has appointed:

Senator Madaleno, Chair

Senator Ferguson

Senator Eckardt

The House appoints:

Delegate M. Washington, Chairman

Delegate Hornberger, and

Delegate Ebersole.

Said Bill is returned herewith.

By Order,

Sylvia Siegert

Chief Clerk

Read and adopted.

**THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #15
CONSENT CALENDAR #17**

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

Senate Bill 269 – Senators Lee, Bates, Guzzone, Kagan, Kelley, King, Madaleno, Montgomery, Nathan-Pulliam, Ramirez, Raskin, Rosapepe, and Simonaire

AN ACT concerning

Domestic Violence – Additional Relief

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:

Senate Bill 298 – Senator Norman

AN ACT concerning

~~**Motor Vehicle Administration – Temporary Registration Plates – Regulations**~~
Vehicle Laws – Dealers – Financing or Leasing Agreements

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 Environment and Transportation:

Senate Bill 413 – Senators Gladden, Currie, Ferguson, Lee, Madaleno, Manno, Muse, Nathan-Pulliam, Pinsky, and Ramirez

AN ACT concerning

Vehicle Laws – Race-Based Traffic Stops – Policy and Reporting Requirements

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:

Senate Bill 490 – Senators King, Feldman, Kagan, Lee, Madaleno, Manno, Montgomery, ~~and Raskin~~ Raskin, Currie, Guzzone, and Peters

AN ACT concerning

Capital Grant Program for Local School Systems With Significant Enrollment Growth or Relocatable Classrooms

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:

Senate Bill 560 – Senator Peters

AN ACT concerning

**Employees' Pension System – ~~Elected and Appointed Officials~~ – Optional
Membership**

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

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

Senate Bill 567 – Senator Gladden

AN ACT concerning

Department of Human Resources – State Child Welfare System – Report

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

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

**Senate Bill 590 – The President (By Request – Administration) and Senators
Bates, Eckardt, Edwards, Hershey, Hough, Jennings, Klausmeier, Muse,
Norman, Ready, Reilly, Salling, Serafini, Simonaire, ~~and Waugh~~ Waugh,
Brochin, and Peters**

AN ACT concerning

Small Business Personal Property Tax Relief Act of 2015

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

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

**Senate Bill 592 – The President (By Request – Administration) and Senators
Peters, Astle, Bates, Cassilly, Eckardt, Edwards, Hershey, Hough, Jennings,
Klausmeier, Mathias, Norman, Ready, Reilly, Salling, Serafini, Simonaire,
and Waugh Waugh, Currie, DeGrange, Manno, McFadden, and Muse**

AN ACT concerning

**Income Tax – Subtraction Modification – Military Retirement Income –
Individuals at Least 65 Years Old**

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 Environment and Transportation:

Senate Bill 649 – ~~Senator Muse~~ Senators Muse and Ramirez

AN ACT concerning

Real Property – Contract for Sale of New Home

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 Environment and Transportation:

Senate Bill 671 – ~~Senators Young, Montgomery, and Rosapepe~~ Senators Young, Montgomery, Rosapepe, Zirkin, Gladden, Brochin, Cassilly, Hough, Lee, Muse, Ramirez, Raskin, and Ready

AN ACT concerning

**Motor Vehicle Administration – Commercial Driver’s License – Program for Veterans and Service Members
(Troops to Trucks)**

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:

Senate Bill 695 – Senator Raskin

AN ACT concerning

General Provisions – Public Information Act – Enforcement, Fees, and Exemptions

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

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

Senate Bill 705 – ~~Senators Montgomery, Cassilly, Klausmeier, and Mathias~~ Senators Montgomery, Cassilly, Klausmeier, Mathias, Peters, Astle, Benson, Currie, Feldman, Guzzone, Jennings, Kagan, King, Madaleno, Manno, McFadden, Rosapepe, Zirkin, Brochin, Lee, Muse, Norman, Ramirez, Raskin, and Ready

AN ACT concerning

Criminal Law – Assault – First Responders

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

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

Senate Bill 761 – Senators Feldman, Brochin, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Middleton, Montgomery, Ramirez, Raskin, Rosapepe, and Waugh

AN ACT concerning

**Disabled Individuals – Task Force on the Maryland ABLÉ 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 Appropriations:

Senate Bill 793 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

State Personnel – Automatic Step Increases – Standard Pay Plan

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

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

Senate Bill 906 – Senator Mathias

AN ACT concerning

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

The Bill was re-referred to the Committee on Economic Matters.

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

Senate Bill 913 – Washington County Senators

AN ACT concerning

Washington County – Tax Increment Financing – Application of Bond Proceeds

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

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

Senate Bill 917 – Senator DeGrange

AN ACT concerning

Maryland Salvage Advertising Act

The Bill was re-referred to the Committee on Economic Matters.

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

Senate Bill 921 – Senator Pugh

AN ACT concerning

Baltimore City – Alcoholic Beverages – Penalties for Sales to Underage Persons

The Bill was re-referred to the Committee on Economic Matters.

QUORUM CALL

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

(See Roll Call No. 788)

ADJOURNMENT

At 2:05 P.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day April 2, 2015, Calendar Day Wednesday, April 8, 2015.

Annapolis, Maryland
Legislative Day: April 2, 2015
Calendar Day: Wednesday, April 8, 2015

The House met at 10:21 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Brooke E. Lierman of Baltimore City.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 789)

The Journal of April 1, 2015 was read and approved.

EXCUSES:

Del. Impallaria – late – business

Del. Proctor – illness

QUORUM CALL

The presiding officer announced a quorum call, showing 139 Members present.

(See Roll Call No. 790)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (SENATE BILLS) #15

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

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

Affirmative – 136 Negative – 1 (See Roll Call No. 791)

The Bill was then returned to the Senate.

Senate Bill 439 – Senator McFadden (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Tax Sales

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

Affirmative – 137 Negative – 2 (See Roll Call No. 792)

The Bill was then returned to the Senate.

Senate Bill 484 – Senator Simonaire

AN ACT concerning

Anne Arundel County Public Schools Funding Accountability and Transparency Act

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

Affirmative – 139 Negative – 0 (See Roll Call No. 793)

The Bill was then returned to the Senate.

Senate Bill 555 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Life Insurance – Cash Surrender Values – Supplemental Benefits

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

Affirmative – 138 Negative – 0 (See Roll Call No. 794)

The Bill was then returned to the Senate.

Senate Bill 641 – Senator Klausmeier

AN ACT concerning

Public Health – Substance Abuse Treatment Outcomes Partnership Fund

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

Affirmative – 139 Negative – 0 (See Roll Call No. 795)

The Bill was then returned to the Senate.

Senate Bill 677 – Senator Ferguson

AN ACT concerning

**Education – Professional Development for Teachers and Providers of Early
Childhood Education – Master Plan**

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

Affirmative – 133 Negative – 6 (See Roll Call No. 796)

The Bill was then returned to the Senate.

Senate Bill 689 – Senators Benson, Currie, and Peters

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. 797)

The Bill was then returned to the Senate.

Senate Bill 702 – Senators Jennings, Klausmeier, and Salling

AN ACT concerning

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

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

The motion was adopted.

Senate Bill 816 – Senator Rosapepe

AN ACT concerning

Higher Education – Low–Income Student Outreach and College Access Act of 2015

FLOOR AMENDMENT

SB0816/763424/1

BY: Delegate A. Washington

AMENDMENTS TO SENATE BILL 816

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “graduates” and substitute “students”.

AMENDMENT NO. 2

On page 2, in line 18, strike “GRADUATES” and substitute “STUDENTS”.

The preceding 2 amendments were read and adopted.

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

Affirmative – 134 Negative – 3 (See Roll Call No. 798)

The Bill was then returned to the Senate.

Senate Bill 865 – ~~Senator Peters~~ Senators Peters and Waugh

AN ACT concerning

Edward T. and Mary A. Conroy and Jean B. Cryor Memorial Scholarship Programs – Eligibility

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

Affirmative – 139 Negative – 0 (See Roll Call No. 799)

The Bill was then returned to the Senate.

Senate Bill 886 – Senators Hough and Young

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 – 137 Negative – 2 (See Roll Call No. 800)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #17

Senate Bill 204 – Senator Conway

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. 801)

The Bill was then returned to the Senate.

Senate Bill 755 – Senator Simonaire

AN ACT concerning

Election Law – Campaign Finance – Central Committee Candidates

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

The motion was adopted.

Senate Bill 767 – Senator Conway

AN ACT concerning

**Ethics Law – Statement by Person Providing Lobbyist Compensation and
Making Campaign Contributions**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 802)

The Bill was then returned to the Senate.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #22

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

House Bill 472 – Delegate Jameson

AN ACT concerning

Telephone Companies – Streamlined Regulatory Requirements

HB0472/893994/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 472

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after the first “a” insert “certain”; in line 7, after “circumstances;” insert “providing that a telephone company that is regulated in a certain manner is not required to file with the Commission a certain tariff schedule for certain regulated retail services under certain circumstances; providing that a telephone company that is not regulated in a certain manner is not required to file with the Commission a certain tariff schedule for certain regulated retail services under certain circumstances; authorizing the Commission to issue certain orders or adopt certain regulations;”; strike beginning with “allowing” in line 12 down through “notice;” in line 13 and substitute “requiring the Commission to make a certain determination on certain services on or before a certain date; requiring the Commission to study whether and how a telephone company should be authorized to withdraw certain services in the State; requiring the Commission to make a determination whether certain changes are needed to regulations to ensure that customers are properly and conspicuously notified of certain rate increases; requiring the Commission to report its findings and recommendations of a certain study and determination on or before a certain date;”; and strike in their entirety lines 25 through 28, inclusive.

On page 2, strike line 1, in its entirety.

AMENDMENT NO. 2

On page 2, after line 15, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Public Utilities”;

in line 17, strike “**SUBJECT**” and substitute “**EXCEPT AS PROVIDED IN SUBSECTION (C)(1) OF THIS SECTION AND SUBJECT**”; in the same line, strike “**(C)**” and substitute “**(C)(2)**”; and after line 25, insert:

“(C) (1) (I) A TELEPHONE COMPANY THAT IS REGULATED USING AN ALTERNATIVE FORM OF REGULATION UNDER § 4-301 OF THIS TITLE FOR BASKETS OF SERVICES IS NOT REQUIRED TO FILE WITH THE COMMISSION A TARIFF SCHEDULE OF ITS RATES AND CHARGES FOR ITS REGULATED RETAIL SERVICES THAT ARE INCLUDED IN BASKET 4 “DISCRETIONARY SERVICES” AND BASKET 5 “COMPETITIVE SERVICES”.

(II) A TELEPHONE COMPANY THAT IS NOT REGULATED USING AN ALTERNATIVE FORM OF REGULATION UNDER § 4-301 OF THIS TITLE FOR BASKETS OF SERVICES IS NOT REQUIRED TO FILE WITH THE COMMISSION A TARIFF SCHEDULE OF ITS RATES AND CHARGES FOR ITS REGULATED RETAIL SERVICES THAT, AS DETERMINED BY THE COMMISSION, ARE SIMILAR TO THE SERVICES INCLUDED IN BASKET 4 “DISCRETIONARY SERVICES” AND BASKET 5 “COMPETITIVE SERVICES”.

On page 2, in line 26, strike “**(C)**” and substitute “**(2)**”; in the same line, after “**LAW,**” insert “**EXCEPT AS PROVIDED IN PARAGRAPH (1) OF THIS SUBSECTION,**”; in the same line, after “**FINDS**” insert “**AFTER NOTICE AND HEARING**”; in line 28, after “**COMPANY**” insert “**THAT HAS 20,000 OR FEWER SUBSCRIBERS**”; and after line 30, insert:

“(3) THE COMMISSION MAY ISSUE ORDERS OR ADOPT REGULATIONS THAT THE COMMISSION DETERMINES NECESSARY TO REGULATE A SERVICE IN WHICH A TELEPHONE COMPANY IS NOT REQUIRED TO FILE A TARIFF SCHEDULE OF ITS RATES AND CHARGES UNDER THIS SUBSECTION.”.

On page 3, before line 1, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Public Utilities”.

AMENDMENT NO. 3

On page 6, strike in their entirety lines 6 through 22, inclusive, and substitute:

“SECTION 4. AND BE IT FURTHER ENACTED, That, on or before September 1, 2015, the Public Service Commission shall determine, as provided under § 4–202(c)(1)(ii) of the Public Utilities Article, as enacted by Section 2 of this Act, which regulated retail services for a telephone company that is not regulated using an alternative form of regulation are similar to the regulated retail services included in Basket 4 “Discretionary Services” and Basket 5 “Competitive Services”.

SECTION 5. AND BE IT FURTHER ENACTED, That, on or before September 1, 2015, the Public Service Commission shall:

(a) (1) study whether and how a telephone company should be authorized to withdraw a regulated retail service in the State; and

(2) determine whether any changes are necessary to current regulations to ensure that customers are properly and conspicuously notified of a rate increase of a regulated retail service; and

(b) report its findings and recommendations from its study under subsection (a)(1) of this section and from its determination under subsection (a)(2) of this section, in accordance with § 2–1246 of the State Government Article, to the Senate Finance Committee and the House Economic Matters Committee.

SECTION 6. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect September 1, 2015.”;

in line 23, strike “2.” and substitute “7.”; in the same line, after “Act” insert “, except as provided in Section 6 of this Act.”; and in line 24, strike “October” and substitute “July”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 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

SB0398/493293/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 398

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Pugh” insert “, Ramirez”; strike lines 2 and 3 in their entirety and substitute “Electricity – Community Solar Energy Generating System Program”; strike beginning with “requiring” in line 4 down through “metering” in line 13 and substitute “establishing a pilot program on community solar energy generating systems under the authority of the Public Service Commission; providing for the structure and operation of the program, including the generation of electricity and allocation of costs to subscribers to a community solar energy generating system; providing for the beginning and termination of the pilot program; requiring the Commission to adopt certain regulations by a certain date; providing for the continuation of certain contracts under

certain circumstances; providing for the inclusion of certain generation in a certain limitation; defining certain terms; stating certain findings of the General Assembly; requiring the Public Service Commission to study certain matters and report its findings to certain committees on or before a certain date; and generally relating to a program for community solar energy generating systems”; and after line 13, insert:

“BY adding to

Article – Public Utilities

Section 7–306.1

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 14 on page 1 through line 27 on page 2, inclusive, and substitute:

“SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Public Utilities

7–306.1.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “BASELINE ANNUAL USAGE” MEANS:

(I) A SUBSCRIBER’S ACCUMULATED ELECTRICITY USE IN KILOWATT–HOURS FOR THE 12 MONTHS BEFORE THE SUBSCRIBER’S MOST RECENT SUBSCRIPTION; OR

(II) FOR A SUBSCRIBER THAT DOES NOT HAVE A RECORD OF 12 MONTHS OF ELECTRICITY USE AT THE TIME OF THE SUBSCRIBER’S MOST RECENT SUBSCRIPTION, AN ESTIMATE OF THE SUBSCRIBER’S ACCUMULATED 12 MONTHS OF ELECTRICITY USE IN KILOWATT–HOURS, DETERMINED IN A MANNER THE COMMISSION APPROVES.

(3) “COMMUNITY SOLAR ENERGY GENERATING SYSTEM” MEANS A SOLAR ENERGY SYSTEM THAT:

(I) IS CONNECTED TO THE ELECTRIC DISTRIBUTION GRID SERVING THE STATE;

(II) IS LOCATED IN THE SAME ELECTRIC SERVICE TERRITORY AS ITS SUBSCRIBERS;

(III) IS ATTACHED TO THE ELECTRIC METER OF A SUBSCRIBER OR IS A SEPARATE FACILITY WITH ITS OWN ELECTRIC METER;

(IV) CREDITS ITS GENERATED ELECTRICITY, OR THE VALUE OF ITS GENERATED ELECTRICITY, TO THE BILLS OF THE SUBSCRIBERS TO THAT SYSTEM THROUGH VIRTUAL NET ENERGY METERING;

(V) HAS AT LEAST TWO SUBSCRIBERS;

(VI) DOES NOT HAVE SUBSCRIPTIONS LARGER THAN 200 KILOWATTS CONSTITUTING MORE THAN 60% OF ITS SUBSCRIPTIONS;

(VII) HAS A GENERATING CAPACITY THAT DOES NOT EXCEED 2 MEGAWATTS AS MEASURED BY THE ALTERNATING CURRENT RATING OF THE SYSTEM’S INVERTER; AND

(VIII) MAY BE OWNED BY ANY PERSON.

(4) “PROGRAM” MEANS THE COMMUNITY SOLAR ENERGY GENERATING SYSTEMS PILOT PROGRAM.

(5) “SUBSCRIBER” MEANS A RETAIL CUSTOMER OF AN ELECTRIC COMPANY THAT:

(I) HOLDS A SUBSCRIPTION TO A COMMUNITY SOLAR ENERGY GENERATING SYSTEM; AND

(II) HAS IDENTIFIED ONE OR MORE INDIVIDUAL METERS OR ACCOUNTS TO WHICH THE SUBSCRIPTION SHALL BE ATTRIBUTED.

(6) “SUBSCRIBER ORGANIZATION” MEANS:

(I) A PERSON THAT OWNS OR OPERATES A COMMUNITY SOLAR ENERGY GENERATING SYSTEM; OR

(II) THE COLLECTIVE GROUP OF SUBSCRIBERS OF A COMMUNITY SOLAR ENERGY GENERATING SYSTEM.

(7) “SUBSCRIPTION” MEANS THE PORTION OF THE ELECTRICITY GENERATED BY A COMMUNITY SOLAR ENERGY GENERATING SYSTEM THAT IS CREDITED TO A SUBSCRIBER.

(8) “UNSUBSCRIBED ENERGY” MEANS ANY COMMUNITY SOLAR ENERGY GENERATING SYSTEM OUTPUT IN KILOWATT-HOURS THAT IS NOT ALLOCATED TO ANY SUBSCRIBER.

(9) “VIRTUAL NET ENERGY METERING” MEANS MEASUREMENT OF THE DIFFERENCE BETWEEN THE KILOWATT-HOURS OR VALUE OF ELECTRICITY THAT IS SUPPLIED BY AN ELECTRIC COMPANY AND THE KILOWATT-HOURS OR VALUE OF ELECTRICITY ATTRIBUTABLE TO A SUBSCRIPTION TO A COMMUNITY SOLAR ENERGY GENERATING SYSTEM AND FED BACK TO THE ELECTRIC GRID OVER THE SUBSCRIBER’S BILLING PERIOD, AS CALCULATED UNDER THE TARIFFS ESTABLISHED UNDER SUBSECTION (E)(2) OF THIS SECTION.

(B) THE GENERAL ASSEMBLY FINDS THAT:

(1) COMMUNITY SOLAR ENERGY GENERATING SYSTEMS:

(I) PROVIDE RESIDENTS AND BUSINESSES, INCLUDING THOSE THAT LEASE PROPERTY, INCREASED ACCESS TO LOCAL SOLAR ELECTRICITY WHILE ENCOURAGING PRIVATE INVESTMENT IN SOLAR RESOURCES;

(II) ENHANCE CONTINUED DIVERSIFICATION OF THE STATE'S ENERGY RESOURCE MIX TO ACHIEVE THE STATE'S RENEWABLE ENERGY PORTFOLIO STANDARD AND GREENHOUSE GAS EMISSIONS REDUCTION ACT GOALS; AND

(III) PROVIDE ELECTRIC COMPANIES AND RATEPAYERS THE OPPORTUNITY TO REALIZE THE MANY BENEFITS ASSOCIATED WITH DISTRIBUTED ENERGY; AND

(2) IT IS IN THE PUBLIC INTEREST THAT THE STATE ENABLE THE DEVELOPMENT AND DEPLOYMENT OF ENERGY GENERATION FROM COMMUNITY SOLAR ENERGY GENERATING SYSTEMS IN ORDER TO:

(I) ALLOW RENTERS AND LOW-INCOME AND MODERATE-INCOME RETAIL ELECTRIC CUSTOMERS TO OWN AN INTEREST IN A COMMUNITY SOLAR ENERGY GENERATING SYSTEM;

(II) FACILITATE MARKET ENTRY FOR ALL POTENTIAL SUBSCRIBERS WHILE GIVING PRIORITY TO SUBSCRIBERS WHO ARE THE MOST SENSITIVE TO MARKET BARRIERS; AND

(III) ENCOURAGE DEVELOPERS TO PROMOTE PARTICIPATION BY RENTERS AND LOW-INCOME AND MODERATE-INCOME RETAIL ELECTRIC CUSTOMERS.

(C) A COMMUNITY SOLAR ENERGY GENERATING SYSTEM, INCLUDING A SUBSCRIBER OR SUBSCRIBER ORGANIZATION ASSOCIATED WITH THE COMMUNITY SOLAR ENERGY GENERATING SYSTEM, IS NOT:

(1) AN ELECTRIC COMPANY;

(2) AN ELECTRICITY SUPPLIER; OR

(3) A GENERATING STATION.

(D) (1) (I) THE COMMISSION SHALL ESTABLISH A PILOT PROGRAM FOR A COMMUNITY SOLAR ENERGY GENERATING SYSTEM PROGRAM.

(II) THE STRUCTURE OF THE PILOT PROGRAM IS AS PROVIDED IN THIS SUBSECTION.

(2) ALL RATE CLASSES MAY PARTICIPATE IN THE PILOT PROGRAM.

(3) SUBSCRIBERS SERVED BY ELECTRIC STANDARD OFFER SERVICE AND ELECTRICITY SUPPLIERS MAY HOLD SUBSCRIPTIONS TO THE SAME COMMUNITY SOLAR ENERGY GENERATING SYSTEM.

(4) A SUBSCRIBER ORGANIZATION SHALL:

(I) DETERMINE HOW TO ALLOCATE SUBSCRIPTIONS TO SUBSCRIBERS; AND

(II) NOTIFY AN ELECTRIC COMPANY AND, IF APPLICABLE, A RELEVANT ELECTRICITY SUPPLIER ABOUT THE REGULATIONS THE COMMISSION ADOPTS UNDER SUBSECTION (E) OF THIS SECTION.

(5) AN ELECTRIC COMPANY SHALL USE THE TARIFF STRUCTURE UNDER SUBSECTION (E)(2) OF THIS SECTION TO PROVIDE EACH SUBSCRIBER WITH THE CREDITS.

(6) A SUBSCRIBER MAY NOT RECEIVE CREDIT FOR VIRTUAL NET EXCESS GENERATION THAT EXCEEDS 200% OF THE SUBSCRIBER'S BASELINE ANNUAL USAGE.

(7) ANY UNSUBSCRIBED ENERGY GENERATED BY A COMMUNITY SOLAR ENERGY GENERATING SYSTEM THAT IS NOT OWNED BY AN ELECTRIC COMPANY SHALL BE PURCHASED UNDER THE ELECTRIC COMPANY'S PROCESS FOR PURCHASING THE OUTPUT FROM QUALIFYING FACILITIES AT THE AMOUNT IT WOULD HAVE COST THE ELECTRIC COMPANY TO PROCURE THE ENERGY.

(8) AN ELECTRIC COMPANY SHALL USE ENERGY GENERATED FROM A COMMUNITY SOLAR ENERGY GENERATING SYSTEM TO OFFSET PURCHASES FROM WHOLESALE ELECTRICITY SUPPLIERS FOR STANDARD OFFER SERVICE.

(9) ALL COSTS ASSOCIATED WITH SMALL GENERATOR INTERCONNECTION STANDARDS UNDER COMAR 20.50.09 ARE THE RESPONSIBILITY OF THE SUBSCRIBER ORGANIZATION.

(10) A SUBSCRIBER ORGANIZATION MAY PETITION AN ELECTRIC COMPANY TO COORDINATE THE INTERCONNECTION AND COMMENCEMENT OF OPERATIONS OF A COMMUNITY SOLAR ENERGY GENERATING SYSTEM AFTER THE COMMISSION ADOPTS REGULATIONS REQUIRED UNDER SUBSECTION (E) OF THIS SECTION.

(11) A SUBSCRIBER ORGANIZATION MAY CONTRACT WITH A THIRD PARTY FOR THE THIRD PARTY TO FINANCE, BUILD, OWN, OR OPERATE A COMMUNITY SOLAR ENERGY GENERATING SYSTEM.

(12) A MUNICIPAL UTILITY OR COOPERATIVE UTILITY MAY PARTICIPATE IN THE PILOT PROGRAM.

(13) EQUIPMENT FOR A COMMUNITY SOLAR ENERGY GENERATING SYSTEM MAY NOT BE BUILT ON CONTIGUOUS PARCELS OF LAND UNLESS THE EQUIPMENT IS INSTALLED ONLY ON BUILDING ROOFTOPS.

(14) THE PILOT PROGRAM SHALL:

(I) BEGIN ON THE EARLIER OF:

1. THE DATE OF SUBMISSION OF THE FIRST PETITION OF A SUBSCRIBER ORGANIZATION UNDER PARAGRAPH (10) OF THIS SUBSECTION AFTER THE COMMISSION ADOPTS THE REGULATIONS REQUIRED UNDER SUBSECTION (E) OF THIS SECTION; OR

2. 6 MONTHS AFTER THE COMMISSION ADOPTS THOSE REGULATIONS; AND

(II) END 3 YEARS AFTER THE BEGINNING DATE.

(E) ON OR BEFORE MAY 15, 2016, THE COMMISSION SHALL ADOPT REGULATIONS TO IMPLEMENT THIS SECTION, INCLUDING REGULATIONS FOR:

(1) CONSUMER PROTECTION;

(2) A TARIFF STRUCTURE FOR AN ELECTRIC COMPANY TO PROVIDE A SUBSCRIBER WITH THE KILOWATT-HOURS OR VALUE OF THE SUBSCRIBER'S SUBSCRIPTION, AS THE COMMISSION DETERMINES;

(3) A CALCULATION FOR VIRTUAL NET ENERGY METERING AS THE COMMISSION DETERMINES;

(4) A PROTOCOL FOR ELECTRIC COMPANIES, ELECTRICITY SUPPLIERS, AND SUBSCRIBER ORGANIZATIONS TO COMMUNICATE THE INFORMATION NECESSARY TO CALCULATE AND PROVIDE THE MONTHLY ELECTRIC BILL CREDITS AND YEARLY NET EXCESS GENERATION PAYMENTS REQUIRED BY THIS SECTION; AND

(5) A PROTOCOL FOR A SUBSCRIBER ORGANIZATION TO COORDINATE WITH AN ELECTRIC COMPANY FOR THE INTERCONNECTION AND COMMENCEMENT OF OPERATIONS OF A COMMUNITY SOLAR ENERGY GENERATING SYSTEM.

(F) (1) SUBJECT TO REGULATIONS OR ORDERS OF THE COMMISSION, A CONTRACT RELATING TO A COMMUNITY SOLAR ENERGY GENERATING SYSTEM OR SUBSCRIBER ORGANIZATION THAT IS ENTERED INTO DURING THE PILOT PROGRAM SHALL REMAIN IN EFFECT ACCORDING TO THE TERMS OF THE CONTRACT, INCLUDING AFTER THE TERMINATION OF THE PILOT PROGRAM.

(2) AFTER TERMINATION OF THE PILOT PROGRAM, IN ACCORDANCE WITH THE OPERATIONAL AND BILLING REQUIREMENTS IN SUBSECTION (D) OF THIS SECTION:

(I) A SUBSCRIBER ORGANIZATION MAY CONTINUE THE OPERATION OF A COMMUNITY SOLAR ENERGY GENERATING SYSTEM THAT BEGAN OPERATION DURING THE PILOT PROGRAM, INCLUDING THE CREATION AND TRADING OF SUBSCRIPTIONS; AND

(II) IN ACCORDANCE WITH THE TARIFFS ESTABLISHED UNDER SUBSECTION (E)(2) OF THIS SECTION, AN ELECTRIC COMPANY SHALL CONTINUE TO

FACILITATE THE OPERATION OF A COMMUNITY SOLAR ENERGY GENERATING SYSTEM THAT BEGAN OPERATION DURING THE PILOT PROGRAM.

(G) THE CUMULATIVE INSTALLED NAMEPLATE CAPACITY UNDER THE PILOT PROGRAM SHALL COUNT TOWARD THE OVERALL LIMITATION OF 1,500 MEGAWATTS FOR ALL NET METERING PROJECTS IN § 7-306(D) OF THIS SUBTITLE.

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) The Public Service Commission, in consultation with the Maryland Energy Administration, shall convene a stakeholder workgroup to study the value and costs of the pilot program established under § 7-306.1 of the Public Utilities Article, as enacted by Section 1 of this Act and make recommendations to the Commission on the advisability of establishing a permanent program.

(b) In conducting the study, the workgroup shall identify and examine:

(1) a framework for valuation of the costs and benefits related to community solar and virtual net energy metering;

(2) the costs and benefits of community solar energy generating systems to participating subscribers and to nonsubscriber ratepayers;

(3) an appropriate credit mechanism and operational structure that allows a community renewable solar energy generating system to minimize administrative costs to an electric company, electric supplier, or subscriber organization;

(4) the benefits to and the technical and cost impacts of community solar programs and virtual net energy metering on an electric company's distribution grid;

(5) issues, benefits, and concerns related to the participation of electric companies, including investor-owned utilities, in community solar programs and projects, including owners and operators of the projects;

(6) whether and how community solar projects or virtual net energy metering have a substantially different technical impact on the distribution system than traditional net energy metering;

- (7) identification of any impacts on the standard offer service procurement process;
- (8) a review of community solar programs and cost–benefit studies in other states;
- (9) whether and how community solar programs can help reduce the cost of compliance with the renewable energy portfolio standard;
- (10) how community solar energy generating systems can impact locational marginal prices in Maryland;
- (11) the impacts of the pilot program on energy costs, reliability, and equitable cost allocation for ratepayers;
- (12) how community solar project developers can increase participation by low– and moderate–income retail electric customers in community solar projects;
- (13) the progress of the community solar energy generating pilot program under § 7–306.1 of the Public Utilities Article, as enacted by Section 1 of this Act, in attracting low– and moderate–income retail electric customers;
- (14) whether community solar energy generating systems are an overall net benefit in helping Maryland achieve its distributed generation and renewable goals;
- (15) any other matters the workgroup considers relevant; and
- (16) any additional factors the Public Service Commission considers appropriate.

(c) On or before July 1, 2019, the Public Service Commission shall report its findings and recommendations, based on the study conducted under this section, to the Senate Finance Committee and the House Economic Matters Committee in accordance with § 2–1246 of the State Government Article.

SECTION 3. AND BE IT FURTHER ENACTED, That the Public Service Commission shall notify the General Assembly and Department of Legislative Services when the pilot program begins in accordance with § 7–306.1(d)(14) of the Public Utilities Article, as enacted by this Act.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2015.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 441 – Senator Hershey

AN ACT concerning

Maryland Energy Administration – Annual Report – Grants

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 553 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Motor Clubs – Scope of Law – Fees

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 707 – Senator Eckardt

AN ACT concerning

Alcoholic Beverage Tax Returns – Manufacturers and Wholesalers – Due Date

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 818 – Senators Nathan–Pulliam and ~~Pugh~~, Pugh, and Ferguson

AN ACT concerning

Alcoholic Beverages – Baltimore City – ~~Class B WLT License~~ Transfer or Issuance of Licenses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 909 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

Tri–County Council for Southern Maryland – ~~Powers~~ – Property Interests Purchase

SB0909/773196/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 909

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Property” and substitute “Financing”; in line 3, after “Purchase” insert “or Lease of Property by Other Entities”; in line 6, after “Maryland” insert “, in order to accomplish certain purposes,”; in line 7, after “purchase” insert “or lease”; in the same line, after “property” insert “only”; in line 8, strike “or” and substitute a comma; and in line 9, strike “to accomplish certain purposes;” and substitute “, or another entity, as determined by the Council, that is authorized to finance or purchase property; requiring the Council, under certain circumstances and in accordance with certain provisions of law, to prepare and issue a request for proposals, evaluate responses to the request, and select an entity to purchase or lease property; prohibiting the Council from owning or leasing property except a lease of office space for its own use;”.

AMENDMENT NO. 2

On page 3, in line 1, strike “TO” and substitute “**(A) SUBJECT TO SUBSECTIONS (B) AND (C) OF THIS SECTION, IN ORDER TO**”; in line 2, after “PURCHASE” insert “**OR LEASE**”; and after line 11, insert:

“(B) IF THE COUNCIL DETERMINES THAT MONEY SHOULD BE USED TO FINANCE THE PURCHASE OR LEASE OF PROPERTY UNDER SUBSECTION (A) OF THIS SECTION, THE COUNCIL, IN ACCORDANCE WITH STATE PROCUREMENT LAW, SHALL:

- (1) PREPARE AND ISSUE A REQUEST FOR PROPOSALS;**
- (2) EVALUATE RESPONSES TO THE REQUEST; AND**
- (3) SELECT AN ENTITY TO PURCHASE OR LEASE PROPERTY.**

(C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE COUNCIL MAY NOT OWN OR LEASE PROPERTY.

- (2) THE COUNCIL MAY LEASE OFFICE SPACE FOR ITS OWN USE.”.**

AMENDMENT NO. 3

On page 3, in line 3, after “PROPERTY” insert “**ONLY**”; in line 10, strike “OR”; and in line 11, after “AUTHORITY” insert “**; OR**

(3) ANOTHER ENTITY, AS DETERMINED BY THE COUNCIL, THAT IS AUTHORIZED TO FINANCE OR PURCHASE PROPERTY”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 910 – Senators Middleton, Astle, Conway, DeGrange, Edwards, Hershey, Jennings, Kasemeyer, Kelley, Klausmeier, ~~and McFadden~~ McFadden, Benson, Feldman, Mathias, Pugh, and Reilly

AN ACT concerning

Motor Vehicle Insurance – Entry–Level Commercial Truck Driver’s License Holders – Study

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON JUDICIARY REPORT #18

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

House Bill 244 – Delegates Anderson, Vallario, Smith, Lierman, B. Robinson, Carter, Conaway, Dumais, Glenn, Hixson, McCray, McIntosh, Moon, Morales, Proctor, Rosenberg, Turner, Valentino–Smith, and C. Wilson

AN ACT concerning

Maryland Second Chance Act of 2015

HB0244/752910/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 244

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “is” and substitute “or convictions are”; strike beginning with the second “authorizing” in line 15 down through “grant” in line 16 and substitute “providing that a person may be granted”; and in line 16, strike “to a person”.

On page 2, in line 3, strike “license, certificate,”; in line 4, strike “license,”; in line 5, strike “certificate,”; in line 8, after the first “Act” insert “, with certain exceptions”; and strike beginning with “establishing” in line 10 down through “Act;” in line 11.

AMENDMENT NO. 2

On page 3, in line 18, strike “(7)” and substitute “(6)”; in line 20, strike “(8)” and substitute “(7)”; in line 22, strike “(9)” and substitute “(8)”; in line 24, strike “(10)” and

substitute “**(9)**”; in line 26, strike “**(11)**” and substitute “**(10)**”; in line 29, strike “**(12)**” and substitute “**(11)**”; and strike in their entirety lines 16 and 17.

On page 4, in line 1, strike “**(13)**” and substitute “**(12)**”; in line 12, strike “**WHO**” and substitute “**OR GOVERNMENT LICENSING AGENCIES THAT**”; in line 13, strike “**CONTRACTUAL**” and substitute “**REGULATORY**”; in the same line, after “**REQUIREMENT**” insert “**OR AUTHORIZATION**”; in line 15, after “**REQUIREMENT**” insert “**OR AUTHORIZATION**”; in line 16, strike “**FACILITIES THAT ARE AUTHORIZED**” and substitute “**A PERSON THAT IS AUTHORIZED OR REQUIRED**”; in line 20, strike “**AND**”; in line 21, after “**BOARDS**” insert “**ESTABLISHED UNDER THE HEALTH OCCUPATIONS ARTICLE;**”

(6) THE NATALIE M. LAPRADE MEDICAL MARIJUANA COMMISSION ESTABLISHED UNDER TITLE 13, SUBTITLE 33 OF THE HEALTH – GENERAL ARTICLE;

(7) A PERSON THAT USES VOLUNTEERS WHO CARE FOR OR SUPERVISE CHILDREN;

(8) A PERSON THAT ATTESTS UNDER THE PENALTY OF PERJURY THAT THE PERSON EMPLOYS OR SEEKS TO EMPLOY AN INDIVIDUAL TO CARE FOR OR SUPERVISE A MINOR OR VULNERABLE ADULT, AS DEFINED IN § 3-604 OF THE CRIMINAL LAW ARTICLE; AND

(9) A PERSON RESPONSIBLE FOR ENFORCING OR ENSURING COMPLIANCE WITH A STATUTORY OR REGULATORY REQUIREMENT OR AUTHORIZATION DESCRIBED IN ITEM (2) OF THIS SUBSECTION”;

in line 23, strike “**EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, A**” and substitute “**A**”; in line 25, strike “**ALL**” and substitute “**ONE OR MORE**”; in the same line, after “**CONVICTIONS**” insert “**ENTERED IN A SINGLE COURT CASE**”; in line 26, strike “**ALL**” and substitute “**THE CONVICTION OR**”; and strike in their entirety lines 28 through 32, inclusive.

On page 5, in lines 1, 7, 10, 18, and 27, strike “**(C)**”, “**(D)**”, “**(E)**”, “**(F)**”, and “**(G)**”, respectively, and substitute “**(B)**”, “**(C)**”, “**(D)**”, “**(E)**”, and “**(F)**”, respectively; in line 3, strike “**IS**” and substitute “**OR CONVICTIONS ARE**”; in line 15, after “**CONVICTION**” insert “**OR CONVICTIONS**”; in line 22, after “**CONVICTION**” insert “**OR CONVICTIONS**”; in line 23,

strike “DENY” and substitute “GRANT”; in line 25, strike “COURT MAY GRANT” and substitute “PERSON MAY BE GRANTED”; and strike beginning with “TO” in line 25 down through the first “PERSON” in line 26.

On page 6, in lines 12 and 27, in each instance, strike “**10-302(B)(2)**” and substitute “**10-302(B)**”; in line 30, strike “LICENSE,”; and in line 31, strike “CERTIFICATE,”.

On page 7, in line 3, strike “LICENSE,”; in line 4, strike “CERTIFICATE,”; and strike in their entirety lines 7 and 8.

AMENDMENT NO. 3

On page 7, in line 11, strike “A” and substitute “**(A)** **EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, A**”; and after line 13, insert:

“(B) A CUSTODIAN SHALL ALLOW INSPECTION OF SHIELDED RECORDS BY A PERSON AUTHORIZED TO ACCESS SHIELDED RECORDS UNDER § 10-302(B) OF THE CRIMINAL LAW ARTICLE.”

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Buckel moved to make the Bill a Special Order for next session.

The motion was adopted.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #16

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

Senate Bill 595 – The President (By Request – Administration) and Senators Bates, Cassilly, Eckardt, Hershey, Hough, Jennings, Klausmeier, Ready, Reilly, Salling, Serafini, Simonaire, and Waugh

AN ACT concerning

Public Charter School ~~Expansion and~~ Improvement Act of 2015

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:

Senate Bill 853 – ~~Senators Young and Montgomery~~, Montgomery, Astle, Benson, Feldman, Hershey, Jennings, Kelley, Klausmeier, Mathias, Middleton, Pugh, and Reilly

AN ACT concerning

Ethan Saylor ~~Center~~ Alliance for Self-Advocates as Educators

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

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

Senate Bill 922 – Senator Serafini

AN ACT concerning

City of Hagerstown – Alcoholic Beverages – Outdoor Festivals and Street Festival Licenses

The Bill was re-referred to the Committee on Economic Matters.

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

Senate Bill 940 – ~~Senator Conway~~ Senators Conway and Salling

EMERGENCY BILL

AN ACT concerning

Residential Child Care Programs – Statement of Need – Exception for Relocation

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

SPECIAL ORDERS

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

House Bill 552 – Delegates Pendergrass and Hammen

AN ACT concerning

Health Insurance – Medical Stop–Loss Insurance – Small Employers

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

Delegate Fisher moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

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**

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 138 Members present.

(See Roll Call No. 803)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #55

House Bill 405 – The Speaker (By Request – Office of the Attorney General) and Delegates Smith, Vallario, Rosenberg, Afzali, Anderson, Atterbeary, Barron, Beidle, Branch, Campos, Dumais, Fraser–Hidalgo, Frick, Frush, Gaines, Glenn, Hettleman, Hill, C. Howard, Jalisi, Kittleman, Kramer, Lafferty, Lierman, Lisanti, McCray, Moon, Morales, Oaks, Pena–Melnyk, Platt, B. Robinson, Sydnor, Tarlau, Turner, Valderrama, Valentino–Smith, Vaughn, Vogt, Waldstreicher, M. Washington, and Zucker

AN ACT concerning

Maryland False Claims Act

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

Affirmative – 89 Negative – 51 (See Roll Call No. 804)

The Bill was then sent to the Senate.

House Bill 662 – Delegates Cullison ~~and Reznik~~, Reznik, Pena–Melnyk, Kelly, Pendergrass, Oaks, Angel, Hammen, Sample–Hughes, Hill, and K. Young

AN ACT concerning

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

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

Affirmative – 128 Negative – 11 (See Roll Call No. 805)

The Bill was then sent to the Senate.

House Bill 755 – Delegates Cullison, Anderson, B. Barnes, Barron, Campos, Carr, Fennell, Hettleman, Jalisi, Kelly, Korman, Lierman, Luedtke, Morales, Oaks, Pena–Melnyk, S. Robinson, Smith, Tarlau, ~~and A. Washington~~ A. Washington, Hammen, Angel, Bromwell, Hayes, Hill, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Pendergrass, Rose, Reznik, Saab, Sample–Hughes, West, and K. Young

AN ACT concerning

**General Provisions – Public Information Act – Enforcement, Fees, and
Exemptions**

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

Affirmative – 139 Negative – 1 (See Roll Call No. 806)

The Bill was then sent to the Senate.

House Bill 805 – Delegate Cullison

AN ACT concerning

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

Delegate Bromwell moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

House Bill 980 – Delegates McCray, Moon, Anderson, Angel, B. Barnes, D. Barnes, Campos, Carr, Carter, Conaway, Cullison, Ebersole, Fennell, Frick, Gilchrist, Glenn, Gutierrez, Hayes, Haynes, Healey, Hettleman, Hixson, Holmes, C. Howard, Jalisi, Jones, Kelly, Korman, Lam, Lierman, Luedtke, McIntosh, A. Miller, Morales, Oaks, Patterson, Pena–Melnyk, Platt, Reznik, B. Robinson, S. Robinson, Rosenberg, Sample–Hughes, Smith, Sydnor, Tarlau, Valderrama, Valentino–Smith, Vaughn, A. Washington, and M. Washington

AN ACT concerning

Election Law – Voting Rights – Ex–Felons

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

Affirmative – 82 Negative – 57 (See Roll Call No. 807)

The Bill was then sent to the Senate.

House Bill 999 – Delegates Cullison, Kelly, Kipke, ~~and Pena–Melnyk~~ Pena–Melnyk, Hayes, McMillan, Oaks, Miele, Saab, McDonough, Bromwell, Morgan, Angel, Pendergrass, Hammen, Sample–Hughes, Barron, Reznik, West, Rose, Krebs, and K. Young

AN ACT concerning

~~**Nurse Practitioner Full Practice Authority Act of 2015**~~

Certified Nurse Practitioners – Authority to Practice

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

Affirmative – 139 Negative – 1 (See Roll Call No. 808)

The Bill was then sent to the Senate.

House Bill 1065 – Delegates Hixson, Branch, Carr, Cullison, Dumais, Frick, Gutierrez, Kaiser, Luedtke, Moon, Platt, S. Robinson, Turner, and M. Washington

AN ACT concerning

Sales and Use Tax – Taxable Price – Accommodations

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

Affirmative – 83 Negative – 56 (See Roll Call No. 809)

The Bill was then sent to the Senate.

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

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

Affirmative – 137 Negative – 1 (See Roll Call No. 810)

The Bill was then sent to the Senate.

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

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

Affirmative – 138 Negative – 1 (See Roll Call No. 811)

The Bill was then sent to the Senate.

SPECIAL ORDERS

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

House Bill 805 – Delegate Cullison

AN ACT concerning

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

STATUS OF BILL: BILL ON 3RD READING.

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

Affirmative – 139 Negative – 1 (See Roll Call No. 812)

The Bill was then sent to the Senate.

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (SENATE BILLS) #22

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

AN ACT concerning

Election Law – Canvass of Votes – Public Observation

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

Affirmative – 140 Negative – 0 (See Roll Call No. 813)

The Bill was then returned to the Senate.

Senate Bill 190 – ~~Senators Madaleno, Eckardt, Guzzone, King, and Manne~~ Manno, and McFadden

AN ACT concerning

Sales and Use Tax – Taxable Price – Accommodations

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

Affirmative – 84 Negative – 56 (See Roll Call No. 814)

The Bill was then returned to the Senate.

Senate Bill 340 – Senator Conway

AN ACT concerning

Election Law – Voting Rights – Ex-Felons

Delegate B. Wilson moved to make the Bill a Special Order for the end of today's business.

The motion was rejected by a roll call vote as follows:

Affirmative – 60 Negative – 75 (See Roll Call No. 815)

FLOOR AMENDMENT

SB0340/543929/2

BY: Delegate B. Wilson

AMENDMENT TO SENATE BILL 340

(Third Reading File Bill)

On page 1, in line 2, strike “Ex–Felons” and substitute “Felons”; and in line 12, strike “ex–felons” and substitute “felons”.

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

Affirmative – 58 Negative – 81 (See Roll Call No. 816)

FLOOR AMENDMENT

SB0340/313825/1

BY: Delegate Vogt

AMENDMENT TO SENATE BILL 340

(Third Reading File Bill)

On page 1, in line 3, after “that” insert “certain”; and in line 11, before “and” insert “providing that certain individuals convicted of a subsequent felony are not qualified to register to vote;”.

On page 2, in line 19, strike “has been convicted of a felony and” and substitute “**(I) FOR A FIRST FELONY CONVICTION,**”; and in line 21, after the semicolon insert “**OR**

(II) IS CONVICTED OF A SUBSEQUENT FELONY AFTER SERVING A COURT-ORDERED SENTENCE OF IMPRISONMENT FOR A PREVIOUS FELONY CONVICTION;”.

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

Affirmative – 52 Negative – 84 (See Roll Call No. 817)

FLOOR AMENDMENT

SB0340/903223/1

BY: Delegate Vogt

AMENDMENTS TO SENATE BILL 340, AS AMENDED

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, before “and” insert “providing that certain individuals may vote only by absentee ballot;”; and in line 15, after “3-102” insert “, 9-304,”.

AMENDMENT NO. 2

On page 2, in line 26, after “votes.” insert:

“9-304.”

(A) An individual may vote by absentee ballot except to the extent preempted under an applicable federal law.

(B) UNLESS PREEMPTED UNDER AN APPLICABLE FEDERAL LAW, AN INDIVIDUAL WHO HAS BEEN CONVICTED OF A CRIME OF VIOLENCE AS DEFINED IN § 14-101 OF THE CRIMINAL LAW ARTICLE AND HAS BEEN RELEASED FROM IMPRISONMENT MAY VOTE ONLY BY ABSENTEE BALLOT.”

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 54 Negative – 81 (See Roll Call No. 818)

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

Affirmative – 82 Negative – 56 (See Roll Call No. 819)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #16**Senate Bill 7 – ~~Senator Middleton~~ Senators Middleton, Benson, Feldman, Kelley, Klausmeier, Montgomery, Pugh, Reilly, and Waugh**

AN ACT concerning

Electronic Cigarettes – Sale to Minors – Components, Supplies, and Enforcement

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

Affirmative – 93 Negative – 44 (See Roll Call No. 820)

The Bill was then returned to the Senate.

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~~

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

Affirmative – 138 Negative – 0 (See Roll Call No. 821)

The Bill was then returned to the Senate.

Senate Bill 109 – Senator Conway

AN ACT concerning

Task Force to Study Small and Minority Design Firm Participation in State Procurement

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

Affirmative – 138 Negative – 0 (See Roll Call No. 822)

The Bill was then returned to the Senate.

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

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

Affirmative – 126 Negative – 13 (See Roll Call No. 823)

The Bill was then returned to the Senate.

Senate Bill 217 – Senator Kelley

AN ACT concerning

Special or Supplemental Needs Trusts – Authorization to Fund

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

Affirmative – 139 Negative – 0 (See Roll Call No. 824)

The Bill was then returned to the Senate.

Senate Bill 374 – The President (By Request – Office of the Attorney General) and Senators Raskin, Benson, Brochin, Conway, Feldman, Gladden, Hough, King, Lee, Madaleno, Manno, McFadden, Montgomery, Muse, Pinsky, Pugh, ~~and Ramirez~~ Ramirez, and Rosapepe

AN ACT concerning

Maryland False Claims Act

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

Affirmative – 89 Negative – 51 (See Roll Call No. 825)

The Bill was then returned to the Senate.

Senate Bill 444 – Senator Ready

AN ACT concerning

Public Records – Inspection

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

Affirmative – 139 Negative – 0 (See Roll Call No. 826)

The Bill was then returned to the Senate.

Senate Bill 528 – Senators Raskin, Brochin, Currie, Feldman, Lee, Madaleno, Manno, Muse, Pinsky, and Zirkin

AN ACT concerning

Criminal Procedure – Seizure and Forfeiture

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

Affirmative – 89 Negative – 51 (See Roll Call No. 827)

The Bill was then returned to the Senate.

Senate Bill 538 – Senators Conway and Middleton

AN ACT concerning

Blind or Visually Impaired Children – Individualized Education Programs – Orientation and Mobility Instruction

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

Affirmative – 137 Negative – 1 (See Roll Call No. 828)

The Bill was then returned to the Senate.

Senate Bill 542 – Senators Lee, Edwards, Feldman, Guzzone, Montgomery, ~~and Ramirez~~ Ramirez, Middleton, Astle, Benson, Hershey, Jennings, Kelley, Klausmeier, Mathias, Pugh, and Reilly

AN ACT concerning

Maryland Cybersecurity Council – Establishment

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

Affirmative – 124 Negative – 13 (See Roll Call No. 829)

The Bill was then returned to the Senate.

Senate Bill 613 – Senators Astle, Bates, Feldman, Guzzone, Hershey, Jennings, and Klausmeier

AN ACT concerning

**Self-Service Storage Facilities – Enforcement of Lien – ~~Advertisement of Sale~~
Procedures**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 830)

The Bill was then returned to the Senate.

Senate Bill 896 – Senators Jennings, Astle, Cassilly, Peters, ~~and Waugh~~ Waugh, Middleton, Benson, Feldman, Hershey, Kelley, Klausmeier, Mathias, Pugh, and Reilly

AN ACT concerning

Military Personnel and Veteran-Owned Small Business No-Interest Loan Program and Fund

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

Affirmative – 140 Negative – 0 (See Roll Call No. 831)

The Bill was then returned to the Senate.

THE COMMITTEE ON JUDICIARY REPORT #14

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

Senate Bill 86 – Senator Simonaire

AN ACT concerning

Public Safety – Hit and Run Suspects – Yellow Alert Program

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 121 – Senators Norman, Cassilly, Hershey, Hough, Jennings, Salling, and Waugh

AN ACT concerning

Courts – Discovery – Examination in Aid of Enforcement of Money Judgment

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 145 – Senator Zirkin

AN ACT concerning

Civil Actions – Disclosure of Information – Repeal of Certification Requirement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 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)**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 261 – Senators ~~Jennings, Brochin, and Klausmeier~~ Jennings, Brochin, Klausmeier, and Mathias

AN ACT concerning

**Public Safety – Handgun Permit Background Investigation – Armored Car
Company Employees**

SB0261/412019/1

BY: House Judiciary Committee

(Third 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 24 down through “SECTION” in line 25 and substitute “TO MEET THE REQUIREMENTS OF THIS SECTION”; strike beginning with the colon in line 25 down through “(1)” in line 26; and strike beginning with the semicolon in line 27 down through “INVESTIGATION” in line 30.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 383 – Senators Hershey and Eckardt

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:

**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**

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 393
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 21, strike the second “costs” and substitute “costs, not exceeding a certain amount,”; and in line 23, after “defendant,” insert “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;”.

On page 2, in line 3, strike “10-604,”; in the same line, strike “and 10-608” and substitute “10-608, and 10-615”.

AMENDMENT NO. 2

On page 6, strike in their entirety lines 7 through 27, inclusive.

AMENDMENT NO. 3

On page 7, in line 9, after “(2)” insert “**(I)**”; in lines 11 and 12, strike “**(I)**” and “**(II)**”, respectively, and substitute “**1.**” and “**2.**”, respectively; in line 12, before “**PAY,**” insert “**EXCEPT AS OTHERWISE PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH,**”; in line 13, strike “**COSTS**” and substitute “**COSTS, NOT EXCEEDING \$15,000,**”; and after line 14, insert:

“(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.”

On page 8, in line 1, after “(2)” insert “**(I)**”; in lines 3 and 4, strike “**(I)**” and “**(II)**”, respectively, and substitute “**1.**” and “**2.**”, respectively; in line 4, before “**PAY,**” insert “**EXCEPT AS OTHERWISE PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH,**”; in line 5, strike “**COSTS**” and substitute “**COSTS, NOT EXCEEDING \$15,000,**”; and after line 6, insert:

“(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.”.

On page 9, in line 7, after “(2)” insert “(I)”; in lines 9 and 10, strike “(I)” and “(II)”, respectively, and substitute “1.” and “2.”, respectively; in line 10, before “PAY,” insert “EXCEPT AS OTHERWISE PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH,”; in line 11, strike “COSTS” and substitute “COSTS, NOT EXCEEDING \$15,000,”; and after line 13, insert:

“(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.”.

AMENDMENT NO. 4

On page 9, before line 14, insert:

“10-615.

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

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

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

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

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

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

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

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

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

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

(d) (1) A person who removes an animal under subsection (c) of this section shall notify **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 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

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

SB0546/792017/1

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 546
(Third Reading File Bill)

AMENDMENT NO. 1

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. 2

On page 2, in line 20, strike "or"; in line 22, 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;";

and strike beginning with "A" in line 23 down through "(4)" in line 30.

On page 3, in line 1, strike the brackets; in the same line, strike "(5)"; and in line 2, strike "OR PARAGRAPH (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:

Senate Bill 549 – Senator Lee

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:

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 652 – Senators Muse, Benson, Currie, McFadden, and Waugh

AN ACT concerning

Criminal Procedure – Expungement of Records

SB0652/542617/1

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 652

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “altering” and substitute “repealing”; in line 5, after the first “disposition” insert “other than an entry of a probation before judgment within a certain period”; strike beginning with “or” in line 6 down through “proceeding” in line 7; and strike beginning with “establishing” in line 7 down through “circumstances;” in line 8 and substitute “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, strike beginning with the comma in line 7 down through “Governor;” in line 11; in line 12, strike “(ii)”; strike beginning with the colon in line 12 down through “since” in line 13 and substitute “**WITHIN 3 YEARS OF**”; strike beginning with “full” in line 13 down through “responsible” in line 14 and substitute “**ENTRY OF THE PROBATION BEFORE JUDGMENT**”; strike beginning with the colon in line 14 down through “**A.**” in line 15; strike beginning with the semicolon in line 15 down through “**CRIME**” in line 17; in line 18, strike “2.” and substitute “**(II)**”; and in the same line, before “is” insert “**THE PERSON**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 654 – Senator Muse

AN ACT concerning

Criminal Procedure – Immunity – Alcohol– or Drug–Related Medical Emergencies

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

CONCURRENCE CALENDAR #3

AMENDED IN THE SENATE

House Bill 140 – Delegate Davis

AN ACT concerning

Public Service Commission – Restrictions After Service

Delegate Davis moved that the House concur in the Senate amendments.

HB0140/357777/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 140

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “commissioner;” insert “providing for the application of this Act;”.

AMENDMENT NO. 2

On page 3, after line 10, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall apply to an individual who serves as a commissioner of the Public Service Commission on or after January 1, 2015.”;

and in line 11, strike “2.” and substitute “3.”.

The preceding 2 amendments were read and concurred in.

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

Affirmative – 134 Negative – 0 (See Roll Call No. 832)

AMENDED IN THE SENATE

House Bill 273 – Frederick County Delegation

AN ACT concerning

Frederick County – Alcoholic Beverages – Wine Events, Licensing, Alcohol Awareness Requirements, and Fines

Delegate Davis moved that the House concur in the Senate amendment.

HB0273/464939/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 273

(Third Reading File Bill)

On page 2, in lines 15 and 17, strike “**(I)**” and “**(II)**”, respectively, and substitute “**(1)**” and “**(2)**”, respectively.

The preceding amendment was read and concurred in.

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

Affirmative – 136 Negative – 0 (See Roll Call No. 833)

AMENDED IN 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

Delegate Davis moved that the House concur in the Senate amendments.

HB0341/457776/1

BY: Finance Committee

AMENDMENT TO HOUSE BILL 341

(Third Reading File Bill)

On page 2, in line 31, strike “**AND**” and substitute “**OR**”.

On page 2 in line 30, and on page 3 in line 1, in each instance, strike “**AT WHICH**” and substitute “**WHERE**”.

The preceding amendment was read and concurred in.

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

Affirmative – 138 Negative – 0 (See Roll Call No. 834)

AMENDED IN THE SENATE

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

AN ACT concerning

Self-Service Storage Facilities – Enforcement of Lien – Advertisement of Sale

Delegate Davis moved that the House concur in the Senate amendments.

HB0786/507675/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 786

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Advertisement of Sale” and substitute “Procedures”; strike beginning with “authorizing” in line 3 down through “term;” in line 7 and substitute “altering certain notice procedures required to enforce a lien on certain property stored in a leased space at a self-service storage facility; requiring a certain agreement to contain a certain statement; establishing that the balance of proceeds from a certain sale is presumed abandoned under certain circumstances; altering certain procedures required for the administration of certain proceeds from a certain sale;”; after line 8, insert:

“BY adding to

Article – Commercial Law

Section 17-307.1

Annotated Code of Maryland

(2013 Replacement Volume and 2014 Supplement)”;

and in line 16, strike “18-504(b)” and substitute “18-503 and 18-504(b) and (e)”.

AMENDMENT NO. 2

On page 2, after line 1, insert:

“17-307.1.

THE BALANCE OF THE PROCEEDS FROM THE SALE OF PERSONAL PROPERTY STORED AT A SELF-SERVICE STORAGE FACILITY THAT IS UNCLAIMED AFTER THE EXPIRATION OF THE 1 YEAR PERIOD SPECIFIED IN § 18-504(E) OF THIS ARTICLE IS PRESUMED ABANDONED.

18-503.

(a) The operator of a self-service storage facility has a lien on all personal property stored within each leased space for rent, labor, or other charges, and for expenses reasonably incurred in its sale, as provided in this subtitle.

(b) The rental agreement shall contain a statement, in bold type, advising the occupant:

(1) Of the existence of the lien;

(2) That personal property stored in the leased space may be sold to satisfy the lien if the occupant is in default; [and]

(3) That personal property stored in the leased space may be towed or removed from the self-service storage facility if:

(i) The personal property is a motor vehicle or watercraft; and

(ii) The occupant is in default for more than 60 days; AND

(4) THAT A SALE OF PERSONAL PROPERTY STORED IN THE LEASED SPACE TO SATISFY THE LIEN IF THE OCCUPANT IS IN DEFAULT MAY BE ADVERTISED:

(I) IN A NEWSPAPER OF GENERAL CIRCULATION IN THE JURISDICTION WHERE THE SALE IS TO BE HELD;

(II) BY ELECTRONIC MAIL; OR

(III) ON AN ONLINE WEB SITE.”;

in line 12, after “unless” insert “:

1.”;

in line 13, after “specifies” insert “, **IN BOLD TYPE,**”; in the same line, after “mail” insert “; **AND**”

2. THE OCCUPANT PROVIDES THE OCCUPANT’S INITIALS NEXT TO THE STATEMENT IN THE RENTAL AGREEMENT SPECIFYING THAT NOTICE OF DEFAULT MAY BE GIVEN BY ELECTRONIC MAIL”;

in line 31, strike “At” and substitute “**SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, AT**”; and in line 32, strike “in”.

On page 3, in line 1, strike “A” and substitute “**IN A**”; in line 2, strike “OR”; strike beginning with “ANY” in line 3 down through “AGREEMENT” in line 5 and substitute “**BY ELECTRONIC MAIL; OR**”

3. ON AN ONLINE WEB SITE”;

and strike beginning with “1.” in line 6 down through “ADVERTISED.” in line 12 and substitute “**THE OPERATOR MAY NOT ADVERTISE THE SALE IN THE MANNER PROVIDED UNDER SUBPARAGRAPH (I)2 OR 3 OF THIS PARAGRAPH UNLESS THE OCCUPANT PROVIDES THE OCCUPANT’S INITIALS NEXT TO THE STATEMENT IN THE RENTAL AGREEMENT REQUIRED UNDER § 18-503(B)(4) OF THIS SUBTITLE.**”

(e) **(1)** If a sale is held under this section, the operator shall:

[(1)] (I) Satisfy the lien from the proceeds of the sale; and

[(2)] (II) Hold the balance, if any, for delivery on demand to the occupant or any other recorded lienholders] MAIL THE BALANCE, IF ANY, BY CERTIFIED MAIL TO THE OCCUPANT OR ANY OTHER RECORDED LIENHOLDER AT THE LAST KNOWN ADDRESS OF THE OCCUPANT OR LIENHOLDER.

(2) (I) IF THE BALANCE IS RETURNED TO THE OPERATOR AFTER THE OPERATOR MAILED THE BALANCE IN THE MANNER REQUIRED UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION, THE OPERATOR SHALL HOLD THE

BALANCE FOR 1 YEAR AFTER THE DATE OF SALE FOR DELIVERY ON DEMAND TO THE OCCUPANT OR ANY OTHER RECORDED LIENHOLDER.

(II) AFTER EXPIRATION OF THE 1 YEAR PERIOD, THE BALANCE IS PRESUMED ABANDONED UNDER § 17-307.1 OF THIS ARTICLE.”.

The preceding 2 amendments were read and concurred in.

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

Affirmative – 137 Negative – 0 (See Roll Call No. 835)

AMENDED IN THE SENATE

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

Delegate Davis moved that the House concur in the Senate amendments.

HB0909/757479/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 909
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “establish” insert “under certain circumstances”; and in line 7, after “Program;” insert “authorizing the Department to coordinate with certain entities.”.

AMENDMENT NO. 2

On page 2, in line 10, after “**2016,**” insert “SUBJECT TO THE AVAILABILITY OF FUNDS,”; and after line 18, insert:

“(3) THE DEPARTMENT MAY COORDINATE WITH OTHER ENTITIES THAT OFFER TO PROVIDE RESOURCES FOR THE PROGRAM, INCLUDING FUNDING, TRAINING, AND MENTORING SERVICES.”

The preceding 2 amendments were read and concurred in.

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

Affirmative – 95 Negative – 44 (See Roll Call No. 836)

AMENDED IN THE SENATE

House Bill 940 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Davis, ~~and Jones~~ Jones, Adams, Arentz, Aumann, Barkley, Branch, Brooks, Carey, Clippinger, Fisher, Frick, Glenn, S. Howard, Jameson, Kramer, Lisanti, W. Miller, Valderrama, Vaughn, Waldstreicher, and C. Wilson

AN ACT concerning

Office of the Business Ombudsman – State Customer Service and Business Development Efforts Training Program

Delegate Davis moved that the House concur in the Senate amendment.

HB0940/413629/1

BY: Senator Simonaire

AMENDMENT TO HOUSE BILL 940

(Third Reading File Bill)

On page 4, in line 7, strike “**WEEKLY**” and substitute “**REGULAR**”.

The preceding amendment was read and concurred in.

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

Affirmative – 137 Negative – 2 (See Roll Call No. 837)

AMENDED IN THE SENATE

House Bill 941 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Davis, ~~and Jones~~ 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

AN ACT concerning

Task Force to Study Exemptions from Higher Education Ethics Requirements and Procurement Rules to Facilitate Technology Transfer

Delegate Davis moved that the House concur in the Senate amendments.

HB0941/617672/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 941

(Third Reading File Bill)

On page 2, in line 18, strike “and”; and in line 20, after “State” insert “; and”

(9) the Executive Director of the State Ethics Commission, or the Executive Director’s designee”.

The preceding amendment was read and concurred in.

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

Affirmative – 139 Negative – 0 (See Roll Call No. 838)

AMENDED IN THE SENATE

House Bill 514 – Delegates Stein, B. Barnes, Frush, Healey, Hettleman, Morhaim, and S. Robinson

AN ACT concerning

Maryland Commission on Climate Change

Delegate Barve moved that the House concur in the Senate amendment.

HB0514/984030/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 514

(Third Reading File Bill)

On page 1, in line 7, strike “a” and substitute “an appointed”.

On page 4, in line 22, strike “IN” and substitute “, ONE OF WHOM SHALL REPRESENT”; and in the same line, after “TRADES” insert “AND ONE OF WHOM SHALL REPRESENT THE MANUFACTURING INDUSTRY”.

On page 5, in line 9, strike “A” and substitute “AN APPOINTED”.

The preceding amendment was read and concurred in.

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

Affirmative – 96 Negative – 42 (See Roll Call No. 839)

AMENDED IN THE SENATE

House Bill 809 – Delegate McMillan

AN ACT concerning

Municipalities – Parking Authorities

Delegate Barve moved that the House concur in the Senate amendment.

HB0809/264234/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 809

(Third Reading File Bill)

On page 6, in line 16, after “county” insert “OR MUNICIPALITY”.

The preceding amendment was read and concurred in.

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

Affirmative – 137 Negative – 0 (See Roll Call No. 840)

AMENDED IN THE SENATE

House Bill 938 – Montgomery County Delegation and Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Maryland–Washington Regional District – Fairness in Zoning
MC/PG 112–15**

Delegate Barve moved that the House concur in the Senate amendments.

HB0938/304038/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 938

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 19, strike “county”; in the same line, after “board” insert “of Prince George’s County”; and in line 21, after “a” insert “certain”.

AMENDMENT NO. 2

On page 7, in line 7, strike “or”; in line 8, strike “a” and substitute “IN MONTGOMERY COUNTY, A”; in the same line, strike the brackets; and in line 9, after “writing” insert “; OR”

(III) IN PRINCE GEORGE’S COUNTY, A MUNICIPAL CORPORATION THAT APPEARED AT THE HEARING IN PERSON, BY ATTORNEY, OR IN WRITING”.

AMENDMENT NO. 3

On page 8, in line 2, strike “NOTWITHSTANDING ANY OTHER LAW, IN” and substitute “IN”; in the same line, after “COUNTY” insert a comma; in line 5, after “IF” insert “:”;

(1)”;

and in line 14, after “WRITING” insert “; AND”

(2) THE REVIEW IS EXPRESSLY AUTHORIZED UNDER THIS DIVISION”.

The preceding 3 amendments were read and concurred in.

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

Affirmative – 138 Negative – 0 (See Roll Call No. 841)

AMENDED IN 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

Delegate Vallario moved that the House concur in the Senate amendment.

HB0236/808571/1

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 236

(Third Reading File Bill)

On page 1, in line 5, strike “services provider” and substitute “technician”; and in line 6, strike “fire fighting or”.

On page 2, in line 17, strike “SERVICES PROVIDER, AS DEFINED IN § 13-516(A) OF THE EDUCATION ARTICLE” and substitute “TECHNICIAN”; and strike beginning with “FIRE” in line 18 down through “OR” in line 19.

The preceding amendment was read and concurred in.

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

Affirmative – 139 Negative – 0 (See Roll Call No. 842)

AMENDED IN 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

Delegate Vallario moved that the House concur in the Senate amendment.

HB0456/328273/1

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 456

(Third Reading File Bill)

On page 2, strike in its entirety line 27 and substitute:

“(viii) one educator who works in a student service capacity and who is nominated by the Maryland State Education Association;”.

The preceding amendment was read and concurred in.

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

Affirmative – 139 Negative – 0 (See Roll Call No. 843)

AMENDED IN 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

Delegate Barve moved that the House not concur in the Senate amendments.

HB0156/494335/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 156

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “specifying” in line 6 down through “measures;” in line 10 and substitute “adding certain funding to an order of priority for certain projects funded by the Bay Restoration Fund in certain fiscal years;”.

AMENDMENT NO. 2

On page 2, in line 6, after “(ii)” insert “1.”; in lines 11 and 15, strike “(III)” and “(IV)”, respectively, and substitute “2.” and “3.”, respectively; in line 14, after “annually,” insert “AND”; in lines 18 and 21, strike “1.” and “2.”, respectively, and substitute “A.” and “B.”, respectively; strike beginning with “AND” in line 23 down through “A.” in line 26 and substitute “C.”; in line 26, strike “(II)” and substitute “1”; in line 27, strike “PARAGRAPH” and substitute “ITEM”; in lines 28 and 30, strike “B.” and “C.”, respectively, and substitute “D.” and “E.”, respectively; and in line 31, after “charges” insert “UNDER § 4-204 OF THIS ARTICLE”.

On page 3, in lines 3, 6, 7, 10, 14, 17, and 18, strike “(V)”, “(VI)”, “(VII)”, “(VIII)”, “(IX)”, “(X)”, and “(XI)”, respectively, and substitute “(III)”, “(IV)”, “(V)”, “(VI)”, “(VII)”, “(VIII)”, and “(IX)”, respectively.

The preceding 2 amendments were read and not concurred in.

MESSAGE TO THE SENATE**BILL: HB 0156**

SPONSOR: Al Co Deleg, et al

SUBJECT: Environment – Bay Restoration Fund – Use of Funds

By the Majority Leader:

Ladies and Gentlemen of the Senate:

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

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

Delegate Frush, Chairman
Delegate Lafferty, and
Delegate Anderton.

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.**AMENDED IN THE SENATE****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~~**

Delegate Barve moved that the House not concur in the Senate amendments.

HB0524/908573/1

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 524

(Third Reading File Bill)

On page 1, in line 2, after “Vehicles” insert “and Class N (Street Rod) Vehicles”; in line 4, after “registers” insert “a”; in the same line, strike “certain”; in line 5, strike “vehicles” and substitute “vehicle or Class N (street rod) vehicle”; in line 10, after “13-410(a)” insert “and 13-936.1”; and strike in their entirety lines 13 through 17, inclusive.

On page 2, in line 5, strike “OR”; strike beginning with “THAT” in line 6 down through “TITLE” in line 7 and substitute “, OR CLASS N (STREET ROD) VEHICLE”; strike in their entirety lines 11 through 17, inclusive, and substitute:

“13-936.1.

(a) In this section, “vintage registration plate” means a Maryland registration plate that was actually issued for display on a motor vehicle in a year not less than 25 years prior to January 1 of each calendar year.

(b) [(1) Subject to the provisions of this subsection, the] **THE** owner of a motor vehicle registered under § 13-936 or § 13-937.1 of this subtitle as a Class L (historic) or Class N (street rod) vehicle may display [2] **TWO** vintage registration plates in lieu of A current registration [plates] **PLATE** on that vehicle[.

(2) The Administration may authorize the display of 2 vintage registration plates in lieu of current registration plates on a motor vehicle described in paragraph (1) of this subsection] if:

[(i)] **(1)** The owner of the motor vehicle submits an application on a form prescribed by the Administrator;

[(ii)] **(2)** The [2] **TWO** vintage registration plates were issued in the same year as the model year of the motor vehicle; and

[(iii)] **(3)** The owner of the motor vehicle pays a onetime registration fee of \$25.50.

(c) If the Administration authorizes the display of vintage registration plates under this section:

(1) The vintage registration plates shall remain valid for as long as title to the motor vehicle remains in the person who submitted an application under subsection [(b)(2)(i)] (B)(1) of this section; and

(2) A fee in addition to the onetime registration fee prescribed in subsection [(b)(2)(iii)] (B)(3) of this section is not required for the issuance of the vintage registration plates.”.

The preceding amendment was read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB 0524**

SPONSOR: Del McMillan, et al

SUBJECT: Vehicle Laws – Single Registration Plate – Class L (Historic) Vehicles

By the Majority Leader:

Ladies and Gentlemen of the Senate:

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

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

Delegate Beidle, Chairman

Delegate S. Robinson and

Delegate O'Donnell.

Said Bill is returned herewith.

By Order,

Sylvia Siegert

Chief Clerk

Read and adopted.

AMENDED IN 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

Delegate Barve moved that the House not concur in the Senate amendments.

HB0785/714439/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 785

(Third Reading File Bill)

On page 1, in line 8, strike “providing for the termination of this Act;”.

On page 3, strike beginning with “It” in line 11 down through “effect.” in line 13.

The preceding amendment was read and not concurred in.

MESSAGE TO THE SENATE

BILL: HB 0785

SPONSOR: Del Flanagan, et al

SUBJECT: Recreational Fishing Licenses – Duration and Expiration Date

By the Majority Leader:

Ladies and Gentlemen of the Senate:

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

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

Delegate Stein, Chairman

Delegate Frush, and

Delegate Flanagan.

Said Bill is returned herewith.

By Order,

Sylvia Siegert

Chief Clerk

Read and adopted.

AMENDED IN THE SENATE

House Bill 939 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Davis, ~~and Jones~~ 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

AN ACT concerning

Proposed Regulations – Determination of Impact on Small Businesses

Delegate Davis moved that the House not concur in the Senate amendments.

HB0939/627773/1

BY: Finance Committee

AMENDMENT TO HOUSE BILL 939

(Third Reading File Bill)

On page 1, in line 13, after “Council;” insert “requiring promulgating units to provide certain assistance to staff of the Advisory Council:”.

On page 5, in line 8, strike “AND”; and in line 11, after “LAW” insert “; AND”

(5) CONSIDER WHETHER THE PROPOSED REGULATION POSES A POTENTIAL UNREASONABLE BURDEN ON CONSUMERS”.

On page 6, in line 12, before “THE” insert “(A)”; and after line 28, insert:

“(B) THE PROMULGATING UNITS SHALL PROVIDE THE ASSISTANCE OF SUBJECT MATTER EXPERTS AS NEEDED TO THE STAFF OF THE ADVISORY COUNCIL

TO ENABLE THE STAFF TO CARRY OUT THE ACTIVITIES DESCRIBED IN SUBSECTION (A) OF THIS SECTION.”.

The preceding amendment was read and not concurred in.

HB0939/473825/1

BY: Senators Conway and McFadden

AMENDMENT TO HOUSE BILL 939

(Third Reading File Bill)

On page 3, in line 20, strike “**TWO SMALL BUSINESS OWNERS, ONE**” and substitute “**THE FOLLOWING FOUR MEMBERS, TWO**”; in line 21, strike “**ONE**” and substitute “**TWO**”; and strike beginning with the semicolon in line 21 down through “**AND**” in line 22 and substitute “**;**”

(I) TWO SMALL BUSINESS OWNERS;

(II) ONE MINORITY BUSINESS ENTERPRISE OWNER; AND

(III) ONE WOMEN’S BUSINESS ENTERPRISE OWNER; AND”.

The preceding amendment was read and not concurred in.

MESSAGE TO THE SENATE

BILL: HB 0939

SPONSOR: The Spkr (Ecn Dev&Bus Clmte Cmsn), et al

SUBJECT: Proposed Regulations – Determination of Impact on Small Businesses

By the Majority Leader:

Ladies and Gentlemen of the Senate:

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

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

Delegate Kramer, Chairman

Delegate Fisher, and
Delegate Davis.

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

AMENDED IN THE SENATE

House Bill 943 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Davis, ~~and Jones~~ Jones, Adams, Barkley, Branch, Brooks, Carey, Clippinger, Frick, Glenn, Jameson, Kramer, Lisanti, Valderrama, Vaughn, Waldstreicher, and C. Wilson

AN ACT concerning

Economic Competitiveness and Commerce – Restructuring

Delegate Davis moved that the House not concur in the Senate amendments.

HB0943/897478/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 943

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike “and” and substitute a comma; in line 8, after the second “and” insert “the operations of the Department; specifying that the Secretary”; in line 9, strike “certain units and”; and strike beginning with the second “the” in line 15 down through “Corporation” in line 16 and substitute “certain corporations”.

On page 2, strike beginning with “altering” in line 7 down through “information” in line 22 and substitute “expanding a certain authority of the Maryland Economic Development Corporation”; in line 28, after “duties;” insert “establishing the Public-Private Partnership Marketing Corporation and the Board of Directors of the Corporation;”

providing that the Public–Private Partnership Marketing Corporation is a body politic and corporate and is an instrumentality of the State; specifying the purposes of the Public–Private Partnership Marketing Corporation; specifying the duties, membership, qualifications, terms, appointments, and removal of the members of the Board of the Public–Private Partnership Marketing Corporation; specifying the manner of electing the chair of the Board of the Public–Private Partnership Marketing Corporation; requiring the Public–Private Partnership Marketing Corporation to employ an Executive Director; specifying the duties of the Executive Director of the Public–Private Partnership Marketing Corporation; establishing the Economic Development Marketing Fund as a special, nonlapsing fund; requiring the Public–Private Partnership Marketing 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; providing that a certain provision of law may not be construed to prevent the Department from expending certain funds directly for marketing purposes; providing that the Attorney General is the legal advisor to the Public–Private Partnership Marketing Corporation; authorizing the Public–Private Partnership Marketing Corporation to employ certain staff; specifying certain provisions of law from which the Public–Private Partnership Marketing Corporation is exempt and to which the Corporation is subject; specifying the authority of the Public–Private Partnership Marketing Corporation; requiring the Public–Private Partnership Marketing Corporation to report on certain matters to certain persons on or before a certain date each year.”

On page 3, in line 16, after “Commission;” insert “and”; in line 19, strike “2.” and substitute “2.5”; in line 20, after “10–480” insert “10–484”; in line 26, strike “and” and substitute a comma; in line 27, strike “6–505 through 6–507,”; in line 27, strike “6–520, 6–523,”; in line 28, strike “10–104(a)” and substitute “10–104, 10–110, 10–132”; in line 40, strike “10–104(b) and (c),”; in line 41, strike “10–110,”; and in the same line, strike “10–132,”.

On page 4, in line 3, strike “and 2.5–109”; in line 10, after “2–101” insert “; and 10–901 through 10–912 to be under the new subtitle “Subtitle 9. Maryland Public–Private Partnership Marketing Corporation,”; in line 11, strike “, 10–109.1, 10–114.1,”; and in line 12, strike “10–117.1,”.

On page 5, in line 37, strike “2.” and substitute “2.5”; in line 38, after “10–485,” insert “10–486,”; and in line 40, after “5–601” insert “of Article – Economic Development”.

On page 6, in line 1, after “6–501” insert “of Article – Economic Development”.

AMENDMENT NO. 2

On page 7, in line 7, strike “AND”; and in line 10, after “ARTICLE” insert “;AND”

(III) THE MARYLAND PUBLIC-PRIVATE PARTNERSHIP MARKETING CORPORATION ESTABLISHED UNDER TITLE 10, SUBTITLE 9 OF THIS ARTICLE”.

On page 8, in line 9, strike “AND”; and in line 11, after “CORPORATION” insert “;AND”

(III) THE MARYLAND PUBLIC-PRIVATE PARTNERSHIP MARKETING CORPORATION”.

AMENDMENT NO. 3

On page 17, in line 26, after “(2)” insert “ADVISE THE SECRETARY ON ECONOMIC DEVELOPMENT POLICY IN THE STATE;”

(3)”.

On page 18, in line 1, strike “(3)” and substitute “(4)”; in line 2, strike “AND” and substitute a comma; and in line 3, after “CORPORATION” insert “,AND THE MARYLAND PUBLIC-PRIVATE PARTNERSHIP MARKETING CORPORATION”.”

On page 21, in line 18, strike “AND”; and in the same line, after the second “CORPORATION” insert “,AND THE MARYLAND PUBLIC-PRIVATE PARTNERSHIP MARKETING CORPORATION”.”

AMENDMENT NO. 4

On page 46, in line 18, strike the brackets; in line 20, strike the semicolon and substitute a period; and strike in their entirety lines 21 through 26, inclusive.

On page 47, strike beginning with “,INCLUDING” in line 8 down through “STATE” in line 10; and strike in their entirety lines 24 through 32, inclusive.

On page 48, strike in their entirety lines 1 through 9, inclusive; in line 14, strike “PUBLIC RELATIONS AND COMMUNICATIONS CONSULTANTS,”; and strike in their entirety lines 16 through 29, inclusive.

On page 49, strike in their entirety lines 1 through 28, inclusive.

On page 50, strike in their entirety lines 27 and 28.

On page 51, strike in their entirety lines 1 through 4, inclusive; and strike beginning with “, INCLUDING” in line 10 down through “GROUP” in line 12.

AMENDMENT NO. 5

On page 57, after line 6, insert:

“SUBTITLE 9. MARYLAND PUBLIC-PRIVATE PARTNERSHIP MARKETING CORPORATION.

10-901.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) “BOARD” MEANS THE BOARD OF DIRECTORS OF THE CORPORATION.

(C) “CORPORATION” MEANS THE MARYLAND PUBLIC-PRIVATE PARTNERSHIP MARKETING CORPORATION.

10-902.

(A) THERE IS A MARYLAND PUBLIC-PRIVATE PARTNERSHIP MARKETING CORPORATION.

(B) THE CORPORATION IS A BODY POLITIC AND CORPORATE AND IS AN INSTRUMENTALITY OF THE STATE.

(C) THE PURPOSES OF THE CORPORATION ARE TO:

- (1) CREATE A BRANDING STRATEGY FOR THE STATE;
- (2) MARKET THE STATE’S ASSETS TO OUT-OF-STATE BUSINESSES;
- (3) RECRUIT OUT-OF-STATE BUSINESSES TO LOCATE AND GROW IN THE STATE; AND
- (4) FOSTER PUBLIC-PRIVATE PARTNERSHIPS THAT ENCOURAGE LOCATION AND DEVELOPMENT OF NEW BUSINESSES IN THE STATE.

10-903.

(A) A BOARD OF DIRECTORS SHALL MANAGE THE CORPORATION AND ITS UNITS AND EXERCISE THE CORPORATE POWERS OF THE BOARD OF DIRECTORS.

(B) THE BOARD CONSISTS OF THE FOLLOWING 18 MEMBERS:

- (1) THE SECRETARY;
- (2) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT;
- (3) (I) ONE MEMBER OF THE SENATE OF MARYLAND, WHO SHALL BE A NONVOTING MEMBER OF THE BOARD, DESIGNATED BY THE PRESIDENT OF THE SENATE; AND
 - (II) ONE MEMBER OF THE HOUSE OF DELEGATES, WHO SHALL BE A NONVOTING MEMBER OF THE BOARD, DESIGNATED BY THE SPEAKER OF THE HOUSE; AND
- (4) THE FOLLOWING 14 MEMBERS, APPOINTED BY THE GOVERNOR WITH THE ADVICE AND CONSENT OF THE SENATE:
 - (I) THREE REPRESENTING BUSINESSES IN THE STATE;
 - (II) TWO REPRESENTING LABOR IN THE STATE;

(III) TWO REPRESENTING NOT-FOR-PROFIT ORGANIZATIONS IN THE STATE;

(IV) THREE WITH EXPERTISE IN MARKETING OR ADVERTISING;

(V) ONE WITH EXPERTISE IN PUBLIC RELATIONS AND COMMUNICATIONS; AND

(VI) THREE WITH EXPERTISE IN ECONOMIC DEVELOPMENT.

(C) EACH MEMBER OF THE BOARD SHALL RESIDE IN THE STATE.

(D) IN MAKING APPOINTMENTS TO THE BOARD, THE GOVERNOR SHALL CONSIDER DIVERSITY AND ALL GEOGRAPHIC REGIONS OF THE STATE.

(E) A MEMBER OF THE BOARD:

(1) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE BOARD; BUT

(2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.

(F) (1) THE TERM OF AN APPOINTED MEMBER IS 4 YEARS.

(2) THE TERMS OF THE APPOINTED MEMBERS ARE STAGGERED AS REQUIRED BY THE TERMS PROVIDED FOR MEMBERS ON OCTOBER 1, 2015.

(3) AT THE END OF A TERM, AN APPOINTED MEMBER CONTINUES TO SERVE UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.

(4) A MEMBER WHO IS APPOINTED AFTER A TERM HAS BEGUN SERVES ONLY FOR THE REST OF THE TERM AND UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.

(G) THE GOVERNOR MAY REMOVE AN APPOINTED MEMBER FOR INCOMPETENCE, MISCONDUCT, OR FAILURE TO PERFORM THE DUTIES OF THE POSITION.

(H) THE BOARD SHALL ELECT A CHAIR FROM AMONG THE MEMBERS OF THE BOARD.

(I) THE BOARD MAY ACT WITH AN AFFIRMATIVE VOTE OF NINE BOARD MEMBERS.

10-904.

(A) THE CORPORATION SHALL EMPLOY AN EXECUTIVE DIRECTOR.

(B) THE EXECUTIVE DIRECTOR SHALL HAVE EXPERIENCE WITH AND POSSESS QUALIFICATIONS RELEVANT TO THE ACTIVITIES AND PURPOSES OF THE CORPORATION.

10-905.

(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 BE USED ONLY 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) NOTHING IN THIS SECTION MAY BE CONSTRUED TO PREVENT THE DEPARTMENT FROM EXPENDING FUNDS APPROPRIATED IN THE STATE BUDGET TO THE DEPARTMENT DIRECTLY FOR MARKETING PURPOSES.

10-906.

(A) THE ATTORNEY GENERAL IS THE LEGAL ADVISOR TO THE CORPORATION.

(B) WITH THE APPROVAL OF THE ATTORNEY GENERAL, THE CORPORATION MAY RETAIN ANY NECESSARY LAWYERS.

10-907.

THE CORPORATION MAY RETAIN ANY NECESSARY ACCOUNTANTS, FINANCIAL ADVISORS, OR OTHER CONSULTANTS.

10-908.

(A) EXCEPT AS PROVIDED IN SUBSECTIONS (B), (C), AND (E) OF THIS SECTION, THE CORPORATION IS EXEMPT FROM:

(1) TITLE 10 AND DIVISION II OF THE STATE FINANCE AND PROCUREMENT ARTICLE; AND

(2) §§ 10-507 AND 10-555 OF THE STATE GOVERNMENT ARTICLE.

(B) THE CORPORATION IS SUBJECT TO THE PUBLIC INFORMATION ACT.

(C) THE BOARD AND THE OFFICERS AND EMPLOYEES OF THE CORPORATION ARE SUBJECT TO THE PUBLIC ETHICS LAW.

(D) THE OFFICERS AND EMPLOYEES OF THE CORPORATION ARE NOT SUBJECT TO THE PROVISIONS OF DIVISION I OF THE STATE PERSONNEL AND PENSIONS ARTICLE THAT GOVERN THE STATE PERSONNEL MANAGEMENT SYSTEM.

(E) THE CORPORATION, THE BOARD, AND THE EMPLOYEES OF THE CORPORATION ARE SUBJECT TO TITLE 12, SUBTITLE 4 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

10-909.

THE CORPORATION MAY:

- (1) ADOPT BYLAWS FOR THE CONDUCT OF ITS BUSINESS;
- (2) ADOPT A SEAL;
- (3) MAINTAIN OFFICES AT A PLACE IN THE STATE THAT THE CORPORATION DESIGNATES;
- (4) ACCEPT LOANS, GRANTS, OR ASSISTANCE OF ANY KIND FROM THE FEDERAL OR STATE GOVERNMENT, LOCAL GOVERNMENT, A COLLEGE OR UNIVERSITY, OR A PRIVATE SOURCE;
- (5) ACCEPT ASSISTANCE FROM THE MARYLAND ECONOMIC DEVELOPMENT CORPORATION;
- (6) ENTER INTO CONTRACTS AND OTHER LEGAL INSTRUMENTS;
- (7) SUE OR BE SUED;
- (8) ACQUIRE, PURCHASE, HOLD, LEASE AS LESSEE, AND USE:
 - (I) A FRANCHISE, PATENT, OR LICENSE;

(II) ANY REAL, PERSONAL, MIXED, TANGIBLE, OR INTANGIBLE PROPERTY; OR

(III) AN INTEREST IN THE PROPERTY LISTED IN THIS ITEM;

(9) SELL, LEASE AS LESSOR, TRANSFER, LICENSE, ASSIGN, OR DISPOSE OF PROPERTY OR A PROPERTY INTEREST THAT THE CORPORATION ACQUIRES;

(10) FIX AND COLLECT RATES, RENTALS, FEES, ROYALTIES, AND CHARGES FOR SERVICES AND RESOURCES THE CORPORATION PROVIDES OR MAKES AVAILABLE; AND

(11) DO ALL THINGS NECESSARY OR CONVENIENT TO CARRY OUT THE POWERS GRANTED BY THIS SUBTITLE.

10-910.

THE CORPORATION IS EXEMPT FROM STATE AND LOCAL TAXES.

10-911.

THE BOOKS AND RECORDS OF THE CORPORATION ARE SUBJECT TO AUDIT:

(1) AT ANY TIME BY THE STATE; AND

(2) EACH YEAR BY AN INDEPENDENT AUDITOR THAT THE OFFICE OF LEGISLATIVE AUDITS APPROVES.

10-912.

(A) ON OR BEFORE OCTOBER 1 OF EACH YEAR, THE CORPORATION SHALL REPORT TO THE GOVERNOR, THE SECRETARY, 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 COVERING THE CORPORATION'S OPERATIONS AND A SUMMARY OF THE CORPORATION'S ACTIVITIES DURING THE PRECEDING FISCAL YEAR."

On page 65, strike in their entirety lines 8 through 26, inclusive, and substitute:

"SECTION 8. AND BE IT FURTHER ENACTED, That, notwithstanding § 10-903(f)(1) of the Economic Development Article, as enacted by Section 2 of this Act, the terms of the initial appointed members of the Board of Directors of the Maryland Public-Private Partnership Marketing Corporation shall expire as follows:

- (1) Three members on September 30, 2018;
- (2) Four members on September 30, 2019;
- (3) Four members on September 30, 2020; and
- (4) Three members on September 30, 2021."

The preceding 5 amendments were read and not concurred in.

MESSAGE TO THE SENATE

BILL: HB 0943

SPONSOR: The Spkr (Ecn Dev&Bus Clmte Cmsn), et al

SUBJECT: Economic Competitiveness and Commerce – Restructuring

By the Majority Leader:

Ladies and Gentlemen of the Senate:

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

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

Delegate Kramer, Chairman

Delegate Mautz, and

Delegate Davis.

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

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

BILL: HB 1105
SPONSOR: Del Zucker, et al
SUBJECT: Disabled Individuals – Task Force on the Maryland ABLE Program

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

The House has appointed:
Delegate Zucker, Chair
Delegate Sophocleus
Delegate Carozza.

The Senate appoints:
Senator Serafini, Chairman
Senator Guzzone
Senator Ferguson.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 844)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (SENATE BILLS) #18

Senate Bill 124 – Senator Gladden

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 – 138 Negative – 1 (See Roll Call No. 845)

The Bill was then returned to the Senate.

Senate Bill 133 – Senator Edwards

AN ACT concerning

Environment – Bay Restoration Fund – Use of Funds

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

Affirmative – 138 Negative – 1 (See Roll Call No. 846)

The Bill was then returned to the Senate.

**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**

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

The motion was adopted.

**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

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

Affirmative – 98 Negative – 42 (See Roll Call No. 847)

The Bill was then returned to the Senate.

Senate Bill 371 – Senator Rosapepe

AN ACT concerning

State Highway Administration – Bicycle and Pedestrian Priority Areas

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

Affirmative – 135 Negative – 5 (See Roll Call No. 848)

The Bill was then returned to the Senate.

Senate Bill 410 – Senator Gladden

AN ACT concerning

Baltimore City – Vehicle Laws – Traffic Safety

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

Affirmative – 140 Negative – 0 (See Roll Call No. 849)

The Bill was then returned to the Senate.

Senate Bill 451 – ~~Senator Guzzone~~ Senators Guzzone and McFadden

AN ACT concerning

Vehicle Laws – Title Fees – Rental Vehicles

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

Affirmative – 136 Negative – 4 (See Roll Call No. 850)

The Bill was then returned to the Senate.

Senate Bill 551 – Senators Rosapepe, Astle, Bates, Cassilly, Eckardt, Edwards, Feldman, Guzzone, Hershey, Hough, Kagan, King, Manno, Mathias, Montgomery, Norman, Peters, Pinsky, Raskin, ~~Ready~~, and Young

AN ACT concerning

Land Use – Plans – Development and Adoption

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

Affirmative – 139 Negative – 1 (See Roll Call No. 851)

The Bill was then returned to the Senate.

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

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

Affirmative – 139 Negative – 0 (See Roll Call No. 852)

The Bill was then returned to the Senate.

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 76	Del. B. Barnes	State Retirement and Pension System – Accumulated Contributions of Nonvested Former Members

HB 78	Del. B. Barnes	State Retirement and Pension System – Noncontributory Pension Benefit – Definition
HB 79	Del. B. Barnes	Correctional Officers’ Retirement System – Membership and Eligibility for Retirement
HB 134	Charles County Delegation	Charles County – Property Tax Credit – New or Expanding Businesses
HB 135	Charles County Delegation	Charles County – School Construction Excise Tax Rates
HB 217	Del. B. Barnes	State Retirement and Pension System – Credit for Unused Sick Leave – Clarification
HB 507	Del. Anderson	Baltimore City – Property Tax Credit – Supermarkets
HB 549	Del. Valentino–Smith	Video Lottery Facility Payouts – Intercepts for Restitution Payments
HB 750 (Emerg)	Del. B. Robinson	Md Consoldtd Capital Bond Lns of 2013 and 2014 – Balt Cty – Skatepark of Balt at Roosevelt Pk
HB 826	Del. Hixson	Estate Tax – Alternative Payment Schedule – Penalty Prohibition
HB 828	Del. Hixson	Estate Tax – Filing of Tax Returns
HB 902	Calvert County Delegation	Calvert County – Public Facilities Bonds
HB 907	Del. W. Miller	Employees’ Pension System – Town of Sykesville – Service Credit
HB 925 (Emerg)	Del. Barve	Maryland Consolidated Capital Bond Loan of 2011 – Montgomery County – Water Park at Bohrer Park
HB 970	Del. D. Barnes	Prince George’s County – Transfer Tax – Deputy Sheriffs

HB 1035 Del. Oaks Baltimore City – Tax Sales

By Order,

Sylvia Siegert
Chief Clerk

Read and ordered journalized.

QUORUM CALL

The presiding officer announced a quorum call, showing 140 Members present.

(See Roll Call No. 853)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (SENATE BILLS) #21

Senate Bill 449 – Senator Conway

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 – 139 Negative – 0 (See Roll Call No. 854)

The Bill was then returned to the Senate.

Senate Bill 513 – Senator Klausmeier

AN ACT concerning

**Hospitals – Rate-Setting – Participation in 340B Program Under the Federal
Public Health Service Act**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 855)

The Bill was then returned to the Senate.

Senate Bill 573 – Senator Kelley

AN ACT concerning

**Insurance – Standard Valuation Law and Reserve and Nonforfeiture
Requirements**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 856)

The Bill was then returned to the Senate.

Senate Bill 575 – Senator Nathan–Pulliam

AN ACT concerning

**Health Occupations – Alcohol and Drug Counselors – Qualifications and
Practice Limitations**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 857)

The Bill was then returned to the Senate.

Senate Bill 576 – Senator Pugh

AN ACT concerning

**9–1–1 Emergency Telephone System – Multiple–Line Telephone Systems – Direct
Dial
(Kari’s Law)**

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

Affirmative – 140 Negative – 0 (See Roll Call No. 858)

The Bill was then returned to the Senate.

**Senate Bill 596 – Chair, Finance Committee (By Request – Departmental – Health
and Mental Hygiene)**

AN ACT concerning

Health Care Facilities – Surveys, Inspections, and External Reviews

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

Affirmative – 140 Negative – 0 (See Roll Call No. 859)

The Bill was then returned to the Senate.

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

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

Affirmative – 140 Negative – 0 (See Roll Call No. 860)

The Bill was then returned to the Senate.

Senate Bill 626 – Senators Montgomery and Lee

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 – 140 Negative – 0 (See Roll Call No. 861)

The Bill was then returned to the Senate.

Senate Bill 743 – Senators Lee, Guzzone, Kagan, King, Madaleno, Manno, Montgomery, Nathan–Pulliam, Pugh, ~~and Raskin~~ Raskin, Feldman, and Kelley

AN ACT concerning

Vital Records – New Certificates of Birth – Sex Change or Diagnosis of an Intersex Condition

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

Affirmative – 91 Negative – 49 (See Roll Call No. 862)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #14

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

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

Affirmative – 132 Negative – 7 (See Roll Call No. 863)

The Bill was then returned to the Senate.

Senate Bill 299 – Harford County Senators

AN ACT concerning

Harford County – Alcoholic Beverages – Refillable Wine Container Permits

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

Affirmative – 140 Negative – 0 (See Roll Call No. 864)

The Bill was then returned to the Senate.

Senate Bill 339 – Senator Conway

AN ACT concerning

Alcoholic Beverages – Baltimore City – Belvedere Square

FLOOR AMENDMENT

SB0339/653123/1

BY: Delegate Barkley

AMENDMENT TO SENATE BILL 339
(Third Reading File Bill)

On page 2, in line 15, after “CONSUMED” insert a colon; in line 16, strike “WITHIN” and substitute “(I) WITHIN”; and in line 17, after “AVENUE” insert “; AND”

(II) WHILE CROSSING FROM THE SOUTH SIDE OF EAST BELVEDERE AVENUE TO THE NORTH SIDE OF EAST BELVEDERE AVENUE DURING A PERMITTED SPECIAL EVENT THAT RESULTS IN THE CLOSURE OF EAST BELVEDERE AVENUE”.

The preceding amendment was read and adopted.

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

Affirmative – 140 Negative – 0 (See Roll Call No. 865)

The Bill was then returned to the Senate.

Senate Bill 354 – Senator Hershey

AN ACT concerning

Queen Anne’s County Alcoholic Beverages Act of 2015

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

Affirmative – 139 Negative – 0 (See Roll Call No. 866)

The Bill was then returned to the Senate.

Senate Bill 362 – Calvert County Senators

AN ACT concerning

Calvert County – Public Facilities Bonds

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

Affirmative – 139 Negative – 0 (See Roll Call No. 867)

The Bill was then returned to the Senate.

Senate Bill 423 – Senator Rosapepe

AN ACT concerning

Alcoholic Beverages – Towne Centre at Laurel – Class A License

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

Affirmative – 139 Negative – 0 (See Roll Call No. 868)

The Bill was then returned to the Senate.

Senate Bill 501 – Senators Young and Hough

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 – 140 Negative – 0 (See Roll Call No. 869)

The Bill was then returned to the Senate.

Senate Bill 633 – Washington County Senators

AN ACT concerning

Alcoholic Beverages – Washington County – Refillable Container Permit

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

Affirmative – 140 Negative – 0 (See Roll Call No. 870)

The Bill was then returned to the Senate.

Senate Bill 643 – Senator Edwards

AN ACT concerning

Alcoholic Beverages – Micro-Breweries – Additional License

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

Affirmative – 140 Negative – 0 (See Roll Call No. 871)

The Bill was then returned to the Senate.

Senate Bill 663 – Carroll County Senators

AN ACT concerning

Carroll County – Public Facilities Bonds

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

Affirmative – 140 Negative – 0 (See Roll Call No. 872)

The Bill was then returned to the Senate.

SPECIAL ORDERS

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

Senate Bill 802 – Senators Cassilly, Astle, Eckardt, Edwards, Hershey, Hough, Jennings, Muse, Peters, Reilly, Salling, Serafini, ~~and Simonaire~~ Simonaire, Benson, Feldman, Klausmeier, Mathias, and Pugh

AN ACT concerning

~~State Highway Administration~~ Department of Transportation – Dedication of Structures – Gold Star Families (Hero’s Highway Act)

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

Read the second time and ordered prepared for Third Reading.

House Bill 552 – Delegates Pendergrass and Hammen

AN ACT concerning

Health Insurance – Medical Stop–Loss Insurance – Small Employers

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

FLOOR AMENDMENT

HB0552/863420/1

BY: Delegate Fisher

AMENDMENTS TO HOUSE BILL 552, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 11, before “providing” insert “requiring the Maryland Economic Development and Business Climate Commission or, subject to a certain contingency, the Advisory Council on the Impact of Regulations on Small Businesses to study the anticipated impact of certain provisions of this Act on small businesses in the State; requiring the Commission or Advisory Council to submit a certain report to the Governor and the General Assembly on or before a certain date;”; and in line 12, before “defining” insert “providing for the effective dates of this Act;”.

AMENDMENT NO. 2

On page 3 of the bill, in line 3, strike “**2015**” and substitute “**2016**”.

On page 1 of the Health and Government Operations Committee Amendments (HB0552/206582/1), in line 4 of Amendment No. 3, strike “**2015**” and substitute “**2016**”.

On page 2 of Health and Government Operations Committee Amendments, in line 2 of Amendment No. 3, strike “**2015**” and substitute “**2016**”.

On page 5 of the bill, in line 6, after “That” insert “Section 1 of”; in line 8, strike “2015” and substitute “2016”; after line 8, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That:

(a) The Maryland Economic Development and Business Climate Commission (Augustine Commission) or, if Chapter (H.B. 939) of the Acts of the General Assembly of 2015 takes effect, the Advisory Council on the Impact of Regulations on Small Businesses established by Chapter (H.B. 939) of the Acts of the General Assembly of 2015, shall study the anticipated impact of Section 1 of this Act on small businesses in the State.

(b) On or before June 1, 2016, the Augustine Commission or the Advisory Council shall submit a report of its findings to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.

SECTION 5. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall take effect June 1, 2016.”;

and in line 9, after “That” insert “, except as provided in Section 5 of this Act.”.

On page 7 of the Health and Government Operations Committee Amendments, in line 9 of Amendment No. 6, strike “4.” and substitute “6.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 52 Negative – 83 (See Roll Call No. 873)

FLOOR AMENDMENT

HB0552/103624/1

BY: Delegate O’Donnell

AMENDMENTS TO HOUSE BILL 552, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 11, before “providing” insert “authorizing the Maryland Insurance Commissioner, notwithstanding any other provision of law, to authorize health insurance carriers to renew health benefit plans for certain employers for certain policy years if the carriers comply with certain terms and conditions.”.

AMENDMENT NO. 2

On page 5 of the bill, after line 8, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, the Maryland Insurance Commissioner may authorize all health insurance carriers to renew health benefit plans for all employers that purchase health benefit plans in the large group insurance market but that, as of January 1, 2016, will be redefined by § 1304(b) of the Affordable Care Act as small employers that must purchase health benefit plans in the small group insurance market, if the carriers comply with the terms and conditions established by the Bulletin on Extended Transition to Affordable Care Act–Compliant Policies issued by the Centers for Medicare & Medicaid Services on March 5, 2014. The authority granted by this Section applies only to policy years beginning on January 1, 2016, through September 30, 2016.”.

On page 7 of the Health and Government Operations Committee Amendments (HB0552/206582/1), in line 9 of Amendment No. 6, strike “4.” and substitute “5.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 51 Negative – 78 (See Roll Call No. 874)

FLOOR AMENDMENT

HB0552/513629/1

BY: Delegate W. Miller

AMENDMENTS TO HOUSE BILL 552, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

In the Health and Government Operations Committee Amendments (HB0552/206582/1), strike Amendment Nos. 1, 2, 3, 4, 5, and 7 in their entirety.

On page 1 of the bill, in line 2, after “Employers” insert “– Study”; strike beginning with “of” in line 3 down through “change;” in line 12 and substitute “requiring the Maryland Insurance Administration to conduct a study of the use of medical stop-loss insurance in self-funded employer health plans; requiring the Administration to solicit information from stakeholders, including certain persons, and hold certain hearings; requiring the study to include certain matters; requiring the Administration to submit certain reports to the Governor and certain legislative committees on or before certain dates;”; in line 13, after “to” insert “a study of”; in the same line, after “insurance” insert “and small employers”; strike in their entirety lines 14 through 18, inclusive; and in line 20, strike “the Laws of Maryland read as follows”.

AMENDMENT NO. 2

On pages 1 through 5 of the bill, strike in their entirety the lines beginning with line 21 on page 1 through line 8 on page 5, inclusive.

On page 3 of the Health and Government Operations Committee Amendments, in line 2 of Amendment No. 6, strike “SECTION 2. AND BE IT FURTHER ENACTED, That:”.

On page 7 of the Health and Government Operations Committee Amendments, in line 9 of Amendment No. 6, strike “3.”; and in the same line, strike “4.” and substitute “2.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 49 Negative – 80 (See Roll Call No. 875)

FLOOR AMENDMENT

HB0552/533021/1

BY: Delegate W. Miller

AMENDMENT TO HOUSE BILL 552, AS AMENDED

(First Reading File Bill)

On page 1 of the Health and Government Operations Committee Amendments (HB0552/206582/1), in lines 1 and 4 of Amendment No. 3, in each instance, strike “**JUNE**” and substitute “**OCTOBER**”.

On page 2 of the Health and Government Operations Committee Amendments, in line 2 of Amendment No. 3, strike “**MAY 31**” and substitute “**SEPTEMBER 30**”.

On page 5 of the bill, in lines 8 and 9, in each instance, strike “June” and substitute “October”.

On page 7 of the Health and Government Operations Committee Amendments, in line 2 of Amendment No. 7, strike “and 1 month”; and in the same line, strike “June” and substitute “September”.

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

Affirmative – 49 Negative – 85 (See Roll Call No. 876)

Read the second time and ordered prepared for Third Reading.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 172 – Senator Gladden

AN ACT concerning

Juveniles – Transfer Determinations – Confinement in Juvenile Facilities

FOR the purpose of requiring a court exercising criminal jurisdiction in a case involving a child, or the District Court at a bail review or preliminary hearing involving a child, to order a certain child to be held in a secure juvenile facility pending a certain transfer determination except under certain circumstances; requiring the District Court to state the reasons for a certain finding on the record under certain circumstances; and generally relating to the confinement of juveniles.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 4–202
Annotated Code of Maryland
(2008 Replacement Volume and 2014 Supplement)

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

Senate Joint Resolution 2 – Senators Pinsky, Benson, Conway, Feldman, Ferguson, Gladden, Guzzone, King, Lee, Manno, McFadden, Montgomery, Nathan–Pulliam, Ramirez, and Raskin

A Senate Joint Resolution concerning

United States Constitution – Amendments Convention – Democracy Amendment

FOR the purpose of applying to the U.S. Congress for an amendments convention called under Article V of the U.S. Constitution, on the application of the legislatures of two-thirds of the several states, to propose an amendment to the U.S. Constitution that affirms every citizen's ~~freedom individual right to vote and restores free and fair elections in America~~, reserves inalienable political rights to natural persons, and authorizes regulation of campaign contributions and electioneering expenditures; and generally relating to an application to Congress for a convention to propose an amendment to the U.S. Constitution.

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

MESSAGE FROM THE SENATE

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

BILL: SB 0497
SPONSOR: Sen Pinsky, et al
SUBJECT: Commission to Review Maryland's Use of Assessments and Testing in Public Schools

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

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

Senator Pinsky, Chairman
Senator Rosapepe
Senator Salling.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: SB 0497

SPONSOR: Sen Pinsky, et al

SUBJECT: Commission to Review Maryland's Use of Assessments and Testing in Public Schools

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

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

The Senate has appointed:
Senator Pinsky, Chair
Senator Rosapepe
Senator Salling.

The House appoints:
Delegate A. Washington, Chairman
Delegate Shoemaker, and
Delegate Ebersole.

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

QUORUM CALL

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

(See Roll Call No. 877)

ADJOURNMENT

At 1:55 P.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day April 3, 2015, Calendar Day Thursday, April 9, 2015.

Annapolis, Maryland
Legislative Day: April 3, 2015
Calendar Day: Thursday, April 9, 2015

The House met at 10:04 A.M. and pledged Allegiance to the Flag.

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

QUORUM CALL

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

(See Roll Call No. 878)

The Journal of April 2, 2015 was read and approved.

EXCUSES:

Del. Aumann – medical

Del. Proctor – illness

THE COMMITTEE ON APPROPRIATIONS REPORT #11

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

**Senate Bill 490 – Senators King, Feldman, Kagan, Lee, Madaleno, Manno,
Montgomery, ~~and Raskin~~ Raskin, Currie, Guzzone, and Peters**

AN ACT concerning

**Capital Grant Program for Local School Systems With Significant Enrollment
Growth or Relocatable Classrooms**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 567 – Senator Gladden

AN ACT concerning

Department of Human Resources – State Child Welfare System – Report

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:

Senate Bill 761 – Senators Feldman, Brochin, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Middleton, Montgomery, Ramirez, Raskin, Rosapepe, and Waugh

AN ACT concerning

**Disabled Individuals – Task Force on the Maryland ABLÉ Program –
~~Established~~**

SB0761/524266/1

BY: Appropriations Committee

AMENDMENT TO SENATE BILL 761

(Third Reading File Bill)

On page 38, in line 5, after “from” insert “the Department of Legislative Services, in consultation with”.

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:

Senate Bill 793 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

State Personnel – Automatic Step Increases – Standard Pay Plan

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #23

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

Senate Bill 673 – Senator Young

AN ACT concerning

Alcoholic Beverages – Brewing Company Off-Site Permit and Nonprofit Beer Festival Permit

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 864 – Senator Klausmeier

AN ACT concerning

State Board of Heating, Ventilation, Air-Conditioning, and Refrigeration Contractors – Cease and Desist Orders – Authority

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 902 – Senators Young and Hough

AN ACT concerning

Frederick County – Alcoholic Beverages Licenses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 906 – Senator Mathias

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 921 – Senator Pugh

AN ACT concerning

Baltimore City – Alcoholic Beverages – Penalties for Sales to Underage Persons

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 922 – Senator Serafini

AN ACT concerning

**City of Hagerstown – Alcoholic Beverages – Outdoor Festivals and Street
Festival Licenses**

Favorable report adopted.

FLOOR AMENDMENT

SB0922/383898/1

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 922

(Third Reading File Bill)

On page 3, in line 12, strike “THAT CLASS OF” and substitute “THE SPECIAL CLASS
C (ON-SALE) BEER AND WINE STREET FESTIVAL”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT
#12**

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

House Bill 243 – Delegates Carozza, Holmes, McMillan, O’Donnell, C. Wilson, and P. Young

AN ACT concerning

Procurement – Veteran–Owned Small Business Enterprises – Participation Goal

HB0243/886180/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 243

(First Reading File Bill)

On page 1, in the sponsor line, strike “and P. Young” and substitute “P. Young, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, Miele, Morgan, Morhaim, Oaks, Pena–Melnik, Pendergrass, Reznik, Rose, Saab, Sample–Hughes, West, and K. Young”; and in line 18, strike “5%” and substitute “1%”.

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 1290 – Delegates Adams, Anderton, Fisher, Hornberger, Jacobs, Mautz, and Otto

AN ACT concerning

**Managed Care Organizations – Enrollees Access to Pharmacy Services –
Requirements**

HB1290/656984/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1290

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Otto” and substitute “Otto, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Reznik, Rose, Saab, Sample–Hughes, West, and K. Young”; in line 2, before “Managed” insert “Medicaid”; in lines 2 and 3, strike “Enrollees Access to Pharmacy Services – Requirements” and substitute “Pharmacy Networks”; and strike beginning with “requiring” in line 4 down through “organizations” in line 10 and substitute “authorizing certain pharmacies to participate in the pharmacy network of a Medicaid managed care organization, under certain circumstances; and generally relating to pharmacy networks of Medicaid managed care organizations”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 6 through 27, inclusive, and substitute:

“(31) ANY PHARMACY IN THE STATE MAY PARTICIPATE IN THE PHARMACY NETWORK OF A MANAGED CARE ORGANIZATION IF THE PHARMACY:

(I) HOLDS A PERMIT UNDER TITLE 12 OF THE HEALTH OCCUPATIONS ARTICLE; AND

(II) AGREES TO ACCEPT THE TERMS AND REIMBURSEMENT ESTABLISHED BY THE MANAGED CARE ORGANIZATION.”

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB1290/306280/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 1290, AS AMENDED

In the Health and Government Operations Committee Amendments (HB1290/656984/1), in line 4 of Amendment No. 1, strike “and K. Young” and substitute “K. Young, Branch, Folden, and C. Wilson”.

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 with amendments:

**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

SB0350/616289/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 350

(Third Reading File Bill)

On page 2, in line 1, strike “**5%**” and substitute “**1%**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 391 – Senator Montgomery

AN ACT concerning

State Board of Morticians and Funeral Directors – Licenses, Permits, and Registrations – Processes and Criminal History Records Checks

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 516 – Senators Klausmeier, Currie, Eckardt, Ferguson, Madaleno, ~~and Middleton~~ Middleton, Astle, Benson, Feldman, Hershey, Jennings, Kelley, Mathias, Pugh, and Reilly

AN ACT concerning

Public Health – Overdose Response Program

SB0516/586681/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 516
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, after “circumstances;” insert “providing for a certain exception to certain training requirements;”.

AMENDMENT NO. 2

On page 5, in line 16, after “(C)” insert “**(1)**”; and after line 20, insert:

“(2) A PATIENT WHO RECEIVES A NALOXONE PRESCRIPTION UNDER PARAGRAPH (1) OF THIS SUBSECTION IS NOT SUBJECT TO THE TRAINING REQUIREMENTS UNDER § 13-3104(D) 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:

Senate Bill 607 – Senators Klausmeier, Astle, Bates, Benson, Cassilly, Conway, Currie, DeGrange, Edwards, Feldman, Ferguson, Guzzone, Hershey, Hough, Jennings, Kagan, Kasemeyer, King, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Montgomery, Muse, Nathan–Pulliam, Norman, Peters, Pinsky, Pugh, Ramirez, Raskin, Rosapepe, Salling, Waugh, Young, Zirkin, Serafini, and Ready

AN ACT concerning

~~**Maryland Opioid Use Disorder Consortium**~~
Joint Committee on Behavioral Health and Opioid Use Disorders

SB0607/676289/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 607
(Third Reading File Bill)

On page 8, in line 6, strike “EVALUATE” and substitute “MONITOR”; strike beginning with the first “THE” in line 9 down through “(IV)” in line 13; strike beginning with “DEVELOPED” in line 13 down through “UNIT” in line 16; in lines 17, 18, 23, and 25, strike “(V)”, “(VI)”, “(VIII)”, and “(IX)”, respectively, and substitute “(III)”, “(IV)”, “(V)”, and “(VI)”, respectively; strike in their entirety lines 20 through 22, inclusive; in line 25, strike “LAWS ESTABLISHING”; in line 26, after “TEAMS;” insert “AND”; and strike in their entirety lines 27 through 30, inclusive.

On page 9, in line 1, strike “(XI)” and substitute “(VII)”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 662 – Senators Ready, Brochin, Eckardt, and Edwards

AN ACT concerning

State Finance and Procurement – One Maryland Blue Ribbon Commission

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

Senate Bill 695 – Senator Raskin

AN ACT concerning

General Provisions – Public Information Act – Enforcement, Fees, and Exemptions

SB0695/386684/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 695

(Third Reading File Bill)

AMENDMENT NO.1

On page 1, strike beginning with “authorizing” in line 11 down through “sites;” in line 12.

On page 2, in line 20, strike “comply” and substitute “produce a public record in accordance”; in line 22, after “dispute” insert “unless the custodian complies with a certain provision of law and is working with a certain applicant in good faith”; in line 35, strike “provide certain proof” and substitute “demonstrate”; in line 36, after “Ombudsman” insert “certain applicability or harm”; and in line 37, after “exemption;” insert “authorizing a complainant or custodian to appeal a certain decision to a certain circuit court;”.

On page 3, in line 7, strike “and 4-301;” and substitute “4-301;”; and in the same line, after “4-362” insert a semicolon.

AMENDMENT NO. 2

On page 8, strike in their entirety lines 9 through 11, inclusive, and substitute:

“(2) (I) ONE MEMBER OF THE BOARD SHALL BE A REPRESENTATIVE:”;

in lines 13, 15, 17, 19, 20, 21, 23, and 25, strike **“(I)”**, **“(II)”**, **“(III)”**, **“(4)”**, **“(I)”**, **“(II)”**, **“(III)”**, and **“(5)”**, respectively, and substitute **“1.”**, **“2.”**, **“3.”**, **“(II)”**, **“1.”**, **“2.”**, **“3.”**, and **“(4)”**, respectively; in line 19, strike **“WHO”** and substitute **“SHALL”**; in lines 20 and 21, in each instance, strike **“HAS”** and substitute **“HAVE”**; in line 23, strike **“IS”** and substitute **“BE”**; and after line 24, insert:

“(III) 1. THREE MEMBERS OF THE BOARD SHALL BE PRIVATE CITIZENS OF THE STATE.

2. A PRIVATE CITIZEN MEMBER OF THE BOARD MAY NOT BE:

A. A CUSTODIAN OF A PUBLIC RECORD;

B. A MEMBER OF THE NEWS MEDIA; OR

C. A STAFF MEMBER OR SPOKESPERSON FOR AN ORGANIZATION THAT REPRESENTS THE INTERESTS OF CUSTODIANS OR APPLICANTS FOR PUBLIC RECORDS.

(3) AT LEAST ONE MEMBER OF THE BOARD SHALL BE AN ATTORNEY ADMITTED TO THE MARYLAND BAR.”

On page 9, in line 14, strike beginning with **“AND”** through **“SITE”**; and in lines 17, 19, 20, and 23, strike **“(1)”**, **“(2)”**, **“(6)”**, and **“(5)”**, respectively, and substitute **“1.”**, **“2.”**, **“(5)”**, and **“(4)”**, respectively.

On page 16, strike beginning with **“§ 10-222”** in line 4 down through **“ARTICLE”** in line 5 and substitute **“§ 4-362 OF THIS TITLE”**.

On page 17, strike beginning with the second **“AND”** in line 7 down through **“SITE”** in line 8.

AMENDMENT NO. 3

On page 18, in line 4, after “(B)” insert “(1)”; in line 5, after “NOT” insert “:

(I)”;

in the same line, after “RECORDS” insert “OR REDACTED INFORMATION”; and in line 6, after “CUSTODY” insert “TO THE OMBUDSMAN OR AN APPLICANT; OR

(II) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, DISCLOSE INFORMATION RECEIVED FROM AN APPLICANT OR CUSTODIAN WITHOUT WRITTEN CONSENT FROM THE APPLICANT AND CUSTODIAN.

(2) THE OMBUDSMAN MAY DISCLOSE INFORMATION RECEIVED FROM AN APPLICANT OR CUSTODIAN TO THE ASSISTANT ATTORNEY GENERAL ASSIGNED TO THE OFFICE OF THE OMBUDSMAN”.

On page 19, strike beginning with “IF” in line 9 down through “DISPUTE” in line 11 and substitute “FAILURE TO PRODUCE THE PUBLIC RECORD IN ACCORDANCE WITH THIS SUBSECTION CONSTITUTES A DENIAL OF AN APPLICATION THAT MAY NOT BE CONSIDERED THE RESULT OF A BONA FIDE DISPUTE UNLESS THE CUSTODIAN HAS COMPLIED WITH PARAGRAPH (2) OF THIS SUBSECTION AND IS WORKING WITH THE APPLICANT IN GOOD FAITH”; in line 19, strike “, INCLUDING” and substitute “AND,”; in line 20, after “TITLE” insert a comma; in the same line, strike “HOW THE”; and strike beginning with “OFFICIAL” in line 22 down through “RECORD” in line 24 and substitute “WHY THE DENIAL IS NECESSARY”.

AMENDMENT NO. 4

On page 23, in line 13, strike “PROVE” and substitute “DEMONSTRATE”.

On page 24, in line 1, after “(a)” insert “(1)”; in the same line, strike “Whenever” and substitute “SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, WHENEVER”; strike beginning with “for” in line 3 down through “located” in line 6; and after line 6, insert:

“(2) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, A COMPLAINANT OR CUSTODIAN MAY APPEAL TO THE CIRCUIT COURT A DECISION ISSUED BY THE STATE PUBLIC INFORMATION ACT COMPLIANCE BOARD AS PROVIDED UNDER § 4-1A-10 OF THIS TITLE.

(3) A COMPLAINT OR AN APPEAL UNDER THIS SUBSECTION SHALL BE FILED WITH THE CIRCUIT COURT FOR THE COUNTY WHERE:

(I) THE COMPLAINANT RESIDES OR HAS A PRINCIPAL PLACE OF BUSINESS; OR

(II) THE PUBLIC RECORD IS LOCATED.”.

AMENDMENT NO. 5

On page 26, strike beginning with “on” in line 6 down through “2016,” in line 7; in line 9, strike “report” and substitute “submit an interim report on or before December 31, 2016, on its preliminary findings and a final report on or before December 31, 2017,”; in line 13, after “whether” insert “the neutrality and”; after line 21, insert:

“(4) an analysis of the denial process used by custodians;”;

in lines 22 and 25, strike “(4)” and “(5)”, respectively, and substitute “(5)” and “(6)”, respectively; strike beginning with the first “the” in line 22 down through “business” in line 23 and substitute “an analysis of requested public records”; in line 25, strike “whether the application” and substitute “an analysis”; in the same line, after “law” insert “exemptions”; and strike beginning with the first “to” in line 26 down through “Act” in line 27.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 757 – Chair, Finance Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Public Health – ~~Drug Overdose Prevention~~ Prescription Drug Monitoring Program – Required Disclosures

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 792 – ~~Senator Astle~~ Senators Astle, Benson, Feldman, Hershey, Jennings, Kelley, Klausmeier, Mathias, Middleton, Pugh, and Reilly

EMERGENCY BILL

AN ACT concerning

Public Health – Nondiscrimination in Access to Anatomical Gifts and Organ Transplantation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 796 – Senators Nathan–Pulliam, Benson, Ferguson, Kelley, Montgomery, Rosapepe, and Young

AN ACT concerning

Public Health – Maryland AIDS Drug Assistance Program – Expansion of Eligibility and Services – Pharmaceutical Rebate Coverage

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 829 – Senator Conway

AN ACT concerning

Audiologists and Speech–Language Pathologists – Licensure Exemption – Clinical Training

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

Senate Bill 852 – Senators Young, Kagan, Klausmeier, Montgomery, and Ready

AN ACT concerning

Public Information Act – List of Contact Information for Governmental Unit Representatives

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON JUDICIARY REPORT #19

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 164 – Delegate Dumais

AN ACT concerning

Judgments – Appeals – Supersedeas Bond

HB0164/882116/1

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 164

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 24, strike “\$50,000,000” and substitute “\$100,000,000”.

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:

Senate Bill 847 – Senators Miller and Jennings

CONSTITUTIONAL AMENDMENT

AN ACT concerning

Judges – Mandatory Retirement Age

SB0847/172916/1

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 847

(Third Reading File Bill)

AMENDMENT NO. 1On page 4, in line 6, strike “APPOINTED” and substitute “WHO:”

(1) IS ELECTED, APPOINTED,”;

and in line 7, strike “THIS ARTICLE” and substitute “ARTICLE XIV OF THIS CONSTITUTION”.AMENDMENT NO. 2On page 4, in line 8, after “ADOPTED” insert “; OR”

(2) (I) IS UNDER THE AGE OF SEVENTY YEARS AS OF THE DATE ON WHICH THE GOVERNOR ISSUES A PROCLAMATION UNDER § 1 OF ARTICLE XIV OF THIS CONSTITUTION DECLARING THE AMENDMENTS TO BE ADOPTED;

(II) REACHES THE AGE OF SEVENTY YEARS BEFORE THE DATE THAT THE JUDGE IS ELIGIBLE TO BE ELECTED, APPOINTED, OR REAPPOINTED; AND

(III) APPLIES FOR, AND IS GRANTED, AN EXTENSION BY THE GOVERNOR TO SERVE UNTIL THE JUDGE COMPLETES THE JUDGE’S CURRENT TERM OR ATTAINS THE AGE OF SEVENTY–THREE YEARS, WHICHEVER OCCURS FIRST”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Vallario moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

QUORUM CALL

The presiding officer announced a quorum call, showing 139 Members present.

(See Roll Call No. 879)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #56

House Bill 472 – Delegate Jameson

AN ACT concerning

Telephone Companies – Streamlined Regulatory Requirements

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 880)

The Bill was then sent to the Senate.

House Bill 552 – Delegates Pendergrass and Hammen

AN ACT concerning

Health Insurance – Medical Stop–Loss Insurance – Small Employers

Read the third time and passed by yeas and nays as follows:

Affirmative – 90 Negative – 49 (See Roll Call No. 881)

The Bill was then sent to the Senate.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

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**

STATUS OF BILL: BILL ON 3RD READING.

Delegate Barve moved to make the Bill a Special Order for Friday.

The motion was adopted.

Senate Bill 702 – Senators Jennings, Klausmeier, and Salling

AN ACT concerning

**Baltimore County – Property Tax Credit – Homes Near a Refuse Disposal
System**

STATUS OF BILL: BILL ON 3RD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 4 (See Roll Call No. 882)

The Bill was then returned to the Senate.

Senate Bill 755 – Senator Simonaire

AN ACT concerning

Election Law – Campaign Finance – Central Committee Candidates

STATUS OF BILL: BILL ON 3RD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 883)

The Bill was then returned to the Senate.

THE COMMITTEE ON WAYS AND MEANS REPORT #20

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 637 – Washington County Senators

AN ACT concerning

Washington County – Hotel Rental Tax Revenue Distribution – Annual Reports

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

Senate Bill 766 – ~~Senator Ready~~ Senators Ready, Manno, Currie, Edwards, Serafini, and Eckardt

AN ACT concerning

Agricultural Land Transfer Tax – ~~Application~~ Rate Determination

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 929 – Senators King and Miller

AN ACT concerning

Video Lottery Terminal Revenues – Standardbred Owners and Trainers – Benefit Programs

SB0929/105866/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 929

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “amount” insert “of certain purses”; and in line 11, after “Secretary;” insert “defining a certain term.”.

AMENDMENT NO. 2

On page 2, after line 1, insert:

“(A) IN THIS SECTION, “OPEN PURSE” MEANS ANY PURSE, EXCEPT FOR ONE OFFERED IN A RACE FUNDED BY THE MARYLAND STANDARDBRED RACE FUND.”;

in lines 2, 10, and 21, strike “(A)”, “(B)”, and “(C)”, respectively, and substitute “(B)”, “(C)”, and “(D)”, respectively; in line 5, strike “(B)” and substitute “(C)”; strike beginning with “AN” in line 7 down through “ALLOCATED” in line 8 and substitute “THE SECRETARY MAY ALLOCATE TO THE ORGANIZATION THAT REPRESENTS A MAJORITY OF THE STANDARDBRED OWNERS AND TRAINERS IN THE STATE AN AMOUNT”; in line 9, after “UNDER” insert “THIS”; in the same line, strike “(A) OF THIS SECTION”; after line 9, insert:

“(3) THE AMOUNT ALLOCATED BY THE SECRETARY UNDER PARAGRAPH (2) OF THIS SUBSECTION, IN ADDITION TO ANY AMOUNT AGREED ON UNDER A CONTRACTUAL ARRANGEMENT WITH TRACK LICENSEES, MAY NOT EXCEED 2% OF ALL OPEN PURSES.”;

in line 11, strike “(A)” and substitute “(B)”; and in line 21, strike “(B)” and substitute “(C)”.

AMENDMENT NO. 3

On page 3, in line 1, strike “(D)” and substitute “(E)”; in line 2, strike “(A)” and substitute “(B)”; in line 3, after “REGULATION” insert “IN A FORM SATISFACTORY TO THE SECRETARY”; and strike lines 4 through 6 in their entirety and substitute:

“(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 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 884)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (SENATE BILLS) #23

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 885)

The Bill was then returned to the Senate.

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 124 Negative – 15 (See Roll Call No. 886)

The Bill was then returned to the Senate.

**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**

FLOOR AMENDMENT

SB0398/823690/1

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 398, AS AMENDED

On page 8 of the Economic Matters Committee Amendments (SB0398/493293/1),
after line 17 of Amendment No. 2, insert:

**“(15) THE COMMISSION SHALL LIMIT THE PILOT PROGRAM IN SUCH A
WAY THAT THE COMMISSION MAY CONDUCT A MEANINGFUL STUDY OF THE PILOT
PROGRAM AND ITS RESULTS, INCLUDING:**

**(I) THE APPROPRIATE NUMBER OF COMMUNITY SOLAR
ENERGY GENERATING SYSTEMS TO BE INCLUDED IN THE PILOT PROGRAM;**

**(II) THE APPROPRIATE AMOUNT OF GENERATING CAPACITY OF
THE COMMUNITY SOLAR ENERGY GENERATING SYSTEMS TO BE INCLUDED IN THE
PILOT PROGRAM; AND**

**(III) A VARIETY OF APPROPRIATE GEOGRAPHICAL AREAS IN THE
STATE FOR LOCATING COMMUNITY SOLAR ENERGY GENERATING SYSTEMS TO BE
INCLUDED IN THE PILOT PROGRAM.”**

The preceding amendment was read and adopted.

Read the third time and passed by yeas and nays as follows:

Affirmative – 122 Negative – 17 (See Roll Call No. 887)

The Bill was then returned to the Senate.

Senate Bill 441 – Senator Hershey

AN ACT concerning

Maryland Energy Administration – Annual Report – Grants

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 888)

The Bill was then returned to the Senate.

Senate Bill 553 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Motor Clubs – Scope of Law – Fees

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 889)

The Bill was then returned to the Senate.

Senate Bill 707 – Senator Eckardt

AN ACT concerning

Alcoholic Beverage Tax Returns – Manufacturers and Wholesalers – Due Date

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 890)

The Bill was then returned to the Senate.

Senate Bill 818 – Senators Nathan-Pulliam and Pugh, Pugh, and Ferguson

AN ACT concerning

Alcoholic Beverages – Baltimore City – ~~Class BWLT License~~ Transfer or Issuance of Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 891)

The Bill was then returned to the Senate.

Senate Bill 909 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

**Tri-County Council for Southern Maryland – ~~Powers~~ – ~~Property Interests~~
Purchase**

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 892)

The Bill was then returned to the Senate.

**Senate Bill 910 – Senators Middleton, Astle, Conway, DeGrange, Edwards,
Hershey, Jennings, Kasemeyer, Kelley, Klausmeier, ~~and McFadden~~
McFadden, Benson, Feldman, Mathias, Pugh, and Reilly**

AN ACT concerning

**Motor Vehicle Insurance – ~~Entry-Level~~ Commercial Truck Driver’s License
Holders – Study**

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 893)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #20

Senate Bill 49 – Senator Conway

AN ACT concerning

**State Board of Professional Counselors and Therapists – Examination of
Applicants, Licensees, Certificate Holders, and Trainees**

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 894)

The Bill was then returned to the Senate.

Senate Bill 160 – Senators Montgomery, Benson, Guzzone, Kelley, and Raskin

AN ACT concerning

**State Board of Morticians and Funeral Directors – Cease and Desist Orders and
Injunctive Relief – Authority**

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 895)

The Bill was then returned to the Senate.

Senate Bill 174 – Senator Eckardt

AN ACT concerning

Behavioral Health Administration – Behavioral Health Advisory Council

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 896)

The Bill was then returned to the Senate.

**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

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 2 (See Roll Call No. 897)

The Bill was then returned to the Senate.

Senate Bill 320 – Senator Nathan–Pulliam

AN ACT concerning

~~Maryland Health Care Commission – University of Maryland School of Medicine~~
~~– Workgroup to Study Issues Related to Uterine Fibroids – Study~~

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 898)

The Bill was then returned to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 899)

The Bill was then returned to the Senate.

Senate Bill 403 – ~~Senator Madaleno~~ Senators Madaleno and Ferguson

AN ACT concerning

Education – Maryland Council on Advancement of School-Based Health Centers

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 5 (See Roll Call No. 900)

The Bill was then returned to the Senate.

**Senate Bill 416 – Senators Kagan, Conway, Currie, Feldman, Ferguson, Guzzone,
Kelley, King, Lee, Madaleno, Manno, McFadden, Montgomery, Pinsky,
Pugh, Raskin, Rosapepe, Waugh, and Young**

AN ACT concerning

**Health Insurance – ~~Mandated Benefits – In Vitro Fertilization and Artificial
Insemination Procedures~~ Coverage for Infertility Services**

Read the third time and passed by yeas and nays as follows:

Affirmative – 93 Negative – 45 (See Roll Call No. 901)

The Bill was then returned to the Senate.

Senate Bill 417 – Senator Lee

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. 902)

The Bill was then returned to the Senate.

Senate Bill 418 – Senator Lee

AN ACT concerning

Estates – Modified Administration – Final Report and Distribution – Extension

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 903)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #25

Senate Bill 802 – Senators Cassilly, Astle, Eckardt, Edwards, Hershey, Hough, Jennings, Muse, Peters, Reilly, Salling, Serafini, ~~and Simonaire~~ Simonaire, Benson, Feldman, Klausmeier, Mathias, and Pugh

AN ACT concerning

~~State Highway Administration~~ Department of Transportation – Dedication of Structures – Gold Star Families (Hero’s Highway Act)

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 904)

The Bill was then returned to the Senate.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #17

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1161 – Delegates Krimm, Afzali, Ciliberti, Folden, Frick, Vogt, and K. Young

AN ACT concerning

Ethan Saylor Center for Self-Advocates as Educators

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 1183 – Delegate Knotts

AN ACT concerning

Real Property – Contract for Sale of New Home

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:

Senate Bill 915 – Senators Jennings, DeGrange, Manno, Middleton, ~~and Montgomery~~ Montgomery, Astle, Kelley, Feldman, Benson, Reilly, Pugh, Mathias, and Hershey

AN ACT concerning

State Personnel – Selection Test Credits – Eligible Volunteer Fire, Rescue, or Emergency Medical Services Providers

The Bill was re-referred to the Committee on Appropriations.

AMENDED IN THE SENATE**House Bill 71 – The Speaker (By Request – Administration)**

AN ACT concerning

**Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2015,
and the Maryland Consolidated Capital Bond Loans of 2004, 2005, 2006, 2007,
2008, 2009, 2010, 2011, 2012, 2013, and 2014**

Delegate McIntosh moved that the House not concur in the Senate amendments.

MESSAGE TO THE SENATE

BILL: HB 0071

SPONSOR: The Spkr (Admin)

SUBJECT: Creation of a State Debt – Maryland Consolidated
Capital Bond Loan of 2015

By the Majority Leader:

Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate Jones, Chair

Delegate McIntosh

Delegate Gaines

Delegate Haynes

Delegate Zucker

In addition, the House has appointed in advisory capacity: Delegates Proctor and Beitzel.

Said Bill is returned herewith.

By Order,

Sylvia Siegert

Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

BILL: SB 0201
SPONSOR: Sen Conway
SUBJECT: State Board for the Certification of Residential
Child Care Program Professionals – Revisions

The Senate refuses to concur in the House amendments and respectfully requests the House recede from its position.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: SB 0201
SPONSOR: Sen Conway
SUBJECT: State Board for the Certification of Residential
Child Care Program Professionals – Revisions

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates does not recede in the House Amendments and respectfully requests the Senate to reconsider and concur.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate Hayes, Chairman
Delegate Angel, and
Delegate Morgan.

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

CONFERENCE COMMITTEE REPORTBILL NO.: **SB 334** SPONSOR: **Senator Madaleno**SUBJECT: **The Hunger-Free Schools Act of 2015**THIRD READING CALENDAR HOUSE NO. **11** SENATE NO. **19**Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That Amendment No. 2 of the attached Committee on Ways and Means Amendments (SB0334/135267/1) be adopted.

(2) That Amendment Nos. 1 and 3 of the Committee on Ways and Means Amendments (SB0334/135267/1) be rejected.

(3) That the attached Conference Committee Amendments (SB0334/383427/1) be adopted.

SB0334/135267/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 334

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike "Maryland"; in line 6, after "to" insert "submit a certain"; and in line 7, after "date;" insert "requiring the Department, the Department of Budget and Management, and the Department of Legislative Services to submit a certain report to certain committees of the General Assembly on or before a certain date;".

AMENDMENT NO. 2

On page 2, strike beginning with "**THROUGH**" in line 9 down through "**2020**" in line 10 and substitute "**AND 2018**"; strike beginning with "**UNITED**" in line 29 down through "**AGRICULTURE**" in line 30; in line 34, strike "**PROGRAM**" and substitute "**PROVISION**"; and after line 36, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That on or before December 1, 2015, the State Department of Education, the Department of Budget and Management, and the Department of Legislative Services shall report to the Senate Budget and Taxation Committee, the House Appropriations Committee, and the House Committee on Ways and Means, in accordance with § 2–1246 of the State Government Article, on:

(a) the research and analysis in the Adequacy of Funding for Education Study relating to using free and reduced–price meal eligibility as a proxy for representing economically disadvantaged students in the State compensatory education aid formula including:

(1) the proxies used in education formulas in other states, particularly states that participate in the Community Eligibility Provision of the federal Healthy, Hunger–Free Kids Act of 2010; and

(2) the identification and analysis of alternative indicators;

(b) the impact of the Community Eligibility Provision on the State compensatory aid program that uses free and reduced–price meal student count as a proxy for representing economically disadvantaged students in the State;

(c) trends in free and reduced–price meal student counts to compare the free and reduced–price meal student count used for school systems participating in the Community Eligibility Provision to the number of students who would be expected to qualify for free and reduced–price meals in the next 5 years based on past trends;

(d) preliminary recommendations on a new proxy or a revised free and reduced–price meal student count that could be used to represent economically disadvantaged students in the State compensatory education aid formula; and

(e) any proposed changes to the calculation under § 5–207(a)(3) of the Education Article, as enacted by Section 1 of this Act.”.

AMENDMENT NO. 3

On page 3, in lines 1 and 8, strike “2.” and “3.”, respectively, and substitute “3.” and “4.”, respectively; and in line 2, strike “Maryland”.

SB0334/383427/1

BY: Conference Committee

AMENDMENTS TO SENATE BILL 334

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 5 down through “date;” in line 7 and substitute “requiring the State Department of Education, the Department of Budget and Management, and the Department of Legislative Services to submit a certain report to certain committees of the General Assembly on or before a certain date;”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 1 through 7, inclusive.

Senate Members:

House Members:

Chair, **Richard S. Madaleno, Jr.**

Chair, **Mary L. Washington**

Bill Ferguson

Kevin B. Hornberger

Adelaide C. Eckardt

Eric Ebersole

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 905)

The Bill was then returned to the Senate.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

Senate Bill 847 – Senators Miller and Jennings

CONSTITUTIONAL AMENDMENT

AN ACT concerning

Judges – Mandatory Retirement Age

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

SB0847/393229/1

BY: Chair, Judiciary Committee

AMENDMENT TO SENATE BILL 847, AS AMENDED

In the House Judiciary Committee Amendments (SB0847/172916/1), in line 2 of Amendment No. 1, after “ELECTED,” insert “RE-ELECTED,”.

In the House Judiciary Committee Amendments, in line 6 of Amendment No. 2, after “ELECTED,” insert “RE-ELECTED,”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

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)**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT ADOPTED.

Read the second time and ordered prepared for Third Reading.

CONFERENCE COMMITTEE REPORT

BILL NO.: **HB 1105** SPONSOR: **Delegate Zucker**

SUBJECT: **Disabled Individuals – Task Force on the Maryland ABLE Program**

THIRD READING CALENDAR HOUSE NO. **39** SENATE NO. **4**

Hon. Thomas V. Mike Miller, Jr., President of the Senate
Hon. Michael E. Busch, Speaker of the House of Delegates

Your Conference Committee on the Disagreeing votes of the two Houses has met and, after full and free conference, recommends:

(1) That the attached Budget and Taxation Committee Amendments (HB1105/259438/1) be adopted.

(2) That the attached Conference Committee Amendments (HB1105/533629/1) be adopted.

HB1105/259438/1

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 1105, AS AMENDED

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 17, after “date;” insert “stating the intent of the General Assembly to establish an ABLE Program; requiring the General Assembly to consider legislation proposed by the Task Force to establish an ABLE Program; defining a certain term;”.

AMENDMENT NO. 2

On page 36, in line 16, strike “tax-exempt” and substitute “a tax exemption for”; in line 30, strike “and” and substitute “now, therefore;”; strike in their entirety lines 31 and 32, inclusive; and after line 34, insert:

“(a) “Maryland ABLE Program” means a program in Maryland allowing disabled individuals or their families to establish savings accounts to pay qualified expenses for disabled individuals authorized under the federal Achieving a Better Life Experience (ABLE) Act.

(b) It is the intent of the General Assembly that the State establish a Maryland ABLE Program.

(c) If the Task Force established under Section 2 of this Act determines that legislation is needed to establish the Maryland ABLE Program, the General Assembly shall consider legislation that is introduced in response to the findings of the Task Force.

SECTION 2. AND BE IT FURTHER ENACTED, That:”.

AMENDMENT NO. 3

On page 37, strike in their entirety lines 25 and 26, inclusive, and substitute:

“(d) The Department of Disabilities shall provide staff for the Task Force, with support from the College Savings Plans of Maryland, the Treasurer’s Office, and the Comptroller’s Office.”.

On page 38, in line 23, after “recommendations” insert “, and proposed legislation necessary to establish the ABLE Program”; and in line 25, strike “2.” and substitute “3.”.

HB1105/533629/1

BY: Conference Committee

AMENDMENT TO HOUSE BILL 1105, AS AMENDED

(Third Reading File Bill)

On page 2 of the Budget and Taxation Committee Amendments (HB1105/259438/1), in line 2 of Amendment No. 3, after “from” insert “the Department of Legislative Services, in consultation with”.

Senate Members:

House Members:

Chair, **Andrew A. Serafini**

Chair, **Craig J. Zucker**

Guy Guzzone

Theodore Sophocleus

Bill Ferguson

Mary Beth Carozza

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 906)

The Bill was then sent to the Senate.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 609 – Senators Brochin, Benson, Guzzone, Kelley, Lee, Madaleno, Manno, McFadden, Montgomery, Pinsky, Raskin, and Rosapepe

AN ACT concerning

**State Government – Office of the Child Welfare Ombudsman – ~~Establishment~~
Pilot Program**

FOR the purpose of establishing the Office of the Child Welfare Ombudsman Pilot Program in the Office of the Attorney General; providing for the purpose ~~and of the Pilot Program; providing for the~~ staffing of the Office; providing for the appointment, qualifications, term, and salary of the Child Welfare Ombudsman; requiring the Ombudsman to be a full-time State employee; authorizing the Attorney General to remove the Ombudsman under certain circumstances; providing that the Office shall include certain staff; ~~authorizing requiring the Ombudsman to appoint and employ certain staff and hire or contract with certain experts~~ hire certain staff; requiring the Ombudsman, under certain circumstances, to use the services and personnel of certain units; requiring certain units, under certain circumstances, to cooperate with the Ombudsman and certain staff; ~~requiring the Attorney General and the Secretary of Budget and Management to set minimum salaries, qualifications, and certain standards for positions in the Office~~; requiring that the budget for the Office be part of the budget of the Office of the Attorney General; providing that the ~~salaries~~ salary of ~~certain staff~~ the Ombudsman and certain expenses ~~must be~~ shall be as provided for in the State budget; ~~providing that certain personnel are subject to certain provisions of law; establishing certain procedures regarding certain salaries; requiring the Governor to provide funds in the State budget for the Office to employ certain staff~~; establishing the duties and powers of the Office and the Ombudsman; requiring the Department of Human Resources to provide additional staff to the Ombudsman under certain circumstances; establishing certain complaint policies and procedures; requiring the local departments of social services in certain counties to include certain information relating to the complaint procedures in the records of certain children; requiring the Ombudsman to treat certain complaints as confidential; and to protect the identities of certain persons involved in the complaint, and to establish certain response times and safety measures; requiring

the Office to provide certain training materials to certain individuals and inform certain children of certain information; exempting from disclosure under the Maryland Public Information Act records related to certain complaints; requiring the Ombudsman to submit certain reports to the Governor, ~~Secretary of Budget and Management~~, the Secretary of Human Resources, the Citizens Review Board for Children, the State Council on Child Abuse and Neglect, and the General Assembly; requiring the Secretary of Human Resources to submit certain reports to the Governor, the Ombudsman, the Citizens Review Board for Children, the State Council on Child Abuse and Neglect, and the General Assembly; requiring the Ombudsman and the Secretary of Human Resources to remove certain information before submitting certain reports; ~~prohibiting a person from certain willful interference and discriminatory and retaliatory acts relating to complaints filed with the Office; establishing certain penalties~~; defining certain terms; providing for the termination of this Act; and generally relating to the Office of the Child Welfare Ombudsman.

BY adding to

Article – State Government

Section 6-501 through ~~6-511~~ ~~6-509~~ 6-508 to be under the new subtitle “Subtitle 5.

Office of the Child Welfare Ombudsman Pilot Program”

Annotated Code of Maryland

(2014 Replacement Volume)

Read the first time and referred to the Committee on Rules and Executive Nominations.

Senate Bill 723 – Senator Conway

AN ACT concerning

~~**Nurse Practitioner Full Practice Authority Act of 2015**~~

Certified Nurse Practitioners – Authority to Practice

FOR the purpose of repealing a certain prohibition against a certified nurse practitioner practicing in the State unless the nurse practitioner has an approved attestation that the nurse practitioner has an agreement for collaboration and consulting with a certain physician and will practice in accordance with certain standards; requiring a nurse practitioner to practice in accordance with certain standards; ~~repealing a requirement that the State Board of Nursing maintain a certain attestation and make the attestation available to the State Board of Physicians; requiring the State Board of Nursing, in consultation with the State Board of Physicians, to develop a certain plan~~ requiring certain applicants for initial certification as a nurse practitioner to identify, on a certain application, a certified nurse practitioner or a licensed physician to act as a mentor for a certain time period; altering the definition of “practice as a nurse practitioner” to include consulting and collaborating with a certain physician or any other health care provider as needed; defining a certain

term; requiring the State Board of Nursing to adopt certain regulations; and generally relating to the practice of nurse practitioners in the State.

BY adding to

Article – Health Occupations
Section 8–101(j)
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Health Occupations
Section 8–101(j) through (n) and 8–302(b)
Annotated Code of Maryland
(2014 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – Health Occupations
 Section 8–302(a)
 Annotated Code of Maryland
 (2014 Replacement Volume)

~~BY repealing and reenacting, with amendments,~~

~~Article – Health Occupations~~
~~Section 8–302(b)~~
~~Annotated Code of Maryland~~
~~(2014 Replacement Volume)~~

Read the first time and referred to the Committee on Rules and Executive Nominations.

Senate Bill 894 – Senators Pugh, Conway, McFadden, and Nathan–Pulliam

AN ACT concerning

**Procurement Preferences – ~~Blind Industries and Services of Maryland –~~
~~Janitorial Products Pricing and Selection Committees~~**

FOR the purpose of repealing the ~~requirement that a State or State-aided or controlled entity include in certain maintenance contracts a requirement that a prime contractor procure certain products from the Blind Industries and Services of Maryland under certain circumstances;~~ Pricing Committee for Blind Industries and Services of Maryland and merging the functions of the Committee with the Pricing and Selection Committee for the Employment Works Program; altering the membership and duties of a certain pricing and selection committee; requiring the Governor’s Office of Minority Affairs and the Department of General Services to report to certain committees of the General Assembly on or before certain dates; providing for the termination of certain provisions of this Act; and generally relating

to procurement preferences related to the Blind Industries and Services of Maryland preferences and pricing and selection committees.

BY repealing and reenacting, ~~with~~ without amendments,
 Article – State Finance and Procurement
 Section 14–103
 Annotated Code of Maryland
 (2009 Replacement Volume and 2014 Supplement)

BY repealing

Article – State Finance and Procurement
Section 14–104 and 14–105
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement
Section 14–106 and 14–107
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

Senate Bill 905 – ~~Senator Kasemeyer~~ Senators Kasemeyer, Madaleno, Currie, DeGrange, Ferguson, Guzzone, King, Manno, McFadden, and Peters Peters, and Klausmeier

AN ACT concerning

Income Tax – Film Production Activity Tax Credit

FOR the purpose of ~~extending~~ repealing certain termination provisions for a certain income tax credit allowed for certain entities that carry out certain film production activities in the State; altering the amount of certain tax credit certificates that the Secretary of Business and Economic Development may issue for certain fiscal years; establishing the Maryland Film Production Activity Tax Credit Reserve Fund; stating the intent of the General Assembly that the Governor include a certain appropriation to the Reserve Fund in the annual budget bill; requiring the Comptroller to transfer certain amounts from the Reserve Fund to the General Fund under certain circumstances; altering a reporting requirement under the credit to require the Department of Business and Economic Development to provide a list of companies in the State that qualified as certain minority business enterprises or certain small businesses and directly provided goods or services for film production activity during a certain period; requiring the Department to report to the Governor and the General Assembly on or before a certain date each year on certain tax credit amounts; requiring a qualified film production entity that receives the tax credit certificate to feature, under certain circumstances, a certain State promotional logo

in a certain project in a certain manner; providing that, in lieu of featuring a certain State promotional logo, the qualified film production entity may offer certain alternative marketing opportunities; providing for the application of this Act; and generally relating to income tax credits for certain film production activities.

BY repealing and reenacting, without amendments,

Article – Tax – General

Section 10–730(b)

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–730~~(e)~~ (d) through (g)

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

BY adding to

Article – Tax – General

Section 10–730(g) and (h)

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Chapter 516 of the Acts of the General Assembly of 2011, as amended by Chapter 28
of the Acts of the General Assembly of 2013

Section 2

Read the first time and referred to the Committee on Rules and Executive Nominations.

MESSAGE FROM THE SENATE

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

BILL: HB 0785

SPONSOR: Del Flanagan, et al

SUBJECT: Recreational Fishing Licenses – Duration and
Expiration Date

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:

Delegate Stein, Chair

Delegate Frush

Delegate Flanagan.

The Senate appoints:
Senator Bates, Chairman
Senator Kagan
Senator Simonaire.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE FROM THE SENATE

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: HB 0156
SPONSOR: Al Co Deleg, et al
SUBJECT: Environment – Bay Restoration Fund – Use of Funds

The Senate does not recede in the Senate amendments.

The Senate respectfully requests the House reconsider and concur.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 907)

ADJOURNMENT

At 11:17 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day April 4, 2015, Calendar Day Friday, April 10, 2015.

Annapolis, Maryland
Legislative Day: April 4, 2015
Calendar Day: Friday, April 10, 2015

The House met at 10:32 A.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 139 Members present.

(See Roll Call No. 908)

The Journal of April 3, 2015 was read and approved.

EXCUSES:

Del. Aumann – medical

Del. Proctor – illness

Del. Simonaire – left briefly – illness

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 1	Del. Glenn	Hghr Ed – Workforce Shtg Stdt Asstnce Grants for Cld Care Prvdrs – Hattie N. Harrison Mem Schlp
HB 10	Del. Jones	Institutions of Higher Education – Fully Online Distance Education – Definition
HB 37 (Emerg)	Frederick County Delegation	Frederick Center for Research and Education in Science and Technology
HB 88	Montgomery County Delegation	Montgomery County – Alcoholic Beverages – Refillable Wine Containers MC 19–15

HB 89	Montgomery County Delegation	Montgomery County – Alcoholic Beverages – Class BD–BWL License MC 18–15
HB 91	Montgomery County Delegation	Montgomery County – Alcoholic Beverages Licenses – Laytonsville MC 12–15
HB 92	Montgomery County Delegation	Montgomery County – Alcoholic Beverages – Wine Auction Permits MC 9–15
HB 93	Montgomery County Delegation	Montgomery Co – Alc Bevs – 1–Day Lic for Schools, Places of Worship, and Yth Ctrs MC 10–15
HB 95	Montgomery County Delegation	Cty of Gaithersburg – Lic'd Alc Bevs Restrs – Dstn from Churches or Other Places of Worship MC 23–15
HB 137	Charles County Delegation	Charles County – Alcoholic Beverages – License Fees
HB 139	Del. Beitzel	Garrett County – Alcoholic Beverages – Sunday Sales
HB 145	Howard County Delegation	Howard County – Appointed Alcoholic Beverage Hearing Board – Compensation Ho. Co. 6–15
HB 179	Del. Barron	St Bd of Physical Thrpy Exmrs – Failure to Pass Licnsr Exam – Prohib on Issnce of License
HB 181 (Emerg)	Del. Hill	St Bd of Phrmcy – Sterile Compounding – Compliance by Nonresident Pharmacies and Rpl of Prmt Reqmt
HB 202	Montgomery County Delegation	Montgomery County – Alcoholic Beverages – Wineries MC 21–15
HB 223 (Emerg)	Del. Hammen	Pilots – Recreational Vessels – Employment Requirement
HB 228	Del. Anderson	Public Health – Expedited Partner Therapy Program – Repeal of Termination Date

HB 284	Del. Flanagan	Elec Law – Loc Petitions – Advance Determination of Sufficiency of Loc Law or Chrtr Amdt Summary
HB 297	Del. M. Washington	Higher Education – Unaccompanied Homeless Youth Tuition Exemption – Modification
HB 316	Montgomery County Delegation	Montgomery County – Alcoholic Beverages – Licenses in Takoma Park MC 29–15
HB 328	Harford County Delegation	Harford County – Alcoholic Beverages – Applications for Licenses
HB 329	Harford County Delegation	Harford County – Alcoholic Beverages – Inspectors
HB 340	Del. Haynes	General Provisions – Commemorative Days – Thurgood Marshall Day
HB 399	Harford County Delegation	Harford County – Alcoholic Beverages – Class DBR License
HB 424	Howard County Delegation	Howard County – Alcoholic Beverages – Special Event – Education Permits Ho. Co. 05–15
HB 527	Harford County Delegation	Harford County – Alcoholic Beverages – Residency Requirements
HB 574	Del. B. Robinson	St Bd of Physcns – Physicians, Physcn Assistants, and Allied Hlth Practitioners – Licnsr Reqmts
HB 589	Charles County Delegation	Charles County – Alcoholic Beverages – Certification for License Application
HB 591	Del. Miele	Health Occupations – Pharmacists – Refills of Prescriptions During State of Emergency
HB 617	Prince George’s County Delegation	Prince George’s Co – Alc Bevs – Licenses, Salaries, Inspectors, and Bottle Clubs PG 307–15
HB 657	Del. Krebs	Pharmacists – Scope of Practice – Administration of Drugs

HB 672	Del. Jones	Maryland College Education Export Act of 2015
HB 705	Prince George's County Delegation	Prince George's County – Alcoholic Beverages – Penalties PG 304–15
HB 746	Del. Barve	General Provisions – Commemorative Days – South Asian American Heritage Day
HB 748	Del. Saab	Health Occupations – Board of Pharmacy – Pharmacist Rehabilitation Committee – Definition
HB 756	Del. Arentz	Alcoholic Beverages – Charles County and Queen Anne's County
HB 844	Del. Branch	Maryland Small Business Development Financing Authority – Small Business Surety Bond Program
HB 845	Harford County Delegation	Harford County – Alcoholic Beverages – Class B Cafe Licenses
HB 862	Del. Moon	Vital Records – New Certificates of Birth – Sex Change or Diagnosis of an Intersex Condition
HB 878	Del. Vaughn	Certified Public Accountants – Definitions – Attest and Practice Certified Public Accountancy
HB 884	Del. Lisanti	Election Law – Counting of Properly Cast Ballots
HB 887	Del. K. Young	Health Insurance – Abuse–Deterrent Opioid Analgesic Drug Products – Coverage
HB 931	Prince George's County Delegation	Alcoholic Beverages – Prince George's County – Seven Day Sales PG 318–15
HB 945	Del. Pena– Melnyk	Registered Nurses – Loc Hlth Depts – Reqmts for Personally Preparing and Dispensing Drugs and Dvcs
HB 1028	Del. Branch	Bsns Occups and Professions – Real Este Sprsns and Brkrs – Formatn of Bsns Entities and Pymt of Comms

HB 1056	Del. Vaughn	Real Estate Brokers and Salespersons – Continuing Education – Requirements
HB 1226	Chair, Economic Matters Committee	Apprenticeship and Training – Replacement of Obsolete References
HB 1227	Chair, Economic Matters Committee	Real Estate Appraisers – Licensing and Certification – Examination Waiver Requirements
HB 1241	Chair, Environment and Transportation Committee	Maryland Transportation Authority – Payment of Tolls and Related Fees
HB 1244	Chair, Economic Matters Committee	Ed and Workforce Training Coordinating Council for Correctional Institutions – Name Change

By Order,
Sylvia Siegert, Chief Clerk

Read and ordered journalized.

MESSAGE FROM THE SENATE

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: HB 0071
SPONSOR: The Spkr (Admin)
SUBJECT: Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2015

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:
Delegate Jones, Chair
Delegate McIntosh
Delegate Gaines
Delegate Haynes

Delegate Zucker

In addition, the House has appointed in advisory capacity: Delegates Proctor and Beitzel.

The Senate appoints:

Senator DeGrange, Chair

Senator Kasemeyer

Senator Peters

Senator Currie

Senator Edwards

In addition, the Senate has appointed in advisory capacity: Senators Madaleno and McFadden.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,

Secretary

Read and ordered journalized.

MESSAGE FROM THE SENATE

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

BILL: HB 0939

SPONSOR: The Spkr (Ecn Dev & Bus Clmte Cmsn), et al

SUBJECT: Proposed Regulations – Determination of Impact on Small Businesses

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:

Delegate Kramer, Chair

Delegate Fisher

Delegate Davis

The Senate appoints:

Senator Pugh, Chairman

Senator Middleton

Senator Jennings.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE FROM THE SENATE

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: HB 0943
SPONSOR: The Spkr (Ecn Dev & Bus Clmte Cmsn), et al
SUBJECT: Economic Competitiveness and Commerce – Restructuring

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:
Delegate Kramer, Chair
Delegate Mautz
Delegate Davis

The Senate appoints:
Senator Pugh, Chairman
Senator Middleton
Senator Jennings.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE FROM THE SENATE

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: SB 0133

SPONSOR: Sen Edwards
SUBJECT: Environment – Bay Restoration Fund – Use of Funds

The Senate refuses to concur in the House amendments and respectfully requests the House recede from its position.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

MESSAGE TO THE SENATE

BILL: **SB 0133**
SPONSOR: Sen Edwards
SUBJECT: Environment – Bay Restoration Fund – Use of Funds

By the Majority Leader:
Ladies and Gentlemen of the Senate:

The House of Delegates does not recede in the House Amendments and respectfully requests the Senate to reconsider and concur.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate Frush, Chairman
Delegate Lafferty, and
Delegate Anderton.

Said Bill is returned herewith.

By Order,

Sylvia Siegert
Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: SB 0201
SPONSOR: Sen Conway
SUBJECT: State Board for the Certification of Residential Child Care Program
Professionals – Revisions

The Senate still does not concur in the House amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:
Delegate Hayes, Chair
Delegate Angel
Delegate Morgan

The Senate appoints:
Senator Conway, Chairman
Senator Montgomery
Senator Bates.

Said Bill is returned herewith.
By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

QUORUM CALL

The presiding officer announced a quorum call, showing 139 Members present.

(See Roll Call No. 909)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #57

House Bill 164 – Delegate Dumais

AN ACT concerning

Judgments – Appeals – Supersedeas Bond

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 910)

The Bill was then sent to the Senate.

House Bill 243 – Delegates Carozza, Holmes, McMillan, O’Donnell, C. Wilson, ~~and P. Young~~ P. Young, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, Miele, Morgan, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Reznik, Rose, Saab, Sample–Hughes, West, and K. Young

AN ACT concerning

Procurement – Veteran–Owned Small Business Enterprises – Participation Goal

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 911)

The Bill was then sent to the Senate.

House Bill 1290 – Delegates Adams, Anderton, Fisher, Hornberger, Jacobs, Mautz, ~~and Otto~~ Otto, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Reznik, Rose, Saab, Sample–Hughes, West, and K. Young K. Young, Branch, Folden, and C. Wilson

AN ACT concerning

Medicaid Managed Care Organizations – ~~Enrollees Access to Pharmacy Services~~ Pharmacy Networks
~~– Requirements~~

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 912)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #12

Senate Bill 38 – Senator Mathias

AN ACT concerning

**Worcester County – Alcoholic Beverages – ~~Veterans' License – Fee Class C~~
Licenses – Clubs**

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 913)

The Bill was then returned to the Senate.

Senate Bill 89 – Senator Astle

AN ACT concerning

City of Annapolis – Alcoholic Beverages – Election Days

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 914)

The Bill was then returned to the Senate.

Senate Bill 139 – Senator Hershey

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 – 139 Negative – 0 (See Roll Call No. 915)

The Bill was then returned to the Senate.

Senate Bill 361 – Calvert County Senators

~~EMERGENCY BILL~~

AN ACT concerning

Calvert County – Alcoholic Beverages – Bottle Clubs – ~~Prohibited~~

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 916)

The Bill was then returned to the Senate.

Senate Bill 369 – Senator Rosapepe

AN ACT concerning

Prince George’s County – City of College Park – Class D Beer and Wine License

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 917)

The Bill was then returned to the Senate.

Senate Bill 426 – Senator Madaleno

AN ACT concerning

Montgomery County – Alcoholic Beverages – ~~Waiver of~~ License Requirements

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 918)

The Bill was then returned to the Senate.

Senate Bill 499 – Senators Young and Hough

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 – 138 Negative – 0 (See Roll Call No. 919)

The Bill was then returned to the Senate.

Senate Bill 500 – Senators Young and Hough

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 – 139 Negative – 0 (See Roll Call No. 920)

The Bill was then returned to the Senate.

Senate Bill 502 – Senators Young and Hough

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. 921)

The Bill was then returned to the Senate.

Senate Bill 503 – Senators Young and Hough

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 – 139 Negative – 0 (See Roll Call No. 922)

The Bill was then returned to the Senate.

THE COMMITTEE ON APPROPRIATIONS REPORT #12

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 560 – Senator Peters

AN ACT concerning

Employees’ Pension System – ~~Elected and Appointed Officials~~ – Optional Membership

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

Senate Bill 639 – Senator Serafini

AN ACT concerning

Teachers’ Retirement and Pension Systems – Reemployment of Retirees – Exemptions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #20

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 1152 – Delegates B. Barnes, Beidle, Carey, Chang, Frush, S. Howard, McConkey, McMillan, Pena–Melnyk, 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

HB1152/790815/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1152

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike beginning with “Delegates” through “Sophocleus” and substitute “Anne Arundel County Delegation”; in line 2, strike “and Collection”; in line 3, strike “Adoption of a” and substitute “Prohibitions and”; strike beginning with “authorizing” in line 4 down through “term” in line 12 and substitute “altering a prohibition, in Anne Arundel County, on a person standing in a certain highway to solicit money or donations to prohibit a person from standing, or causing, encouraging, allowing, or petitioning another to stand, in a roadway, a median divider, or an intersection to solicit money or donations from the occupant of a vehicle, subject to a certain exception; authorizing the governing body of the county or of a municipal corporation in the county to”

enact a certain permit program to allow individuals who are at least a certain age and representatives of certain organizations 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 in the county or municipal corporation; requiring an applicant for a certain permit to submit proof of a certain plan that includes a requirement that a certain individual has received traffic safety training; providing that a certain permit be effective only for a certain period of time; providing that an individual or a certain organization may obtain only a certain number of a certain permit per calendar year”; in line 14, strike “and reenacting, with amendments,”; and after line 18, insert:

“BY repealing and reenacting, with amendments,

Article – Transportation

Section 21–507(f)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY renumbering

Article – Transportation

Section 21–507(g) through (j), respectively

to be Section 21–507(f) through (i), respectively

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On pages 1 through 3, strike in their entirety the lines beginning with line 23 on page 1 through line 3 on page 3, inclusive, and substitute:

“~~(f)~~ (E) (1) This subsection applies only to Allegany County, ANNE ARUNDEL COUNTY, and Cecil County.

(2) In this subsection, “qualified organization” means a fire company or bona fide religious, fraternal, civic, war veterans’, or charitable organization.

(3) Except as provided in paragraph (4) of this subsection, a person may not:

(i) Stand in a roadway, median divider, or intersection to solicit money or donations of any kind from the occupant of a vehicle; ~~or~~

(ii) Cause, encourage, allow, or petition another to stand in a roadway, median divider, or intersection to solicit money or donations of any kind from the occupant of a vehicle; OR

(iii) IN ANNE ARUNDEL COUNTY, STAND IN A ROADWAY, MEDIAN DIVIDER, OR INTERSECTION TO ADVERTISE ANY MESSAGE.

(4) (i) The governing body of a county or the governing body of a municipal corporation in a county may, by appropriate resolution or ordinance, enact a permit program to allow individuals who are at least 18 years old and representatives of qualified organizations who are at least 18 years old to solicit money or donations from the occupant of a vehicle by standing in a roadway, median divider, or intersection in the county or municipal corporation.

(ii) If the governing body of a county or of a municipal corporation in the county enacts a resolution or ordinance establishing a permit program authorized by this paragraph, the resolution or ordinance shall:

1. A. Require an applicant for a permit to submit proof that the individual or qualified organization has a plan for safely soliciting money or donations from the proposed location; AND

B. IN ANNE ARUNDEL COUNTY, REQUIRE THE PLAN FOR SAFELY SOLICITING MONEY OR DONATIONS TO INCLUDE A REQUIREMENT THAT EACH INDIVIDUAL WHO WILL SOLICIT MONEY OR DONATIONS HAS RECEIVED TRAFFIC SAFETY TRAINING;

2. Provide that a permit is effective for:

A. A period of 1 calendar day in Cecil County; [or]

B. A period not to exceed 5 calendar days in Allegany County;

OR

C. A PERIOD NOT TO EXCEED 7 CALENDAR DAYS IN ANNE ARUNDEL COUNTY; and

3. Allow an individual or a qualified organization to obtain only one permit in the county or municipal corporation per calendar year.”.

On page 3, after line 3, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 21–507(g) through (j), respectively, of Article – Transportation of the Annotated Code of Maryland be renumbered to be Section(s) 21–507(f) through (i), respectively.”;

and in line 4, 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 Barve, Chair, for the Committee on Environment and Transportation reported favorably:

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

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:

Senate Bill 298 – Senator Norman

AN ACT concerning

~~Motor Vehicle Administration – Temporary Registration Plates – Regulations~~
Vehicle Laws – Dealers – Financing or Leasing Agreements

SB0298/380312/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 298

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 18, strike “and”; in the same line, strike “or” and substitute “and excise”; in the same line, after “tax” insert “, dealer processing charge, and any other fee, tax, or charge”; and strike beginning with “stating” in line 23 down through “buyer:” in line 24.

AMENDMENT NO. 2

On page 3, in line 22, strike “BOTH VOLUNTARILY”; in the same line, strike “NEW” and substitute “DIFFERENT”; in lines 22 and 23, strike “FOR THE SALE”; in line 23, after “FEE,” insert “EXCISE”; in the same line, strike “OR” and substitute “DEALER PROCESSING CHARGE, OR ANY OTHER FEE, TAX, OR CHARGE ASSOCIATED WITH THE TRANSACTION, AND ANY”; and in the same line, after “VEHICLE” insert “, IN THE SAME CONDITION IN WHICH THE DEALER RECEIVED THE VEHICLE,”.

AMENDMENT NO. 3

On page 4, in line 6, strike “(A)” and substitute “(B)”; strike beginning with “§ 12-624” in line 9 down through “ARTICLE” in line 10 and substitute “STATE LAW”; strike in their entirety lines 18 through 22, inclusive, and substitute:

1. SHALL RETURN TO THE BUYER:

A. ANY TRADE-IN VEHICLE IN THE SAME CONDITION IN WHICH THE DEALER RECEIVED THE VEHICLE;

B. ANY DOWN PAYMENT;

C. THE TITLING FEE AND EXCISE TAX PAID UNDER TITLE 13, SUBTITLE 8 OF THIS ARTICLE;

D. ANY DEALER PROCESSING CHARGE; AND

E. ANY OTHER FEE, TAX, OR CHARGE ASSOCIATED WITH THE TRANSACTION; AND

2. MAY NOT CHARGE THE BUYER A FEE FOR THE USE OF THE VEHICLE.”;

and strike beginning with “**THE**” in line 29 down through “**(H)**” in line 32.

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:

Senate Bill 370 – Senators Rosapepe, Astle, Feldman, Hershey, Lee, Madaleno, Simonaire, and Waugh

AN ACT concerning

Unmanned Aircraft Systems Research, Development, Regulation, and Privacy Act of 2015

SB0370/380019/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 370

(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 1, after “circumstances;” insert “requiring certain State and local government entities and officials to review certain use of unmanned aircraft systems for a certain purpose and to report certain findings and recommendations to the Governor and General Assembly on or before a certain date;”.

AMENDMENT NO. 2

On page 6, in line 14, after “That” insert “the Department of State Police, the Maryland Aviation Administration, local law enforcement officials, and other appropriate local government officials shall:

(1) review the state of unmanned aircraft system recreational use in the State in an attempt to document incidents or patterns of the unauthorized or unsafe use of unmanned aircraft systems, including use that interferes with State or local public safety efforts or sensitive areas or facilities; and

(2) on or before December 31, 2018, report to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly on their findings and recommendations regarding changes to State law or local regulatory authority needed to support governance or enforcement efforts related to unmanned aircraft systems.

SECTION 6. AND BE IT FURTHER ENACTED, 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 Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 413 – Senators Gladden, Currie, Ferguson, Lee, Madaleno, Manno, Muse, Nathan–Pulliam, Pinsky, and Ramirez

AN ACT concerning

Vehicle Laws – Race–Based Traffic Stops – Policy and Reporting Requirements

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:

Senate Bill 671 – Senators Young, Montgomery, ~~and Rosapepe~~ Rosapepe, Zirkin, Gladden, Brochin, Cassilly, Hough, Lee, Muse, Ramirez, Raskin, and Ready

AN ACT concerning

**Motor Vehicle Administration – Commercial Driver’s License – Program for Veterans and Service Members
(Troops to Trucks)**

SB0671/540715/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 671

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after “coordinate” insert “and consult”; in the same line, strike “persons” and substitute “entities”; in line 10, strike “certain education courses” and substitute “a commercial driver’s license training course”; and in the same line, after “bases” insert “in the State”.

AMENDMENT NO. 2

On page 2, in line 26, after “**COORDINATE**” insert “AND CONSULT”; in the same line, after “**BASES**” insert “THROUGHOUT THE STATE”; in line 27, strike “**DRIVER EDUCATION**” and substitute “DRIVER’S LICENSE TRAINING”; in line 28, strike “**APPROPRIATE**”; in the same line, after “**PARTY**” insert “THAT THE ADMINISTRATION DETERMINES IS APPROPRIATE”; in line 29, after “PROVIDING” insert “A”; in lines 29 and 30, strike “**DRIVER EDUCATION COURSES**” and substitute “DRIVER’S LICENSE TRAINING COURSE”; and in line 30, after “**BASES**” insert “IN THE STATE”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 714 – Senators Feldman and Rosapepe

AN ACT concerning

**Maryland Electric Vehicle Infrastructure Council – Reporting and Sunset
Extension**

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 244 – Delegates Anderson, Vallario, Smith, Lierman, B. Robinson, Carter, Conaway, Dumais, Glenn, Hixson, McCray, McIntosh, Moon, Morales, Proctor, Rosenberg, Turner, Valentino–Smith, and C. Wilson

AN ACT concerning

Maryland Second Chance Act of 2015

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0244/843820/2

BY: Delegate Buckel

AMENDMENT TO HOUSE BILL 244, AS AMENDED

On page 2 of the House Judiciary Committee Amendments (HB0244/752910/1), in Amendment No. 2, strike beginning with “RESPONSIBLE” in line 10 down through “**(2)**” in line 12 and substitute “WHO IS ACCESSING A SHIELDED RECORD ON BEHALF OF AND WITH WRITTEN AUTHORIZATION FROM A PERSON OR GOVERNMENTAL ENTITY DESCRIBED IN ITEMS (1) THROUGH (8)”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

HB0244/663629/1

BY: Delegate Anderson

AMENDMENT TO HOUSE BILL 244, AS AMENDED

(First Reading File Bill)

On page 1, in line 15, strike “deny” and substitute “grant”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

HB0244/693229/1

BY: Delegate Anderson

AMENDMENT TO HOUSE BILL 244, AS AMENDED
(First Reading File Bill)

On page 4, in line 20, before “**THAT**” insert “AND”; and in the same line, strike “**AND**”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

HB0244/523920/1

BY: Delegate Anderson

AMENDMENT TO HOUSE BILL 244, AS AMENDED
(First Reading File Bill)

On page 2 of the House Judiciary Committee Amendments (HB0244/752910/1), in line 15 of Amendment No. 2, strike “IN A SINGLE COURT CASE” and substitute “IN THE CIRCUIT COURT OR THE DISTRICT COURT IN ONE COUNTY”; and in line 16, strike “THE CONVICTION OR” and substitute “ALL”.

On page 4 of the bill, in line 26, after “**SENTENCE**” insert “OR SENTENCES”; and in the same line, after “**CONVICTIONS**” insert “FOR WHICH SHIELDING IS REQUESTED”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

HB0244/493221/1

BY: Delegate Anderson

AMENDMENT TO HOUSE BILL 244
(First Reading File Bill)

On page 3, in line 27, strike “**§ 16–303(A), (B), (C), (D), (E), (F), OR (G)**” and substitute “§ 16–303”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

HB0244/573127/1

BY: Delegate Folden

AMENDMENT TO HOUSE BILL 244

(First Reading File Bill)

On page 3, strike beginning with “A” in line 18 down through “SUBSTANCE” in line 19 and substitute “MARIJUANA”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 60 Negative – 78 (See Roll Call No. 923)

FLOOR AMENDMENT

HB0244/853723/1

BY: Delegate S. Howard

AMENDMENT TO HOUSE BILL 244, AS AMENDED

On page 2 of the House Judiciary Committee Amendments (HB0244/752910/1), in line 9 of Amendment No. 2, strike “AND”; after line 9, insert:

“(9) A PERSON THAT ATTESTS UNDER THE PENALTY OF PERJURY THAT THE PERSON EMPLOYS 10 OR FEWER INDIVIDUALS; AND”;

and in line 10, strike “**(9)**” and substitute “**(10)**”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 57 Negative – 78 (See Roll Call No. 924)

FLOOR AMENDMENT

HB0244/723521/1

BY: Delegate McConkey

AMENDMENTS TO HOUSE BILL 244

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with the first “or” in line 25 down through “information” in line 26.

AMENDMENT NO. 2

On page 6, strike beginning with the colon in line 13 down through “(I)” in line 14; and strike beginning with “; OR” in line 16 down through “SHIELDED” in line 19.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 51 Negative – 81 (See Roll Call No. 925)

FLOOR AMENDMENT

HB0244/853823/1

BY: Delegate McConkey

AMENDMENT TO HOUSE BILL 244

(First Reading File Bill)

On page 1, in line 2, strike “Second Chance” and substitute “Clean Slate”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 45 Negative – 90 (See Roll Call No. 926)

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #18

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

Senate Bill 207 – ~~Senator Klausmeier~~ Senators Klausmeier, Pugh, Middleton, Benson, Feldman, Kelley, and Mathias

AN ACT concerning

Telephone Companies – Streamlined Regulatory 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 Environment and Transportation:

Senate Bill 409 – Senators Montgomery, Raskin, Guzzone, Kagan, Lee, Madaleno, Manno, Nathan-Pulliam, Pinsky, Ramirez, Young, and Zirkin

AN ACT concerning

~~**Protect Our Health and Communities Act**~~
Environment – Hydraulic Fracturing – Regulations

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:

Senate Bill 905 – ~~Senator Kasemeyer~~ Senators Kasemeyer, Madaleno, Currie, DeGrange, Ferguson, Guzzone, King, Manno, McFadden, and Peters Peters, and Klausmeier

AN ACT concerning

Income Tax – Film Production Activity Tax Credit

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Ways and Means:

Senate Bill 925 – Washington County Senators

AN ACT concerning

Washington County – Property Tax Credit – Economic Development Projects

The Bill was re-referred to the Committee on Ways and Means.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

Senate Bill 934 – ~~Senator Conway~~ Senators Conway and McFadden

AN ACT concerning

Secondhand Precious Metal Object Dealers and Pawnbrokers – Required Records – Photograph of Precious Metal Object or Pawned Item

The Bill was re-referred to the Committee on Economic Matters.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Economic Matters:

Senate Bill 937 – Senators Madaleno, Raskin, Kasemeyer, and Miller**EMERGENCY BILL**

AN ACT concerning

Alcoholic Beverages – Powdered Alcoholic Beverages – Ban on Sales

The Bill was re-referred to the Committee on Economic Matters.

CONCURRENCE CALENDAR #4**AMENDED IN THE SENATE****House Bill 158 – Delegates Haynes, B. Barnes, Cullison, Gutierrez, Hixson, Korman, Pena-Melnyk, Proctor, Reznik, Rosenberg, Sophocleus, and Zucker**

AN ACT concerning

State Personnel and Procurement – Service Contracts – Reporting and Audit Requirements

Delegate McIntosh moved that the House concur in the Senate amendments.

HB0158/487773/1

BY: Finance Committee

AMENDMENT TO HOUSE BILL 158

(Third Reading File Bill)

On page 1, strike beginning with “requiring” in line 11 down through “contracts;” in line 12.

On page 4, in line 16, strike “(I)”; and strike in their entirety lines 21 through 23, inclusive.

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 125 Negative – 7 (See Roll Call No. 927)

AMENDED IN THE SENATE

House Bill 942 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Davis, ~~and Jones~~ 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

AN ACT concerning

Apprenticeship Pilot Program – Apprenticeship Maryland

Delegate Davis moved that the House concur in the Senate amendment.

HB0942/237274/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 942

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “Regulation” insert “and a certain entity”; in line 7, after the semicolon insert “requiring the State Department of Education to consider providing for the selection of certain school systems as part of certain criteria;”; in line 14, after “instruction,” insert “receive certain credit for the work-based training and classroom instruction completed under the Program;”; and in line 16, after “wage;” insert “requiring”

the Department of Labor, Licensing, and Regulation and the State Department of Education to work together to explore certain options;”.

AMENDMENT NO. 2

On page 4, in line 7, after “(1)” insert “(I)”; in line 8, after “DEPARTMENT” insert “AND THE PUBLIC SCHOOL SUPERINTENDENTS ASSOCIATION OF MARYLAND”; after line 9, insert:

“(II) AS PART OF THE CRITERIA DEVELOPED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE STATE DEPARTMENT OF EDUCATION SHALL CONSIDER, TO THE EXTENT PRACTICABLE, PROVIDING FOR THE SELECTION OF ONE URBAN SCHOOL SYSTEM AND ONE RURAL SCHOOL SYSTEM TO PARTICIPATE IN THE PROGRAM.”;

in line 25, strike “AND”; after line 25, insert:

“(4) SHALL RECEIVE CREDIT TOWARD A HIGH SCHOOL DIPLOMA OR A POSTSECONDARY CREDENTIAL, OR BOTH, FOR THE WORK-BASED TRAINING AND CLASSROOM INSTRUCTION COMPLETED UNDER THE PROGRAM; AND”;

in line 26, strike “(4)” and substitute “(5)”; in line 31, after “THE” insert “APPLICABLE”; in the same line, strike “SPECIFIED UNDER § 3-413 OF THIS ARTICLE” and substitute “SUBJECT TO ANY LAWFUL EXEMPTIONS”; and after line 31, insert:

“(I) THE DEPARTMENT AND THE STATE DEPARTMENT OF EDUCATION SHALL WORK TOGETHER TO EXPLORE OPTIONS FOR INCREASING THE AVAILABILITY OF AND ACCESS TO YOUTH APPRENTICESHIP PROGRAMS BASED ON THE EXPERIENCES OF OTHER STATES AND COUNTRIES, AS WELL AS THE RESULTS OF THE PROGRAM.”.

On page 5, in lines 1 and 18, strike “(I)” and “(J)”, respectively, and substitute “(J)” and “(K)”, respectively.

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 928)

AMENDED IN THE SENATE

House Bill 449 – Delegates Fraser–Hidalgo, S. Robinson, Anderson, Angel, Atterbeary, Barkley, B. Barnes, Beidle, Carr, Cullison, Ebersole, Frush, Gutierrez, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Kelly, Lam, Lierman, Luedtke, A. Miller, Moon, Morales, Morhaim, Oaks, Pena–Melnik, Pendergrass, Platt, Reznik, B. Robinson, Smith, Turner, Valderrama, Waldstreicher, A. Washington, M. Washington, C. Wilson, and K. Young

AN ACT concerning

Environment – Hydraulic Fracturing – Protect Our Health and Communities

Delegate Barve moved that the House concur in the Senate amendments.

HB0449/214533/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 449

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Protect Our Health and Communities” and substitute “Regulations”; in line 3, strike “prohibiting” and substitute “requiring”; in the same line, after “Environment” insert “to adopt certain regulations on or before a certain date; prohibiting certain regulations adopted by the Department from becoming effective until a certain date;”; strike beginning with “from” in line 3 down through “date;” in line 13; and in line 14, strike “oil or”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 7 through 20, inclusive, and substitute:

“(A) (1) IN THIS SECTION, “HYDRAULIC FRACTURING” MEANS A DRILLING TECHNIQUE THAT EXPANDS EXISTING FRACTURES OR CREATES NEW FRACTURES IN ROCK BY INJECTING FLUIDS, OFTEN A MIXTURE OF WATER AND CHEMICALS, SAND, OR OTHER SUBSTANCES, AND OFTEN UNDER PRESSURE, INTO OR UNDERNEATH THE SURFACE OF THE ROCK FOR PURPOSES THAT INCLUDE WELL DRILLING FOR THE EXPLORATION OR PRODUCTION OF NATURAL GAS.

(2) “HYDRAULIC FRACTURING” INCLUDES:

(I) FRACKING;

(II) HYDROFRACKING; AND

(III) HYDROFRACTURING.”;

strike beginning with “**THE**” in line 21 down through “**UNTIL:**” in line 24 and substitute “**ON OR BEFORE OCTOBER 1, 2016, THE DEPARTMENT SHALL ADOPT REGULATIONS TO PROVIDE FOR THE HYDRAULIC FRACTURING OF A WELL FOR THE EXPLORATION OR PRODUCTION OF NATURAL GAS IN THE STATE.**”; strike in their entirety lines 25 through 29, inclusive; and strike beginning with “**(1)**” in line 30 down through “**TO:**” in line 31 and substitute “**REGULATIONS ADOPTED BY THE DEPARTMENT IN ACCORDANCE WITH SUBSECTION (B) OF THIS SECTION MAY NOT BECOME EFFECTIVE UNTIL OCTOBER 1, 2017.**”.

On page 4, strike in their entirety lines 1 through 30, inclusive.

The preceding 2 amendments were read and concurred in.

HB0449/463528/1

BY: Senator Conway

AMENDMENTS TO HOUSE BILL 449, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Education, Health, and Environmental Affairs Committee Amendments (HB0449/214533/1), in line 5 of Amendment No. 1, after “date” insert “; prohibiting the Department from issuing a permit to authorize the hydraulic fracturing of a well for the exploration or production of natural gas in the State until a certain date”.

AMENDMENT NO. 2

On page 2 of the Education, Health, and Environmental Affairs Committee Amendments, in line 8 of Amendment No. 2, after “2017.” insert:

“(D) THE DEPARTMENT MAY NOT ISSUE A PERMIT FOR THE HYDRAULIC FRACTURING OF A WELL FOR THE EXPLORATION OR PRODUCTION OF NATURAL GAS IN THE STATE UNTIL OCTOBER 1, 2017.”

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 103 Negative – 33 (See Roll Call No. 929)

AMENDED IN 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~~

Delegate Hammen moved that the House concur in the Senate amendments.

HB0293/588573/1

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 293

(Third Reading File Bill)

On page 1, in line 11, strike “certain individual” and substitute “declarant”; and in line 12, strike “making conforming changes;”.

On page 3, strike beginning with “**THE**” in line 29 down through “**DIRECTIVE**” in line 30 and substitute “a declarant”.

On page 4, in line 1, strike “**COMPETENT INDIVIDUAL**” and substitute “**DECLARANT**”; in line 5, strike “**INDIVIDUAL**” and substitute “**DECLARANT**”; in line 7, strike “**AN INDIVIDUAL**” and substitute “a declarant”; in line 9, strike “**INDIVIDUAL’S**” and substitute “declarant’s”; and in lines 11 and 12, in each instance, strike “**INDIVIDUAL**” and substitute “declarant”.

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 930)

AMENDED IN THE SENATE

House Bill 463 – Delegate K. Young

AN ACT concerning

**State Board of Morticians and Funeral Directors – Funeral Establishment
Licenses – Ownership and Operation Requirements**

Delegate Hammen moved that the House concur in the Senate amendments.

HB0463/774136/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 463

(Third Reading File Bill)

On page 1, in line 7, strike the first “or” and substitute “, a certain”; and in the same line, after “individuals” insert “, or a holder of a certain license”.

On page 2, in line 9, after “director;” insert “OR”; in line 10, strike “OR”; strike line 11 in its entirety; after line 11, insert:

**“(II) OWNED AND OPERATED IN ACCORDANCE WITH THIS TITLE
BY A HOLDER OF A CORPORATION LICENSE; OR”**;

and in line 12, strike “(II)” and substitute “(III)”.

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 135 Negative – 3 (See Roll Call No. 931)

AMENDED IN THE SENATE

House Bill 613 – Delegate Hammen

AN ACT concerning

Hospitals – Rate-Setting – Participation in 340B Program Under the Federal Public Health Service Act

Delegate Hammen moved that the House concur in the Senate amendments.

HB0613/677074/1

BY: Finance Committee

AMENDMENT TO HOUSE BILL 613

(Third Reading File Bill)

On page 1, in line 4, strike “certain”; and in line 5, strike “of a certain hospital” and substitute “that meets certain criteria”.

On page 2, in line 20, after the first “HOSPITAL” insert “THAT, ON OR BEFORE JUNE 1, 2015, IS”.

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 932)

CONCURRENCE CALENDAR #5

AMENDED IN THE SENATE

House Bill 77 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

Judges’ Retirement System – Membership, Accrual of Interest, and Reemployment

Delegate McIntosh moved that the House concur in the Senate amendments.

HB0077/259338/1

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 77

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Accrual of Interest” and substitute “Benefits”; in line 7, after “circumstances;” insert “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;”; in line 19, after “requirements;” insert “altering a certain definition;”; in line 20, strike “accrual of interest” and substitute “benefits”; in line 24, after “Section” insert “27–101;”; and in the same line, after “27–204,” insert “27–401, 27–402(c)(2).”.

On page 2, after line 2, insert:

“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)”.

AMENDMENT NO. 2

On page 2, after line 10, insert:

“27–101.

(a) In this subtitle the following words have the meanings indicated.

(b) “Termination of service” includes:

(1) retirement at the age [of 70 years as] required by Article IV, § 3 of the Maryland Constitution;

- (2) voluntary retirement;
- (3) resignation because of disability;
- (4) retirement by order of the Court of Appeals;
- (5) resignation;
- (6) nonelection or nonconfirmation when election or confirmation is required;
- (7) expiration of term without reappointment; or
- (8) abolition of the member's office."

AMENDMENT NO. 3

On page 3, after line 6, insert:

"27-401.

(a) (1) This subsection applies only to an individual who is a member of the Judges' Retirement System on or before June 30, 2012.

(2) A member or former member is entitled to a retirement allowance:

(i) on termination of service, if the member is at least 60 years old;

(ii) on the recommendation of the medical board, if the member or former member resigns because of disability;

(iii) when retired by order of the Court of Appeals; or

(iv) at the age of 60 years, if the former member's termination of service occurred earlier.

(b) (1) This subsection applies only to an individual who becomes a member of the Judges' Retirement System on or after July 1, 2012.

(2) A member or former member is entitled to a retirement allowance:

(i) on termination of service, if the member is at least 60 years old and has at least 5 years of eligibility service;

(ii) on the recommendation of the medical board, if the member or former member resigns because of disability;

(iii) when retired by order of the Court of Appeals, **IF THE MEMBER HAS AT LEAST 5 YEARS OF ELIGIBILITY SERVICE;**

(IV) WHEN RETIRED BY ORDER OF THE COURT OF APPEALS WITH LESS THAN 5 YEARS OF ELIGIBILITY SERVICE, IF THE MEMBER HAS ELIGIBILITY SERVICE EQUAL TO THE MANDATORY RETIREMENT AGE REQUIRED BY ARTICLE IV, § 3 OF THE MARYLAND CONSTITUTION MINUS THE MEMBER’S AGE WHEN THE MEMBER FIRST BECOMES A MEMBER; or

~~(iv)~~ (v) at the age of 60 years, if the former member’s termination of service occurred earlier and the former member had at least 5 years of eligibility service when the former member terminated service.

27–402.

(a) Except as provided in subsection (b) of this section and subject to subsections (c) and (d) of this section, on retirement under this subtitle, a retiree is entitled to receive a retirement allowance that equals two-thirds of the salary payable in that fiscal year to a member holding the same level judicial position as that held by the retiree on termination of service.

(c) (2) (i) This paragraph applies only to an individual who becomes a member of the Judges’ Retirement System on or after July 1, 2012.

(ii) On retirement under this subtitle by a retiree who has at least 5 years but less than 16 years of service credit as a member, the retiree is entitled to a reduced retirement allowance that equals the retirement allowance computed under subsection (a) or (b) of this section multiplied by a fraction that has:

1. for its numerator, the number of years of service credit as a member; and

2. for its denominator, 16.

(III) ON RETIREMENT UNDER THIS SUBTITLE BY A RETIREE WHO IS ELIGIBLE TO RETIRE UNDER § 27-401(B)(2)(IV) OF THIS SUBTITLE, THE RETIREE IS ENTITLED TO A REDUCED RETIREMENT ALLOWANCE THAT EQUALS THE RETIREMENT ALLOWANCE COMPUTED UNDER SUBSECTION (A) OR (B) OF THIS SECTION MULTIPLIED BY A FRACTION THAT HAS:

1. FOR ITS NUMERATOR, THE NUMBER OF YEARS OF SERVICE CREDIT AS A MEMBER; AND

2. FOR ITS DENOMINATOR, 16.”.

The preceding 3 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 933)

AMENDED IN 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

Delegate McIntosh moved that the House concur in the Senate amendments.

HB0694/109434/1

BY: Budget and Taxation Committee

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after “System;” insert “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;”.

AMENDMENT NO. 2

On page 8, strike beginning with the second “THE” in line 7 down through “OR” in line 8; and after line 25, insert:

“(C) (1) THE BOARD OF TRUSTEES SHALL TRANSFER A MEMBER’S ACCUMULATED CONTRIBUTIONS FROM THE ANNUITY SAVINGS FUND OF THE EMPLOYEE’S PENSION SYSTEM TO THE ANNUITY SAVINGS FUND OF THE LAW ENFORCEMENT OFFICERS’ PENSION SYSTEM.

(2) THE AMOUNT A MEMBER IS REQUIRED TO DEPOSIT UNDER SUBSECTION (B) OF THIS SECTION SHALL BE REDUCED BY THE AMOUNT OF ACCUMULATED CONTRIBUTIONS TRANSFERRED UNDER THIS SUBSECTION.”

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 1 (See Roll Call No. 934)

AMENDED IN THE SENATE

House Bill 466 – Delegates Folden, Adams, Afzali, Anderton, Angel, Arentz, Atterbeary, B. Barnes, Buckel, Campos, Carozza, Cassilly, Cluster, Dumais, Ebersole, Ghrist, Glass, Grammer, Hornberger, S. Howard, Impallaria, Jackson, Jacobs, Jalisi, Kelly, Kipke, Kittleman, Knotts, Kramer, Krebs, Krimm, Lisanti, Long, Mautz, McComas, McConkey, McCray, McDonough, McKay, McMillan, Metzgar, Miele, W. Miller, Moon, Morales, Morgan, Otto, Reilly, Rey, Saab, Shoemaker, Simonaire, Smith, Sophocleus, Sydnor, Szeliga, Valderrama, Valentino-Smith, Vallario, Vitale, Vogt, West, B. Wilson, C. Wilson, K. Young, P. Young, and Ciliberti

AN ACT concerning

~~State Highway Administration~~ Transportation – Dedication of Structures – ~~Gold Star Families~~
(Hero’s Highway Act)

Delegate Barve moved that the House concur in the Senate amendments.

HB0466/447974/1

BY: Finance Committee

AMENDMENT TO HOUSE BILL 466
(Third Reading File Bill)

On page 1, in line 8, strike “Administration” and substitute “Department”.

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 935)

AMENDED IN THE SENATE

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

Delegate Vallario moved that the House concur in the Senate amendments.

HB0189/418570/1

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 189
(Third Reading File Bill)

On page 1, in line 7, strike “for a certain purpose” and substitute “in place of a certain criminal history records check performed by the Department of Public Safety and Correctional Services”.

On page 2, strike beginning with “TO” in line 25 down through “IF” in line 26 and substitute “IN PLACE OF THE CRIMINAL HISTORY RECORDS CHECK REQUIRED BY THIS SECTION IF:”; in line 27, before the first “THE” insert “(1)”; and in line 28, after “POLICE” insert “; AND”

(2) THE SECRETARY PERFORMS A CURSORY CHECK TO VERIFY THE FACTS LISTED IN THE CRIMINAL BACKGROUND INVESTIGATION”.

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 936)

AMENDED IN THE SENATE

House Bill 396 – Delegate Turner

AN ACT concerning

Election Law – Primary Election Dates in the Presidential Election Year

Delegate Hixson moved that the House concur in the Senate amendments.

HB0396/994532/2

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 396

(Third Reading File Bill)

On page 1, in line 13, after “5–303(c),” insert “5–305,”; and in line 6, after “changes;” insert “altering the deadline for filing a certain petition to challenge a candidate’s residency;”.

On page 2, after line 6, insert:

“5–305.

(a) This section applies only to a petition that will affect the right of a candidate to have the candidate’s name appear on the ballot in a primary or general election.

(b) A registered voter who is a resident of the district or other geographic area in which a candidate is seeking office may file a petition with the circuit court for that district or geographic area to challenge the candidate’s residency as provided in § 5–202 of this title.

(c) (1) The petition must be filed [6] 9 days after the filing dates provided in § 5–303 of this subtitle and [§ 5–703(c)] §§ 5–703(C) AND 5–703.1(C) of this title.

(2) Judicial review of any petition that is filed under subsection (b) of this section shall be expedited by the circuit court that hears the cause to the extent necessary in consideration of the deadlines established by law, and in no case, longer than 7 days from the date the petition is filed.”.

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 1 (See Roll Call No. 937)

AMENDED IN THE SENATE

House Bill 769 – Delegate Turner

AN ACT concerning

Election Law – Persons Doing Public Business – Statements of Contributions

Delegate Hixson moved that the House concur in the Senate amendments.

HB0769/664236/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 769
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after “contribution” insert “or donation”; and in line 10, after “business;” insert “altering the reporting periods and due dates for a statement filed by a person doing public business;”.

AMENDMENT NO. 2

On page 2, in line 9, after the second “contribution” insert “OR DONATION”.

On page 4, in line 11, strike “January 31 and July 31” and substitute “APRIL 30 OR OCTOBER 31”; and in line 13, strike “within 5 days after the end of the applicable reporting period” and substitute “ON OR BEFORE THE LAST DAY OF THE MONTH IMMEDIATELY FOLLOWING THE DAY ON WHICH THE REPORTING PERIOD ENDS”.

On page 5, in line 15, after “TO” insert “OR FOR THE BENEFIT OF”; and in lines 18 and 26, in each instance, after “MORE” insert “TO A CANDIDATE”.

On page 6, after line 6, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, notwithstanding § 14–104(b)(2)(ii) of the Election Law Article as enacted by this Act, a person subject to Title 14 of the Election Law Article shall file a statement:

(1) on or before August 31, 2015, to cover a 6–month reporting period beginning on February 1, 2015, and ending on July 31, 2015; and

(2) on or before November 30, 2015, to cover a 3–month reporting period beginning on August 1, 2015, and ending on October 31, 2015.”;

and in line 7, strike “2.” and substitute “3.”.

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 938)

AMENDED IN THE SENATE

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 Vallario moved that the House not concur in the Senate amendments.

HB0360/328479/1

BY: Judicial Proceedings Committee

AMENDMENT TO HOUSE BILL 360

(Third Reading File Bill)

On page 1, in line 3, after “of” insert “establishing a certain minimum amount of money that is subject to forfeiture in connection with a controlled dangerous substance violation;”; and in line 13, after “exception;” insert “providing that if the owner of seized property is not charged with a violation of a certain law in connection with the seizure of the property within a certain amount of time, the property shall be immediately returned to the owner;”.

On pages 1 and 2, strike beginning with “requiring” in line 17 on page 1 down through “Act;” in line 16 on page 2; in line 20, after “12-103(a),” insert “12-301.”; strike line 25 in its entirety; and after line 25, insert:

“Section 12-212”.

On page 3, in line 9, after “money” insert “OF MORE THAN \$300”.

On page 4, in line 10, strike “**12-211.**” and substitute “12-212.”; and after line 24, insert:

“12-301.”

(A) Except as provided in § 12-304(c) of this subtitle, if property is seized under § 12-202(a)(2)(iv) and (v) of this title because there is probable cause to believe that the

property is directly or indirectly dangerous to health or safety and that the property was or will be used to violate this title, forfeiture proceedings under this subtitle shall be filed promptly.

(B) IF THE OWNER OF SEIZED PROPERTY IS NOT CHARGED WITH A VIOLATION OF THE CONTROLLED DANGEROUS SUBSTANCES LAW IN CONNECTION WITH THE SEIZURE OF THE PROPERTY WITHIN 180 DAYS, THE PROPERTY SHALL BE IMMEDIATELY RETURNED TO THE OWNER.”.

On pages 5 through 9, strike in their entirety the lines beginning with line 11 on page 5 through line 14 on page 9, inclusive.

On page 9, in line 15, strike “3.” and substitute “2.”; and strike beginning with “Section” in line 16 down through “effect.” in line 18.

The preceding amendment was read and not concurred in.

MESSAGE TO THE SENATE

BILL: **HB 0360**

SPONSOR: Del Vallario, et al

SUBJECT: Criminal Procedure – Seizure and Forfeiture

By the Majority Leader:

Ladies and Gentlemen of the Senate:

The House of Delegates refuses to concur in the Senate amendments and respectfully requests the Senate recede from its position.

Should the Senate prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the House appoints:

Delegate Dumais, Chairman

Delegate Sydnor, and

Delegate Kittleman.

Said Bill is returned herewith.

By Order,

Sylvia Siegert

Chief Clerk

Read and adopted.

MESSAGE FROM THE SENATE

By the Majority Leader:
Ladies and Gentlemen of the House of Delegates:

BILL: HB 0524
SPONSOR: Del McMillan, et al
SUBJECT: Vehicle Laws – Single Registration Plate – Class L (Historic) Vehicles

The Senate does not recede in the Senate amendments and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The House has appointed:
Delegate Beidle, Chair
Delegate S. Robinson
Delegate O'Donnell

The Senate appoints:
Senator Ramirez, Chairman
Senator Norman
Senator Lee.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.,
Secretary

Read and ordered journalized.

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT
#13**

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 367 – Delegates Rosenberg, Bromwell, Carr, Carter, Cullison, Hill, Kelly, Reznik, and Sample–Hughes

AN ACT concerning

Public Health – Maryland Behavioral Health Crisis Response System

HB0367/896587/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 367

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “requiring” and substitute “authorizing”; and strike beginning with “requiring” in line 8 down through “registry;” in line 9.

AMENDMENT NO. 2

On page 3, in line 3, strike “WALK-IN”; strike beginning with “THAT” in line 3 down through “WEEK” in line 4; in line 7, strike the second set of brackets; strike in their entirety lines 8 through 10, inclusive; in line 11, strike the first set of brackets; in the same line, strike the third set of brackets; in the same line, strike “(IV)”; and in the same line, strike “SHALL”.

On page 4, in line 5, strike “[7.” and substitute “6.”; in line 7, strike “8.” and substitute “7.”; in line 8, strike “and”; strike beginning with “9.” in line 9 down through “6.” in line 12 and substitute “8.”; in lines 21, 22, 23, 24, 26, and 28, strike “7.”, “8.”, “9.”, “10.”, “11.”, and “12.”, respectively, and substitute “9.”, “10.”, “11.”, “12.”, “13.”, and “14.”, respectively; and in line 28, strike the semicolon and substitute a period.

On page 5, strike in their entirety lines 12 and 13; in lines 14, 17, and 19, strike “(C)”, “(D)”, and “(E)”, respectively; and in lines 14, 17, and 19, in each instance, strike the brackets.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations and Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

Senate Bill 469 – Senators Madaleno, Benson, Feldman, Klausmeier, ~~and Pugh~~ Pugh, Mathias, and Middleton

AN ACT concerning

Public Health – Maryland Behavioral Health Crisis Response System

SB0469/626381/1

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 469
(Third Reading File Bill)

On page 1, in line 7, strike “authorizing” and substitute “requiring”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

Senate Bill 556 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

EMERGENCY BILL

AN ACT concerning

Health Insurance – Conformity With Federal Law

SB0556/686189/2

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 556

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Insurance – ” insert “Selection of State Benchmark Plan and Required”.

On page 2, in line 29, after “Exchange;” insert “altering the process for selection of the State benchmark plan used to establish certain essential health benefits; requiring the Maryland Insurance Commissioner, in consultation with the Exchange, and instead of the Maryland Health Care Reform Coordinating Council, to select the State benchmark plan; requiring the Commissioner to submit a report to certain legislative committees advising the committees of certain information;”; in line 32, after “and” insert “implementation of and required”; in line 37, strike “and”; in line 38, after “(z)(1)” insert “, and 31–116(c) and (d)”; in line 43, strike “and”; and in the same line, after “15–1405” insert “, and 31–116(e)”.

On page 3, in line 3, strike “and” and substitute a comma; in the same line, after “(o–2)” insert “, and 31–116(e)”; and after line 5, insert:

“BY repealing and reenacting, without amendments,

Article – Insurance

Section 31–116(a) and (b)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 53, after line 14, insert:

“31–116.

(a) The essential health benefits required under § 1302(a) of the Affordable Care Act:

(1) shall be the benefits in the State benchmark plan, selected in accordance with this section; and

(2) notwithstanding any other benefits mandated by State law, shall be the benefits required in:

(i) subject to subsection (f) of this section, all individual health benefit plans and health benefit plans offered to small employers, except for grandfathered health plans, as defined in the Affordable Care Act, offered outside the Exchange; and

(ii) subject to § 31-115(c) of this title, all qualified health plans offered in the Exchange.

(b) In selecting the State benchmark plan, the State seeks to:

(1) balance comprehensiveness of benefits with plan affordability to promote optimal access to care for all residents of the State;

(2) accommodate to the extent practicable the diverse health needs across the diverse populations within the State; and

(3) ensure the benefit of input from the stakeholders and the public.

(c) (1) The State benchmark plan, **FOR 2017 AND UNTIL THE SECRETARY REQUIRES THAT A NEW BENCHMARK PLAN BE SELECTED**, shall be selected by the [Maryland Health Care Reform Coordinating Council] **COMMISSIONER, IN CONSULTATION WITH THE EXCHANGE:**

(I) BASED ON ENROLLMENT FOR THE FIRST QUARTER OF 2014, FROM THE LARGEST HEALTH PLAN BY ENROLLMENT IN ANY OF THE THREE LARGEST SMALL GROUP INSURANCE PRODUCTS BY ENROLLMENT IN THE STATE'S SMALL GROUP MARKET; AND

(II) through an open, transparent, and inclusive process, WHICH SHALL INCLUDE AT LEAST ONE PUBLIC HEARING AND AN OPPORTUNITY FOR PUBLIC COMMENT.

(2) [Any action of the Council may be taken only by the affirmative vote of at least nine members of the Maryland Health Care Reform Coordinating Council.

(3) In selecting the State benchmark plan, the [Maryland Health Care Reform Coordinating Council] COMMISSIONER, IN CONSULTATION WITH THE EXCHANGE, may exclude, CONSISTENT WITH APPLICABLE FEDERAL REGULATIONS:

(i) a health care service, benefit, coverage, or reimbursement for covered health care services that is required under this article or the Health – General Article to be provided or offered in a health benefit plan that is issued or delivered in the State by a carrier; or

(ii) reimbursement required by statute, by a health benefit plan for a service when that service is performed by a health care provider who is licensed under the Health Occupations Article and whose scope of practice includes that service.

(d) In selecting the State benchmark plan, the [Maryland Health Care Reform Coordinating Council shall:

(1) obtain guidance necessary to:

(i) determine the 10 health benefit plans deemed eligible by the Secretary to be the State benchmark plan; and

(ii) conduct a comparative analysis of the benefits of each plan;

(2) solicit the input of stakeholders in the State, including members of the General Assembly and members of the public, by:

(i) appointing and consulting with an advisory group made up of a diverse and representative cross-section of stakeholders, including:

1. individuals with knowledge of and expertise in advocating for consumers representing lower income, racial, ethnic, or other minorities, individuals with chronic diseases and other disabilities, and vulnerable populations;

2. public health researchers and other academic experts with relevant knowledge and background, including knowledge and background relating to disparities and the health needs of diverse populations; and

3. carriers, health care providers, and other industry representatives with knowledge and expertise relevant to health plan benefits and design;

(ii) to the extent practicable, appointing individuals to the advisory group who reflect the gender, racial, ethnic, and geographic diversity of the State; and

(iii) establishing a mechanism for members of the General Assembly and members of the public to:

1. be kept informed by electronic mail; and
2. provide comment; and

(3) COMMISSIONER, IN CONSULTATION WITH THE EXCHANGE, SHALL:

(1) select a plan that complies with all requirements of this title and the Affordable Care Act, the federal Mental Health Parity and Addiction Equity Act of 2008, and any other federal laws, regulations, policies, or guidance applicable to state benchmark plans and essential health benefits;

(2) FOR INDIVIDUAL HEALTH BENEFIT PLANS, REQUIRE THAT THE HEALTH BENEFIT PLANS INCLUDE ANY MANDATED BENEFITS THAT WERE REQUIRED IN INDIVIDUAL HEALTH BENEFIT PLANS BEFORE DECEMBER 31, 2011, IF THE BENEFITS ARE NOT INCLUDED IN THE SELECTED BENCHMARK PLAN; AND

(3) IF THE SELECTED STATE BENCHMARK PLAN DOES NOT COMPLY WITH ANY FEDERAL BENEFIT REQUIREMENT, SUPPLEMENT THE REQUIRED BENEFITS, TO THE EXTENT PERMITTED BY FEDERAL LAW, WITH BENEFITS SIMILAR TO THOSE CHOSEN BY THE MARYLAND HEALTH CARE REFORM COORDINATING COUNCIL IN 2012.

[(e) On or before September 30, 2012, the Maryland Health Care Reform Coordinating Council shall select the State benchmark plan for coverage beginning January 1, 2014.]

(E) WITHIN 10 DAYS AFTER SELECTING THE STATE BENCHMARK PLAN, THE COMMISSIONER SHALL SUBMIT A REPORT, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE SENATE FINANCE COMMITTEE AND THE

HOUSE HEALTH AND GOVERNMENT OPERATIONS COMMITTEE ADVISING THE COMMITTEES OF THE COMMISSIONER’S SELECTION AND THE PROCESS USED IN MAKING THE SELECTION.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

**Senate Bill 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

SB0599/156686/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 599

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after the first “of” insert “repealing certain provisions of law establishing an Expedited Partner Therapy Pilot Program in the Baltimore City Health Department;”; in line 10, strike “extending” and substitute “repealing”; in line 11, strike “within the Baltimore City Health Department”; and in line 12, strike “providing for the effective dates of this Act” and substitute “making certain clarifying and conforming changes”.

AMENDMENT NO. 2

On page 3, strike beginning with “It” in line 14 down through “effect.” in line 16; strike in their entirety lines 17 and 18; in line 19, strike “4.” and substitute “3.”; and strike beginning with “, except” in line 19 down through “Act,” 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.

THE COMMITTEE ON WAYS AND MEANS REPORT #21

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 322 – Harford County Delegation

AN ACT concerning

Harford County – Charitable Gaming

HB0322/655562/3

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 322

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “specifying” in line 9 down through “game” in line 10 and substitute “authorizing a permit holder under this Act to charge only a preset entrance fee; requiring participants in a gaming contest to use tokens and not cash for wagering under certain circumstances; prohibiting a permit holder from exchanging tokens under certain circumstances; requiring an individual who participates in or helps operate a gaming contest to be of a certain age”; in line 12, strike “authorizing” and substitute “requiring”; and in line 14, after “financial” insert “and informational”.

AMENDMENT NO. 2

On page 2, in line 28, after “OWNED” insert “, RENTED,”.

On page 3, strike beginning with “WITHOUT” in line 19 down through “EQUIPMENT” in line 20.

AMENDMENT NO. 3

On page 3, strike beginning with “THE” in line 7 down through “\$10” in line 8 and substitute “AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY CHARGE ONLY A PRESET ENTRANCE FEE FOR A GAMING CONTEST.”

(2) PARTICIPANTS IN A GAMING CONTEST SHALL RECEIVE TOKENS FOR WAGERING IN EXCHANGE FOR THE ENTRANCE FEE.

(3) A PARTICIPANT MAY PURCHASE ADDITIONAL TOKENS, AT A TOTAL COST NOT EXCEEDING 100% OF THE ENTRANCE FEE, DURING A GAMING CONTEST.

(4) AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY NOT ALLOW CASH TO BE USED FOR WAGERING”;

in line 9, strike “(2)” and substitute “(5)”; strike in their entirety lines 12 and 13 and substitute:

“(G) AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY NOT EXCHANGE TOKENS USED FOR WAGERING FOR:

(1) AN ITEM OF MERCHANDISE THAT IS WORTH MORE THAN \$10,000;

(2) MONEY; OR

(3) AN ITEM OF MERCHANDISE HAVING A VALUE THAT IS DIFFERENT FROM THE FAIR MARKET RETAIL VALUE OF THE ITEM OF MERCHANDISE THAT WAS RECEIVED FOR THE TOKENS.”.

AMENDMENT NO. 4

On page 3 in lines 14, 17, and 29, and on page 4 in lines 1, 17, and 19, strike “(G)”, “(H)”, “(I)”, “(J)”, “(K)”, and “(L)”, respectively, and substitute “(H)”, “(I)”, “(J)”, “(K)”, “(L)”, and “(M)”, respectively.

AMENDMENT NO. 5

On page 3, after line 28, insert:

“(5) TO VOLUNTEER AS AN OPERATOR OF A GAMING CONTEST, AN INDIVIDUAL SHALL BE AT LEAST 18 YEARS OLD.

(6) TO PARTICIPATE IN A GAMING CONTEST, AN INDIVIDUAL SHALL BE AT LEAST 21 YEARS OLD.”.

AMENDMENT NO. 6

On page 3, strike beginning with “MAY” in line 30 down through “ORGANIZATION” in line 31 and substitute “SHALL BE USED TO BENEFIT A CHARITY OR TO FURTHER THE PURPOSE OF THE ORGANIZATION”.

AMENDMENT NO. 7

On page 4, in line 5, after “CONTEST” insert “AND THE NAME, ADDRESS, AND SOCIAL SECURITY NUMBER OF A PARTICIPANT THAT IS DECLARED THE WINNER OF A GAMING CONTEST REQUIRING THE ISSUANCE OF INTERNAL REVENUE SERVICE FORM W-2G OR A SUBSTANTIALLY EQUIVALENT FORM”.

AMENDMENT NO. 8

On page 4, strike beginning with “A” in line 19 down through “BOTH” in line 21 and substitute “AN ORGANIZATION THAT IS FOUND TO HAVE VIOLATED THIS SECTION IS INELIGIBLE TO RECEIVE A PERMIT UNDER THIS SECTION FOR A PERIOD OF 5 YEARS”.

The preceding 8 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 473 – Delegates Kramer, Dumais, Fraser–Hidalgo, Krebs, McComas, Morales, and Platt

AN ACT concerning

Tax Credits – Employment of Individuals With Disabilities

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 815 – Delegate Lafferty

AN ACT concerning

Income Tax Credit – Oyster Shell Recycling – Transfer of Credit**HB0815/415865/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 815

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Transfer of Credit” and substitute “Credit Amount”; strike beginning with “authorizing” in line 3 down through the first “for” in line 4 and substitute “altering the amount of”; and strike beginning with “requiring” in line 5 down through the semicolon in line 6.

AMENDMENT NO. 2

On page 1, in line 19, strike “\$1” and substitute “\$2”.

AMENDMENT NO. 3

On page 2, strike in their entirety lines 1 through 6, inclusive; in line 16, strike the colon; in line 17, strike “(I)”; and strike beginning with the semicolon in line 19 down through “SECTION” in line 21.

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:

Senate Bill 4 – Carroll County Senators

AN ACT concerning

Carroll County – Gaming Events**SB0004/645964/1**

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 4

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 22 and 23, strike “to the Carroll County Sheriff’s Office” and substitute “and certain information about winners of prizes to the Board of County Commissioners for Carroll County”.

AMENDMENT NO. 2

On page 3 in line 7, on page 4 in line 13, and on page 5 in line 16, in each instance, strike “COUNTY COMMISSIONERS” and substitute “BOARD OF COUNTY COMMISSIONERS FOR CARROLL COUNTY”.

AMENDMENT NO. 3

On page 4, in line 11, strike “BENEFIT FINANCIALLY OR BE USED FOR THE” and substitute “BE USED FOR THE FINANCIAL BENEFIT OR THE”.

AMENDMENT NO. 4

On page 3, in lines 25 and 26, strike “, OR TO PARTICIPATE AS A PLAYER IN,”; and after line 27, insert:

“(III) TO PARTICIPATE IN A CARD GAME, CARD TOURNAMENT, OR CASINO EVENT, AN INDIVIDUAL SHALL BE AT LEAST 21 YEARS OLD.”

AMENDMENT NO. 5

On page 5, in line 6, strike “(1)”; in line 8, strike “CARROLL COUNTY SHERIFF’S OFFICE” and substitute “BOARD OF COUNTY COMMISSIONERS FOR CARROLL COUNTY”;

(1);

in line 10, after “EVENT” insert “; AND”

(2) THE NAME, ADDRESS, AND SOCIAL SECURITY NUMBER OF A PARTICIPANT THAT IS DECLARED THE WINNER AT A CARD GAME, CARD TOURNAMENT, OR CASINO EVENT OF A PRIZE FOR WHICH ISSUANCE OF INTERNAL REVENUE SERVICE FORM W-2G OR A SUBSTANTIALLY EQUIVALENT FORM IS REQUIRED”;

and strike in their entirety lines 11 and 12.

AMENDMENT NO. 6

On page 5, in line 15, strike “NOT EXCEEDING” and substitute “OF”.

The preceding 6 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 443 – Senators Norman and Jennings

AN ACT concerning

Harford County – Charitable Gaming

SB0443/925364/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 443

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “specifying” in line 9 down through “game” in line 10 and substitute “authorizing a permit holder under this Act to charge only a preset entrance fee; requiring participants in a gaming contest to use tokens and not cash for wagering under certain circumstances; prohibiting a permit holder from exchanging tokens under certain circumstances; requiring an individual who participates in or helps operate a gaming contest to be of a certain age”; in line 12, strike “authorizing” and substitute “requiring”; and in line 14, after “financial” insert “and informational”.

AMENDMENT NO. 2

On page 3, in line 3, after “OWNED” insert “, RENTED,”; and strike beginning with “WITHOUT” in line 23 down through “EQUIPMENT” in line 24.

AMENDMENT NO. 3

On page 3, strike beginning with “**THE**” in line 11 down through “**\$10**” in line 12 and substitute “**AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY CHARGE ONLY A PRESET ENTRANCE FEE FOR A GAMING CONTEST.**”

(2) PARTICIPANTS IN A GAMING CONTEST SHALL RECEIVE TOKENS FOR WAGERING IN EXCHANGE FOR THE ENTRANCE FEE.

(3) A PARTICIPANT MAY PURCHASE ADDITIONAL TOKENS, AT A TOTAL COST NOT EXCEEDING 100% OF THE ENTRANCE FEE, DURING A GAMING CONTEST.

(4) AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY NOT ALLOW CASH TO BE USED FOR WAGERING”;

in line 13, strike “**(2)**” and substitute “**(5)**”; and strike in their entirety lines 16 and 17 and substitute:

(G) AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY NOT EXCHANGE TOKENS USED FOR WAGERING FOR:

(1) AN ITEM OF MERCHANDISE THAT IS WORTH MORE THAN \$10,000;

(2) MONEY; OR

(3) AN ITEM OF MERCHANDISE HAVING A VALUE THAT IS DIFFERENT FROM THE FAIR MARKET RETAIL VALUE OF THE ITEM OF MERCHANDISE THAT WAS RECEIVED FOR THE TOKENS.”.

AMENDMENT NO. 4

On page 3 in lines 18 and 21 and on page 4 in lines 3, 6, 22, and 24, strike “**(G)**”, “**(H)**”, “**(I)**”, “**(J)**”, “**(K)**”, and “**(L)**”, respectively, and substitute “**(H)**”, “**(I)**”, “**(J)**”, “**(K)**”, “**(L)**”, and “**(M)**”, respectively.

AMENDMENT NO. 5

On page 4, after line 2, insert:

(5) TO VOLUNTEER AS AN OPERATOR OF A GAMING CONTEST, AN INDIVIDUAL SHALL BE AT LEAST 18 YEARS OLD.

(6) TO PARTICIPATE IN A GAMING CONTEST, AN INDIVIDUAL SHALL BE AT LEAST 21 YEARS OLD.

AMENDMENT NO. 6

On page 4, strike beginning with “MAY” in line 4 down through “ORGANIZATION” in line 5 and substitute “**SHALL BE USED TO BENEFIT A CHARITY OR TO FURTHER THE PURPOSE OF THE ORGANIZATION**”.

AMENDMENT NO. 7

On page 4, in line 10, after “CONTEST” insert “**AND THE NAME, ADDRESS, AND SOCIAL SECURITY NUMBER OF A PARTICIPANT THAT IS DECLARED THE WINNER OF A GAMING CONTEST REQUIRING THE ISSUANCE OF INTERNAL REVENUE SERVICE FORM W-2G OR A SUBSTANTIALLY EQUIVALENT FORM**”.

AMENDMENT NO. 8

On page 4, strike beginning with “A” in line 24 down through “BOTH” in line 26 and substitute “**AN ORGANIZATION THAT IS FOUND TO HAVE VIOLATED THIS SECTION IS INELIGIBLE TO RECEIVE A PERMIT UNDER THIS SECTION FOR A PERIOD OF 5 YEARS**”.

The preceding 8 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 510 – Senators Hough and Young

AN ACT concerning

Frederick County – Gaming Events

SB0510/285264/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 510

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 22, after “report” insert “and certain information about winners of certain prizes”; strike beginning with “requiring” in line 23 down through “Commission;” in line 24; and in line 24, after “Executive” insert “and County Council”.

AMENDMENT NO. 2

On page 3, in line 26, strike “**BENEFIT FINANCIALLY OR BE USED FOR THE**” and substitute “**BE USED FOR THE FINANCIAL BENEFIT OR**”.

AMENDMENT NO. 3

On page 4, in line 21, strike “**(1)**”; in line 24, after “**INSPECTIONS**” insert “:

(1)”;

in line 25, after “**EVENT**” insert “;**AND**

(2) THE NAME, ADDRESS, AND SOCIAL SECURITY NUMBER OF A PARTICIPANT THAT IS DECLARED THE WINNER AT A CARD GAME, CARD TOURNAMENT, OR CASINO EVENT OF A PRIZE FOR WHICH THE ISSUANCE OF INTERNAL REVENUE SERVICE FORM W-2G OR A SUBSTANTIALLY EQUIVALENT FORM IS REQUIRED”;

and strike in their entirety lines 26 through 28, inclusive.

AMENDMENT NO. 4

On page 4, in lines 30 and 31, strike “**NOT EXCEEDING**” and substitute “**OF**”.

AMENDMENT NO. 5

On page 5, in line 3, after the semicolon, insert “**AND**”; strike in its entirety line 4; and in line 5, strike “**(3)**” and substitute “**(2)**”; and after line 7, insert:

“(N) THE COUNTY COUNCIL MAY ADOPT REGULATIONS TO GOVERN PERMIT FEES UNDER THIS SECTION.”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

Senate Bill 694 – Senator Manno

AN ACT concerning

Income Tax Credit – Oyster Shell Recycling – Transfer of Credit

SB0694/525969/1

BY: Committee on Ways and Means

AMENDMENTS TO SENATE BILL 694

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Transfer of Credit” and substitute “Credit Amount”; strike beginning with “authorizing” in line 3 down through the first “for” in line 4 and substitute “altering the amount of”; and strike beginning with “requiring” in line 5 down through the semicolon in line 6.

AMENDMENT NO. 2

On page 1, in line 19, strike “\$1” and substitute “\$2”.

AMENDMENT NO. 3

On page 2, strike in their entirety lines 4 through 9, inclusive; in line 19, strike the colon; in line 20, strike “**(I)**”; and strike beginning with the semicolon in line 22 down through “**SECTION**” in line 24.

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:

Senate Bill 913 – Washington County Senators

AN ACT concerning

Washington County – Tax Increment Financing – Application of Bond Proceeds

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 54	Chair, Judiciary Committee	Circuit Court Real Property Records Improvement Fund – Funding
HB 84	Del. Krebs	Annotated Code of Maryland – Captions and Catchlines – Interpretation
HB 109	Del. Dumais	Guardianship of the Person – Disabled Persons – Attorney’s Fees
HB 165	Del. Dumais	Family Law – Grounds for Limited Divorce
HB 194	Del. Beitzel	Vehicle Laws – Maximum Speed Limits on Highways
HB 233	Del. Beidle	Motor Vehicles – Calculation of Length – Loading Devices
HB 286	Del. O’Donnell	Calvert and St. Mary’s Counties – Scenic Byways – Signs
HB 339	Del. Carter	Vehicle Laws – Race–Based Traffic Stops – Policy and Reporting Requirements
HB 368	Del. Beidle	Civil Actions – Immunity From Liability – Emergency Medical Care for Drug Overdose
HB 493	Del. McMillan	Motor Vehicles – Prohibition Against Unattended Motor Vehicle – Exceptions

HB 510	Montgomery County Delegation	Montgomery County – Education – School Bus – Doors That Lock MC 27–15
HB 598	Prince George’s County Delegation	Prince George’s County – Raffles – Charitable Foundations PG 301–15
HB 614	Del. Dumais	Department of State Police – Handgun Roster Board – Definition of Handgun
HB 624	Del. Miele	Estates and Trusts – Funeral Expenses Allowance – Modified Administration
HB 737	Del. B. Wilson	Crim Proc – Financial Crimes Against Vulnerable and Elder Adlts – Petition to Freeze Assets
HB 812	Del. Hornberger	Vehicle Laws – All–Terrain Vehicles – Access to Farms
HB 1111	Chair, Ways and Means Committee	Video Lottery Fac – Areas Prohibited to Indivs Under the Age of 21 Yrs – Empl Exception
HB 1114	Chair, Ways and Means Committee	State Lottery and Gaming Control Agency – Raffles – Authorized
HB 1115	Chair, Ways and Means Committee	Gaming – Video Lottery Employee – Temporary License

By Order,
Sylvia Siegert, Chief Clerk

Read and ordered journalized.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 288 – ~~Senator Lee~~ Senators Lee, Brochin, Cassilly, Gladden, Hough, Muse, Ramirez, Raskin, Ready, and Zirkin

AN ACT concerning

**Criminal Procedure – Financial Crimes Against Vulnerable and Elder Adults –
Petition to Freeze Assets**

FOR the purpose of authorizing a State’s Attorney to file a petition to freeze assets of a defendant charged with a certain financial crime involving a vulnerable or elder adult under certain circumstances; requiring that a petition to freeze assets be served in accordance with the Maryland Rules and include certain information; requiring that a petition to freeze assets be mailed to certain ~~lienholders and certain~~ financial institutions; authorizing a court to grant a petition to freeze assets and issue an order to freeze assets under certain circumstances; requiring that an order to freeze assets 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; requiring that an order to freeze assets remain in effect for a certain period of time; authorizing the court to modify an order to freeze assets under certain circumstances; ~~specifying that a certain lienholder is not prohibited from exercising certain rights if a default occurs in the obligation giving rise to the lien;~~ specifying that a certain financial institution is not prohibited from exercising certain rights; defining certain terms; and generally relating to petitions to freeze assets.

BY adding to

Article – Criminal Procedure

Section 4–206

Annotated Code of Maryland

(2008 Replacement Volume and 2014 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

Senate Bill 420 – Senator Lee

AN ACT concerning

**~~Estates and Trusts – Modified Administration – Payment of Funeral Expenses~~
~~Without Court Approval~~ Allowance – Modified Administration**

FOR the purpose of ~~providing that an allowance by the court for a personal representative to pay certain funeral expenses is not required if the estate is solvent, under modified administration, and the personal representative includes the expenses on a certain final report; and generally relating to funeral expenses~~ increasing the maximum amount that a court may allow for certain funeral expenses; establishing that, if an estate is solvent, a personal representative is not required to obtain an allowance by

the court for funeral expenses if the estate is under modified administration and the funeral expenses are included on a certain report; providing for the application of this Act; and generally relating to an allowance for funeral expenses.

BY repealing and reenacting, with amendments,
 Article – Estates and Trusts
 Section ~~8-106(e)~~ 8-106
 Annotated Code of Maryland
 (2011 Replacement Volume and 2014 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

Senate Bill 615 – Senator Eckardt

AN ACT concerning

Income Tax Credit – Preservation and Conservation Easements

FOR the purpose of altering certain provisions of law concerning a credit against the State income tax for certain preservation and conservation easements to allow an individual or a member of a pass-through entity to claim the credit for an easement conveyed to the Maryland Environmental Trust, the Maryland Agricultural Land Preservation Foundation, or the Department of Natural Resources under certain circumstances; ~~altering the amount of the credit allowed under certain provisions of law; authorizing a taxpayer to claim a certain credit against the Maryland estate tax under certain circumstances; providing that a grantor of an easement may transfer a certain tax credit by obtaining a certain certificate; requiring the Maryland Environmental Trust to issue a certain tax credit certificate under certain circumstances; specifying the contents of the certificate; setting a limit on the number of approved tax credit certificates issued by the Maryland Environmental Trust each year; requiring the Maryland Environmental Trust to approve applications for tax credit certificates in a certain manner; authorizing a holder of a certain tax credit certificate to transfer the certificate under certain circumstances; authorizing the Comptroller to assess and distribute a certain fee on transferred credits; requiring the Comptroller and the Department to jointly, in consultation with the Maryland Environmental Trust, adopt certain regulations; declaring the intent of the General Assembly that the issuance of tax credit certificates in accordance with this Act may not adversely impact the annual budgets of certain State agencies or programs; requiring the Maryland Environmental Trust to direct outreach to obtain donated easements in a certain manner; requiring the Maryland Environmental Trust to make a certain report to the General Assembly on or before a certain date;~~ requiring the Comptroller to adopt certain regulations; defining certain terms; making certain stylistic changes; providing for the application of this Act; and generally relating to a State income tax credit for certain preservation and conservation easements.

BY repealing and reenacting, with amendments,

Article – Tax – General
Section 10–723
Annotated Code of Maryland
(2010 Replacement Volume and 2014 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

**Senate Bill 882 – Senators Conway, Ferguson, Gladden, McFadden,
Nathan–Pulliam, and Pugh**

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.

Senate Bill 941 – ~~Senator Raskin~~ Senators Raskin and Muse

AN ACT concerning

Maryland Uniform Interstate Family Support Act – Revision

FOR the purpose of revising the Maryland Uniform Interstate Family Support Act; establishing that the Child Support Enforcement Administration is the support enforcement agency of the State; extending the application of certain provisions of the Maryland Uniform Interstate Family Support Act to include parties, pleadings, proceedings, and support orders of a foreign country; authorizing a tribunal of this

State to exercise jurisdiction over a guardian or conservator under certain circumstances; altering a certain provision governing when a tribunal of this State may act as an initiating or a responding tribunal; altering the circumstances under which a tribunal of this State may exercise jurisdiction to establish a support order; authorizing a tribunal of this State to communicate with a tribunal outside this State by electronic mail; requiring a support enforcement agency to provide certain services to certain plaintiffs and authorizing a support enforcement agency to provide services to certain other plaintiffs; authorizing a tribunal of this State to serve as a responding tribunal in a parentage proceeding under certain circumstances; altering certain provisions governing when a tribunal of this State may modify a child support order issued in another state; providing that a tribunal of this State retains jurisdiction to modify a support order issued by a tribunal of this State under certain circumstances; establishing that the Child Support Enforcement Administration is the recognized agency designated by the United States central authority to perform certain functions under the Convention on International Recovery of Child Support and Other Forms of Family Maintenance; requiring the Child Support Enforcement Administration to perform certain functions under the Convention; establishing that certain support proceedings are available to certain parties under the Convention; prohibiting the requirement of a security, bond, or deposit to guarantee the payment of certain costs and expenses under the Convention; establishing that a party may make certain direct requests regarding certain support orders or the parentage of a child in the State under the Convention; establishing the application of State law in certain proceedings; requiring prompt notice of certain decisions to the parties to certain actions; establishing that certain foreign parties are entitled to free legal assistance under certain circumstances; providing that certain plaintiffs are not entitled to assistance from the Child Support Enforcement Administration; requiring a party seeking recognition and enforcement of a Convention support order or foreign support agreement to register the order or agreement in this State; requiring that a party seeking recognition and enforcement of a Convention support order or foreign support agreement provide certain records, documentation, and information to a tribunal of this State; authorizing a tribunal of this State to vacate the registration of a Convention support order under certain circumstances; establishing certain procedural rules and requirements for a contest of certain orders and agreements; requiring enforcement or partial enforcement of a Convention support order or foreign support agreement except under certain circumstances; establishing the grounds on which a tribunal of this State may refuse to recognize a Convention support order or foreign support agreement; requiring suspension of a proceeding to recognize and enforce a foreign support agreement under certain circumstances; prohibiting the modification of a Convention support order when a certain party remains a resident of the foreign country that issued the order except under certain circumstances; restricting how personal information gathered or transmitted under the Act may be used; requiring that a record filed under the Act be in its original language and contain an English translation if not in English; providing for the application of certain provisions of law under certain circumstances; making certain stylistic, technical, and conforming changes; defining certain terms; altering certain definitions; and generally relating to the Maryland Uniform Interstate Family Support Act.

BY renumbering

Article – Family Law

Section 10–355 through 10–359, respectively
to be Section 10–367 through 10–371, respectively

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article – Family Law

Section 10–301, 10–302, 10–303(a), 10–304, 10–306, 10–307, 10–308(a) and (c), 10–309(a), 10–310(a) through (c), 10–311, 10–312, 10–312.1, 10–312.2(b), 10–313(b), 10–316(b), ~~10–317(b)(1)~~ 10–317(a) and (b)(1) and (8), 10–318, 10–319(a) and (b)(1), 10–320(b), ~~10–322(b)(3)~~ 10–322(b)(1) and (3), 10–323(a), 10–325(b), 10–328(a), (b), ~~and (d) through (f)~~, (d), (e), (f), and (h), 10–329, 10–330, 10–331(a); 10–332(a) to be under the amended part “Part IV. Establishment of Support Order or Determination of Parentage”; 10–335 through 10–337 to be under the amended part “Part V. Enforcement of Support Order Without Registration”; 10–339(a), 10–340, 10–341(a) and (b), 10–342, 10–343, 10–344(a), (b)(2), (c)(1), and (d), 10–345(a) and (b), 10–346, 10–347; 10–348 to be under the amended subpart “Subpart C. Registration and Modification of Child Support Order of Another State”; 10–349, 10–350(a) and (c); and 10–353.1 to be under the new subpart “Subpart D. Registration and Modification of Foreign Child Support Order”

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY adding to

Article – Family Law

Section 10–303.1, 10–332.1, 10–350(f), 10–353.2, and 10–354 through 10–366 to be
under the amended part “Part VII. Support Proceeding Under Convention”

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

BY repealing

Article – Family Law

Section 10–354

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #21

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 68 – ~~Senator Conway~~ Senators Conway and WaughEMERGENCY BILL

AN ACT concerning

Charles County and St. Mary's County – Deer ~~Hunting – Repeal~~ Management Permit

SB0068/380212/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 68

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 20, strike “providing that a certain permit is valid for a certain period of time each year” and substitute “altering the circumstances and conditions under which an individual may hunt deer on State land in Charles County and St. Mary's County under a certain permit”.

AMENDMENT NO. 2

On page 4, strike beginning with “Hunt” in line 6 down through “County” in line 9 and substitute “IF THE INDIVIDUAL LEASES STATE LAND IN CHARLES COUNTY OR ST. MARY'S COUNTY FOR THE PURPOSE OF CULTIVATING CROPS, HUNT DEER ON THE LAND LEASED BY THE INDIVIDUAL IN THE LOCATIONS AND UNDER THE CONDITIONS SET FORTH IN THE PERMIT”; strike beginning with “A” in line 12 down through “(4)” in line 14; and in line 16, strike “(5)” 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 Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 83 – Senator Simonaire

AN ACT concerning

Department of Natural Resources – Vibrio Notice Regulations**SB0083/770318/1**

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 83

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert “EMERGENCY BILL”; strike line 2 in its entirety and substitute “Environment – Vibrio Public Information Campaign”; strike beginning with “Department” in line 3 down through “regulations” in line 8 and substitute “Department of the Environment, after certain consultation, to develop and implement a certain public information campaign about the health risks associated with the Vibrio bacteria in the waters of the State; requiring the public information campaign to identify certain facts relevant to Vibrio and Vibrio infections, target certain geographical areas and time periods, provide certain warnings relevant to Vibrio and Vibrio infections, emphasize certain measures, implement certain processes related to informing and preparing the medical community in the State for Vibrio infections, and provide a link to a certain Web site where additional information about Vibrio infections is available; requiring the Department to develop and implement the public information campaign on or before a certain date; making this Act an emergency measure; and generally relating to the development and implementation of a public information campaign about the Vibrio bacteria”; and strike in their entirety lines 9 through 13, inclusive.

AMENDMENT NO. 2

On page 1, in line 15, strike “the Laws of Maryland read as follows”.

On pages 1 and 2, strike beginning with line 16 on page 1 through line 15 on page 2 and substitute:

“(a) The Department of the Environment, in consultation with the Department of Natural Resources, the Department of Health and Mental Hygiene, and other interested State, local, and private stakeholders, shall develop and implement an appropriate public information campaign about the health risks associated with the Vibrio bacteria in the waters of the State.

(b) The Vibrio public information campaign shall:

(1) identify that Vibrio is a naturally occurring bacteria that is a rare waterborne cause of illness nationwide;

(2) target the geographical areas and times of the year that the Vibrio bacteria is most active;

(3) warn of the dangers of contracting a Vibrio infection and that certain pre-existing health conditions may increase the risk posed by Vibrio;

(4) emphasize preventative measures, identify symptoms to facilitate early detection, and encourage individuals with symptoms to seek immediate medical attention;

(5) implement processes to ensure that the medical community in the State is properly notified of the risks and symptoms of a Vibrio infection and is properly prepared for the treatment of a Vibrio infection; and

(6) provide a link to the Web site of the Department of the Environment where additional information about Vibrio infections is available.

(c) The Department of the Environment shall develop and implement the Vibrio public information campaign required under this Act on or before June 15, 2015.

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 ye and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

Senate Bill 107 – Senator Conway

EMERGENCY BILL

AN ACT concerning

Public Safety – Hotels – Carbon Monoxide Alarms

SB0107/800616/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 107

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Hotels” insert “and Lodging or Rooming Houses”; in line 3, after “of” insert “altering the applicability to certain hotels and lodging or rooming houses of certain provisions of law concerning carbon monoxide alarms; altering a certain reference to a certain alarm device national standard;”; in the same line, after “hotels” insert “and lodging or rooming houses”; in line 4, strike “ceiling” and substitute “wall”; in lines 5 and 7, in each instance, after “hotel” insert “or lodging or rooming house”; in line 5, before the semicolon insert “under certain circumstances”; in line 8, strike “a”; in the same line, strike “term” and substitute “terms”; in line 12, after “12–1102,” insert “12–1103,”; and in line 17, strike “12–1103” and substitute “9–201(d) and (e)”.

AMENDMENT NO. 2

On page 2, strike beginning with “IS” in line 15 down through “**3.**” in line 17; in line 18, after “BATTERY” insert “THAT HAS A LIFE OF NOT LESS THAN 10 YEARS”; in line 19, strike “**4.**” and substitute “**3.**”; strike beginning with “BATTERY–POWERED” in line 19 down through “AND” in line 20; in line 20, strike “OR OFF–SITE”; and in line 22, after “SIGNAL” insert “AND RECEIVES ITS PRIMARY POWER FROM A BATTERY OR THE CONTROL UNIT”.

On page 3 in line 27, and on page 4 in line 7, in each instance, strike “CEILING” and substitute “WALL”.

On page 4, in lines 3, 4, and 11, in each instance, after “AN” insert “ENCLOSED”.

AMENDMENT NO. 3

On page 2, after line 1, insert:

“9–201.

(d) (1) “Hotel” means a building or group of buildings that:

(i) is under the same management;

(ii) contains more than 16 sleeping accommodations for hire; and

(iii) is used primarily by transients who are lodged with or without meals.

(2) “Hotel” includes an inn, motel, club, and apartment hotel.

(e) (1) “Lodging or rooming house” means a building:

(i) in which separate sleeping rooms are rented; and

(ii) that provides sleeping accommodations:

1. for 16 or fewer individuals;

2. on either a transient or permanent basis; and

3. with or without meals, but without individual cooking facilities.

(2) “Lodging or rooming house” includes an inn, club, and bed and breakfast establishment.”;

in line 12, after “HOTEL” insert “OR A LODGING OR ROOMING HOUSE”; and in line 26, strike “motel,” and substitute “LODGING OR ROOMING HOUSE,”.

On page 3, after line 3, insert:

“(F) “LODGING OR ROOMING HOUSE” HAS THE MEANING STATED IN § 9–201 OF THIS ARTICLE.”;

in lines 11 and 26, in each instance, after “HOTEL” insert “OR A LODGING OR ROOMING HOUSE”; in line 21, strike “SUBJECT TO” and substitute “EXCEPT AS PROVIDED IN”;

strike beginning with “FOR” in line 21 down through “SUBTITLE,” in line 22; in lines 23 and 24, in each instance, strike the brackets; in line 23, strike “THE”; and in line 25, strike “ON” and substitute “FOR A DWELLING DESCRIBED IN § 12-1102(2) OF THIS SUBTITLE, ON”.

On page 4, in line 14, strike “OR HOTEL”.

AMENDMENT NO. 4

On page 3, in line 25, strike “2016,” and substitute “2017.”

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:

**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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation and Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

Senate Bill 453 – Senators Guzzone and Middleton

AN ACT concerning

**Public–Private Partnership Agreements – Performance Security –
Requirements**

SB0453/790111/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 453
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Performance Security –” and substitute “Construction Contracts – Security”; strike beginning with “altering” in line 4 down through “changes” in line 10 and substitute “clarifying the value on which requirements for the amount of the payment security and certain performance security shall be based in a public–private partnership agreement for a construction contract”; in line 11, strike “performance security in”; and in line 12, after “agreements” insert “for construction contracts”.

AMENDMENT NO. 2

On page 2, in line 3, after “performance” insert “SECURITY”; in line 9, before “the” insert “REQUIREMENTS FOR”; in the same line, after “OF” insert “THE”; and in line 11, strike “CONSTRUCTION CONTRACTS” and substitute “A CONSTRUCTION CONTRACT”.

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:

Senate Bill 564 – Senators Peters, Benson, Currie, Muse, and Ramirez

AN ACT concerning

Prince George’s County – Maryland–Washington Regional District – Fairness in Zoning

SB0564/850117/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 564
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 18, strike “county”; in the same line, after “board” insert “of Prince George’s County”; and in line 20, after the first “a” insert “certain”.

AMENDMENT NO. 2

On page 7, in line 5, strike “or”; in line 6, strike “a” and substitute “IN MONTGOMERY COUNTY, A”; in the same line, strike the brackets; and in line 7, after “writing” insert “; OR

(III) IN PRINCE GEORGE’S COUNTY, A MUNICIPAL CORPORATION THAT APPEARED AT THE HEARING IN PERSON, BY ATTORNEY, OR IN WRITING”.

AMENDMENT NO. 3

On page 8, in line 1, strike “NOTWITHSTANDING ANY OTHER LAW, IN” and substitute “IN”; in the same line, after “COUNTY” insert a comma; in line 4, after “IF” insert “:

(1)”;

and in line 13, after “WRITING” insert “; AND

(2) THE REVIEW IS EXPRESSLY AUTHORIZED UNDER THIS DIVISION”.

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:

Senate Bill 600 – Senators Astle, Klausmeier, Miller, Bates, Benson, Conway, Currie, DeGrange, Edwards, Feldman, Ferguson, Gladden, Guzzone, Hershey, Hough, Jennings, Kagan, Kasemeyer, Kelley, King, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Montgomery, Muse, Nathan–Pulliam, Norman, Peters, Pinsky, Pugh, Ramirez, Raskin, Rosapepe, Salling, Serafini, Simonaire, Waugh, Young, and Zirkin

AN ACT concerning

Chesapeake Bay Trust and Chesapeake Conservation Corps – Funding

SB0600/370411/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 600

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before “Chesapeake” insert “Study on Donation Program to Benefit the”; in the same line, strike “and Chesapeake Conservation Corps – Funding”; strike beginning with “altering” in line 3 down through “Program;” in line 5; in line 6, after “Assembly” insert “, on or before a certain date,”; strike beginning with “authorizing” in line 8 down through “program;” in line 9; in line 9, after “to” insert “a certain study on”; and strike in their entirety lines 11 through 18, inclusive.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 1 through 7, inclusive; and in line 9, strike “the Laws of Maryland read as follows”.

On pages 2 and 3, strike in their entirety the lines beginning with line 10 on page 2 through line 4 on page 3, inclusive.

AMENDMENT NO. 3

On page 3, after line 4, insert:

“On or before October 1, 2015, the Maryland Transportation Authority, in consultation with the Chesapeake Bay Trust, shall report to the General Assembly, in accordance with § 2–1246 of the State Government Article, on the feasibility of establishing a donation program for the benefit of the Chesapeake Bay Trust to which E–ZPass account holders may donate, including a plan for administering the donations collected by the Authority.”

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.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

Senate Bill 844 – Senators Young and Hough

AN ACT concerning

Frederick County – Deer Management Permit – Use of Rifles

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. 939)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (SENATE BILLS) #26

Senate Bill 490 – Senators King, Feldman, Kagan, Lee, Madaleno, Manno, Montgomery, ~~and Raskin~~ Raskin, Currie, Guzzone, and Peters

AN ACT concerning

Capital Grant Program for Local School Systems With Significant Enrollment Growth or Relocatable Classrooms

Delegate Saab moved to make the Bill a Special Order for next session.

The motion was adopted.

Senate Bill 567 – Senator Gladden

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. 940)

The Bill was then returned to the Senate.

Senate Bill 673 – Senator Young

AN ACT concerning

Alcoholic Beverages – Brewing Company Off-Site Permit and Nonprofit Beer Festival Permit

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 941)

The Bill was then returned to the Senate.

Senate Bill 761 – Senators Feldman, Brochin, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Middleton, Montgomery, Ramirez, Raskin, Rosapepe, and Waugh

AN ACT concerning

**Disabled Individuals – Task Force on the Maryland ABLE Program –
~~Established~~**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 942)

The Bill was then returned to the Senate.

Senate Bill 793 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

State Personnel – Automatic Step Increases – Standard Pay Plan

Read the third time and passed by yeas and nays as follows:

Affirmative – 123 Negative – 16 (See Roll Call No. 943)

The Bill was then returned to the Senate.

Senate Bill 864 – Senator Klausmeier

AN ACT concerning

**State Board of Heating, Ventilation, Air-Conditioning, and Refrigeration
Contractors – Cease and Desist Orders – Authority**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 1 (See Roll Call No. 944)

The Bill was then returned to the Senate.

Senate Bill 902 – Senators Young and Hough

AN ACT concerning

Frederick County – Alcoholic Beverages Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 945)

The Bill was then returned to the Senate.

Senate Bill 906 – Senator Mathias

AN ACT concerning

**Somerset County – Alcoholic Beverages – Selling Near Schools, Places of
Worship, Public Libraries, and Youth Centers**

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 946)

The Bill was then returned to the Senate.

Senate Bill 921 – Senator Pugh

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. 947)

The Bill was then returned to the Senate.

Senate Bill 922 – Senator Serafini

AN ACT concerning

**City of Hagerstown – Alcoholic Beverages – Outdoor Festivals and Street
Festival Licenses**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 948)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #27

**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

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 949)

The Bill was then returned to the Senate.

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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 950)

The Bill was then returned to the Senate.

Senate Bill 516 – Senators Klausmeier, Currie, Eckardt, Ferguson, Madaleno, ~~and Middleton~~ Middleton, Astle, Benson, Feldman, Hershey, Jennings, Kelley, Mathias, Pugh, and Reilly

AN ACT concerning

Public Health – Overdose Response Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 951)

The Bill was then returned to the Senate.

Senate Bill 607 – Senators Klausmeier, Astle, Bates, Benson, Cassilly, Conway, Currie, DeGrange, Edwards, Feldman, Ferguson, Guzzone, Hershey, Hough, Jennings, Kagan, Kasemeyer, King, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Montgomery, Muse, Nathan–Pulliam, Norman, Peters, Pinsky, Pugh, Ramirez, Raskin, Rosapepe, Salling, Waugh, Young, Zirkin, Serafini, and Ready

AN ACT concerning

~~**Maryland Opioid Use Disorder Consortium**~~
Joint Committee on Behavioral Health and Opioid Use Disorders

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 952)

The Bill was then returned to the Senate.

Senate Bill 662 – Senators Ready, Brochin, Eckardt, and Edwards

AN ACT concerning

State Finance and Procurement – One Maryland Blue Ribbon Commission

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 953)

The Bill was then returned to the Senate.

Senate Bill 695 – Senator Raskin

AN ACT concerning

General Provisions – Public Information Act – Enforcement, Fees, and Exemptions

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 954)

The Bill was then returned to the Senate.

Senate Bill 757 – Chair, Finance Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Public Health – ~~Drug Overdose Prevention~~ Prescription Drug Monitoring Program – Required Disclosures

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 955)

The Bill was then returned to the Senate.

Senate Bill 792 – ~~Senator Astle~~ Senators Astle, Benson, Feldman, Hershey, Jennings, Kelley, Klausmeier, Mathias, Middleton, Pugh, and Reilly

EMERGENCY BILL

AN ACT concerning

Public Health – Nondiscrimination in Access to Anatomical Gifts and Organ Transplantation

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 956)

The Bill was then returned to the Senate.

Senate Bill 796 – Senators Nathan–Pulliam, Benson, Ferguson, Kelley, Montgomery, Rosapepe, and Young

AN ACT concerning

Public Health – Maryland AIDS Drug Assistance Program – Expansion of Eligibility and Services – Pharmaceutical Rebate Coverage

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 957)

The Bill was then returned to the Senate.

Senate Bill 829 – Senator Conway

AN ACT concerning

**Audiologists and Speech–Language Pathologists – Licensure Exemption –
Clinical Training**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 958)

The Bill was then returned to the Senate.

Senate Bill 852 – Senators Young, Kagan, Klausmeier, Montgomery, and Ready

AN ACT concerning

**Public Information Act – List of Contact Information for Governmental Unit
Representatives**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 959)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #19

Senate Bill 21 – Senators Hershey and Norman

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 – 139 Negative – 0 (See Roll Call No. 960)

The Bill was then returned to the Senate.

Senate Bill 88 – ~~Senator Astle~~ Senators Astle, Salling, Bates, and Waugh

AN ACT concerning

Natural Resources – Game Birds – Baiting

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 2 (See Roll Call No. 961)

The Bill was then returned to the Senate.

Senate Bill 106 – Senator Astle

AN ACT concerning

Chesapeake Bay Trust – Investment Options – Expansion

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 7 (See Roll Call No. 962)

The Bill was then returned to the Senate.

Senate Bill 230 – Calvert County Senators

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 – 137 Negative – 0 (See Roll Call No. 963)

The Bill was then returned to the Senate.

Senate Bill 262 – Senator Jennings

AN ACT concerning

Maryland Building Performance Standards – Energy Codes – Local Authority

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 964)

The Bill was then returned to the Senate.

Senate Bill 330 – Senator Klausmeier (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. 965)

The Bill was then returned to the Senate.

Senate Bill 355 – Senator McFadden (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Housing Authority of Baltimore City – Subsidiary Entities

Read the third time and passed by yeas and nays as follows:

Affirmative – 112 Negative – 23 (See Roll Call No. 966)

The Bill was then returned to the Senate.

Senate Bill 408 – Senators Muse, Cassilly, Norman, and Ready

AN ACT concerning

Real Property – Residential Leases – Interest on Security Deposits

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 967)

The Bill was then returned to the Senate.

Senate Bill 540 – Senator Astle

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. 968)

The Bill was then returned to the Senate.

Senate Bill 636 – Washington County Senators

AN ACT concerning

Washington County – County Clerk

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 969)

The Bill was then returned to the Senate.

Senate Bill 666 – Senators Bates ~~and Salling~~, Salling, and Simonaire

AN ACT concerning

Recreational Fishing Licenses – Duration and Expiration Date

Delegate Stein moved to make the Bill a Special Order for Saturday.

The motion was adopted.

Senate Bill 696 – Senator Hershey

AN ACT concerning

Natural Resources – Oyster Poaching – Administrative Penalties

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 970)

The Bill was then returned to the Senate.

Senate Bill 808 – Senators Klausmeier, Bates, Brochin, Montgomery, Pinsky, ~~and Reilly~~ Reilly, and Simonaire

AN ACT concerning

Natural Resources – Aquaculture – Liability for Trespass

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 4 (See Roll Call No. 971)

The Bill was then returned to the Senate.

Senate Bill 838 – Senator Waugh

AN ACT concerning

St. Mary’s County – Animal Regulations

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 972)

The Bill was then returned to the Senate.

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #22

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 1183 – Delegate Knotts

AN ACT concerning

Real Property – Contract for Sale of New Home

HB1183/580418/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1183

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 3 down through “change” in line 5 and substitute “requiring a contract for the initial sale of a new home to include a certain provision under certain circumstances; authorizing a seller or a purchaser to declare a certain contract void and of no effect under certain circumstances; requiring a seller to return to a purchaser any deposit paid under a certain contract under certain”

circumstances; requiring a deposit held by a licensed real estate broker to be distributed in accordance with certain provisions of law”.

AMENDMENT NO. 2

On page 1, in lines 18, 19, 20, and 21, in each instance, strike the bracket; in line 21, strike “**THE**”; in the same line, strike the third “the” and substitute “:

(I) THE”;

and in line 22, after “accept” insert “;AND

(II) THE TIME PERIOD WITHIN WHICH THE PURCHASER MUST OBTAIN A WRITTEN COMMITMENT FOR A LOAN.

(3) IF A PURCHASER DOES NOT OBTAIN A WRITTEN COMMITMENT FOR A LOAN IN ACCORDANCE WITH THE TERMS OF THE CONTRACT, INCLUDING TERMS RELATING TO THE TIME PERIOD FOR OBTAINING THE WRITTEN COMMITMENT:

(I) AT THE SELLER’S ELECTION AND ON WRITTEN NOTICE TO THE PURCHASER, THE SELLER MAY DECLARE THE CONTRACT VOID AND OF NO EFFECT; OR

(II) ON WRITTEN NOTICE TO THE SELLER ACCOMPANIED BY WRITTEN DOCUMENTATION FROM A LENDER EVIDENCING THE PURCHASER’S INABILITY TO OBTAIN A LOAN IN ACCORDANCE WITH THE TERMS OF THE CONTRACT, THE PURCHASER MAY DECLARE THE CONTRACT VOID AND OF NO EFFECT.

(4) (I) THE SELLER SHALL RETURN TO THE PURCHASER ANY DEPOSIT PAID UNDER THE CONTRACT IF:

1. THE PURCHASER HAS COMPLIED WITH THE PURCHASER’S OBLIGATIONS UNDER THE CONTRACT; AND

2. THE PURCHASER OR THE SELLER HAS DECLARED THE CONTRACT VOID AND OF NO EFFECT UNDER PARAGRAPH (3) OF THIS SUBSECTION.

(II) IF THE DEPOSIT IS HELD BY A LICENSED REAL ESTATE BROKER, THE DEPOSIT SHALL BE DISTRIBUTED IN ACCORDANCE WITH § 17-505 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS 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:

Senate Bill 360 – Calvert County Senators

AN ACT concerning

Calvert County – Budget Hearings and Procedures

SB0360/150018/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 360

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 8 down through “county” in line 10 and substitute “altering the places and manner in which notice of time and place of certain hearings are required to be published”; and in line 13, after “hearing;” insert “repealing a requirement that a copy of each proposed county budget be supplied to each newspaper of general circulation in the county and to each branch of the county library and that copies be made available to the public at or below cost;”.

AMENDMENT NO. 2

On page 2, in lines 9 and 21, in each instance, strike “(I)”; strike beginning with “in” in line 11 down through “COUNTY” in line 14 and substitute **“ON THE COUNTY’S WEB SITE AND ON:**

(I) ELECTRONIC MEDIA OF GENERAL READERSHIP IN THE COUNTY; OR

(II) A PRINT MEDIA SOURCE OF GENERAL READERSHIP IN THE COUNTY”;

strike beginning with “in” in line 22 down through “COUNTY” in line 25 and substitute “ON THE COUNTY’S WEB SITE AND ON:

(I) ELECTRONIC MEDIA OF GENERAL READERSHIP IN THE COUNTY; OR

(II) A PRINT MEDIA SOURCE OF GENERAL READERSHIP IN THE COUNTY”;

and in line 29, strike “(1)”.

On page 3, strike in their entirety lines 1 through 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:

Senate Bill 649 – ~~Senator Muse~~ Senators Muse and Ramirez

AN ACT concerning

Real Property – Contract for Sale of New Home

SB0649/180316/1

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 649

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “circumstances;” insert “requiring a deposit held by a licensed real estate broker to be distributed in accordance with certain provisions of law;”.

AMENDMENT NO. 2

On page 2, in line 21, after “(4)” insert “(I)”; in lines 23 and 25, strike “(I)” and “(II)”, respectively, and substitute “1.” and “2.”, respectively; and after line 26, insert:

“(II) IF THE DEPOSIT IS HELD BY A LICENSED REAL ESTATE BROKER, THE DEPOSIT SHALL BE DISTRIBUTED IN ACCORDANCE WITH § 17-505 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE.”

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. 973)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (SENATE BILLS) #24

Senate Bill 86 – Senator Simonaire

AN ACT concerning

Public Safety – Hit and Run Suspects – Yellow Alert Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 974)

The Bill was then returned to the Senate.

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

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 975)

The Bill was then returned to the Senate.

Senate Bill 145 – Senator Zirkin

AN ACT concerning

Civil Actions – Disclosure of Information – Repeal of Certification Requirement

Read the third time and passed by yeas and nays as follows:

Affirmative – 126 Negative – 13 (See Roll Call No. 976)

The Bill was then returned to the Senate.

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)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 1 (See Roll Call No. 977)

The Bill was then returned to the Senate.

Senate Bill 261 – Senators ~~Jennings, Brochin, and Klausmeier~~ Jennings, Brochin, Klausmeier, and Mathias

AN ACT concerning

**Public Safety – Handgun Permit Background Investigation – Armored Car
Company Employees**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 978)

The Bill was then returned to the Senate.

Senate Bill 383 – Senators Hershey and Eckardt

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 – 138 Negative – 0 (See Roll Call No. 979)

The Bill was then returned to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 980)

The Bill was then returned to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 981)

The Bill was then returned to the Senate.

Senate Bill 549 – Senator Lee

AN ACT concerning

Criminal Law – Identity Fraud – Name of the Individual

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 982)

The Bill was then returned to the Senate.

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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 91 Negative – 47 (See Roll Call No. 983)

The Bill was then returned to the Senate.

Senate Bill 652 – Senators Muse, Benson, Currie, McFadden, and Waugh

AN ACT concerning

Criminal Procedure – Expungement of Records

Read the third time and passed by yeas and nays as follows:

Affirmative – 90 Negative – 49 (See Roll Call No. 984)

The Bill was then returned to the Senate.

Senate Bill 654 – Senator Muse

AN ACT concerning

**Criminal Procedure – Immunity – Alcohol- or Drug-Related Medical
Emergencies**

Read the third time and passed by yeas and nays as follows:

Affirmative – 114 Negative – 25 (See Roll Call No. 985)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #13

Senate Bill 523 – Senator Mathias

SECOND PRINTING

AN ACT concerning

Worcester County – Alcoholic Beverages – ~~Craft~~ Limited Distillery License

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 986)

The Bill was then returned to the Senate.

Senate Bill 630 – Washington County Senators

AN ACT concerning

Alcoholic Beverages – Washington County – Population Ratio Quota

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 987)

The Bill was then returned to the Senate.

Senate Bill 631 – Washington County Senators

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 – 139 Negative – 0 (See Roll Call No. 988)

The Bill was then returned to the Senate.

Senate Bill 632 – Washington County Senators

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 – 136 Negative – 1 (See Roll Call No. 989)

The Bill was then returned to the Senate.

Senate Bill 634 – Washington County Senators

AN ACT concerning

Washington County – Liquor Tasting License

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 990)

The Bill was then returned to the Senate.

Senate Bill 644 – Senator Edwards

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 – 139 Negative – 0 (See Roll Call No. 991)

The Bill was then returned to the Senate.

Senate Bill 715 – Senator Edwards

AN ACT concerning

Alcoholic Beverages – Garrett County – Multiple Event License

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 992)

The Bill was then returned to the Senate.

Senate Bill 719 – Senators Ready, Hough, and Bates

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 – 139 Negative – 0 (See Roll Call No. 993)

The Bill was then returned to the Senate.

Senate Bill 750 – Washington County Senators

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 – 139 Negative – 0 (See Roll Call No. 994)

The Bill was then returned to the Senate.

Senate Bill 798 – Senators Mathias and Eckardt

AN ACT concerning

**Wicomico County – Alcoholic Beverages – ~~Annual Production Limit for~~
Micro-Breweries – Annual Production Limit**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 995)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #29

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)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 3 (See Roll Call No. 996)

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. 997)

ADJOURNMENT

At 1:32 P.M. on motion of Delegate Kaiser the House adjourned until 7:00 P.M. on Legislative Day April 5, 2015, Calendar Day Friday, April 10, 2015.